

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

CITY OF PORTLAND
INDEPENDENT POLICE REVIEW
Confidential Taped Statement
Investigator Eric Berry

Interview Date: 06/06/2016
IPR #: 2016-B-0014
IPR File Name: 2016-B-0014 crebs.michael.06.06.16.int.wma
Complainant:

Interviewed: Michael Crebs

BERRY: I'm ready.

PASHLEY: Okay, this is GREG PASHLEY we are in the City Auditor's office, city hall third floor, library. It is June 6th, 2016. Present are ERIC BERRY, DEIRDRE PEREZ, and Assistant Chief MIKE CREBS. We are here to discuss IPR case number 2016-B-0014. There's no associated Portland Police case number. Chief CREBS has been advised that his conduct and or the conduct of any other member – bureau member present on April 21st, 2016 in Harney County, Oregon is the subject of this investigation. Chief CREBS has reviewed information –

CREBS: Mm-hm.

PASHLEY: – to be reasonably apprised of the nature of the allegation of the complaint. Chief CREBS has been informed that he is a witness member in this case and that CONSTANTIN SEVERE is in charge of the investigation. I have advised Chief CREBS or he has been advised that he can an attorney or advocate present during the interview and has chosen to proceed without –

CREBS: Proceed by myself.

PASHLEY: To proceed without an attorney or an advocate. Chief CREBS under the authority of Captain RODRIGUES I am ordering you to answer all questions fully and truthfully. If you fail to respond fully and truthfully, you may be disciplined up to and including dismissal. Do you understand?

CREBS: Yes I do.

PASHLEY: Okay, thank you.

CREBS: Yes.

BERRY: All right, Chief CREBS thanks for meeting us –

CREBS: Oh, you're welcome.

BERRY: – today. Sorry to call you away from lunch.

CREBS: That's okay, I was half way done.

BERRY: Oh good, well at least you got some chow out there.

CREBS: Yeah.

BERRY: How long have you been with PPB?

CREBS: I've been here March of '92.

BERRY: Okay.

CREBS: So a little over twenty-four years.

BERRY: Oh my gosh. You're currently AC of Services, correct?

CREBS: Correct.

BERRY: Okay, what all is involved in the AC of Services? There's sure a lot I don't know about the –

CREBS: You have – so what I have assigned to my personnel division, I have the Training Division, I have Strategic Services. Strategic – other than the DOJ. Strategic Services as far as like, data collection and stuff like that's mine.

BERRY: Yeah.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 2 of 19

51 **CREBS:** MIKE MARSHMAN pretty much reports to the Chief directly for DOJ stuff. I mean, I get
52 informed, I'm usually at most of the meetings, but that's part of strategic services, the DOJ. I have –
53 did I mention records division?

54 **BERRY:** Oh yeah.

55 **CREBS:** Fiscal and within Fiscal you have fleet and then facility services too. Trying to think of
56 anything else that I have.

57 **PASHLEY:** Do you have property evidence?

58 **CREBS:** No, property evidence is DONNA HENDERSON.

59 **BERRY:** That's a pretty complicated portfolio –

60 **CREBS:** Used to have – yeah, used to have ITD, which is the computer stuff, but that's at DONNA'S
61 right now, so –

62 **BERRY:** Excellent, well and anything – I typically ask officers when I interview them, to tell me a
63 little bit about the work they've done for the bureau over the years. Is there anything you want to
64 mention about your previous career with PPB?

65 **CREBS:** Not really, I mean –

66 **BERRY:** Yeah.

67 **CREBS:** – I was a police officer in Utah. I started in February of 1980 if that helps. I mean, I've been
68 a police officer for a long time, so I've –

69 **BERRY:** Oh yeah.

70 **CREBS:** – spent about eleven years there, so –

71 **BERRY:** Oh my gosh, whereabouts in Utah?

72 **CREBS:** Well I worked at – it's a long story. I started at Salt Lake County sheriff's office.

73 **BERRY:** Okay.

74 **CREBS:** [REDACTED]

75 [REDACTED]

76 [REDACTED]

77 [REDACTED]

78 [REDACTED]

79 [REDACTED]

80 [REDACTED]

81 [REDACTED]

82 [REDACTED]

83 [REDACTED]

84 **BERRY:** Well yeah, you seem to be one of the fittest people I know, so –

85 **CREBS:** That's how I feel, but what else you got?

86 **BERRY:** Well, so just kind of jumping into the matter at hand.

87 **CREBS:** You bet.

88 **BERRY:** Do you remember when you first learned about the incident in Harney?

89 **CREBS:** I do. Well first of all, I don't – what I remember is – I don't remember it was exactly Harney
90 County per se, so when I mention Harney County I don't remember specifically what county I was told
91 it occurred in or anything like that, but we know it's in the media as Harney County, so yes. I first
92 learned about it on – would have been I believe its April 25th, is that Monday?

93 **PEREZ:** Mm-hm.

94 **CREBS:** And that day sticks out because we do – every morning we have a chief's meeting. He has
95 the lieutenants come in, he has his admin, DIANE HAMAN, she's there. Usually DEREK
96 RODRIGUES is there from IAD, then you have ELLE WEATHEROY is the equity manager and what

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 3 of 19

97 happens is we meet – this has been going on since MIKE REESE, we'd all sit and talk about, okay,
98 what's going on this week, what is your schedule, what do you have meetings with, what are the big
99 issues you're facing this week. We just go around the table and talk and then we'll talk about –
100 everyone goes down and does their particular calendar and then at the end of that – well in this
101 particular case we're going around doing our calendars and we – at one point we got to TERRY
102 KRUGER. TERRY KRUGER is the Chief's adjutant lieutenant. Also does – works with PETE
103 SIMPSON on communications and stuff like that and media and TERRY said, hey guess what folks,
104 Friday's my last day, I'm retiring. TERRY [REDACTED]
105 and he decided that he told us safe, just so everyone knows that Fridays my last day, you know, it's
106 been nice working with you all and that kind of took us all back like, wow, okay, because TERRY'S
107 been here gosh, twenty-seven, twenty-eight years and [REDACTED] but he said okay,
108 my last days Friday because it all had to coincide with the twenty seventh pay period. You heard about
109 this?

110 **BERRY:** No.

111 **CREBS:** Yeah, well TERRY – if you retire in April – you retire in April is potentially, it hasn't
112 completely been settled yet for the PPCOA, but it could be a four percent raise for the rest of your life
113 because twenty seventh pay period's fall on a certain month each year. PASHLEY'S aware of this and
114 –

115 **PASHLEY:** Yeah.

116 **CREBS:** Yeah, and so TERRY had to retire before the end of April to be – participate in this potential
117 future because the PPCOA has to actually file a grievance and all this stuff. It's kind of complicated,
118 but notable because TERRY said he was retiring, which was kind of a shock.

119 **BERRY:** Yeah.

120 **CREBS:** And then what usually happens and this is very normal is this – what happens is that we have
121 this round table with everyone in the Chiefs office basically the lieutenants and DIANE HAMAN as
122 admin is that they then leave and leave the four assistant chiefs and the Chief together in the room and
123 it's something we'll talk about personnel matter or things that we don't normally share with, you
124 know, with everybody those kind of things, so we have this and same thing happened with REESE we
125 would come in, we'd meet and they would be – I'm not going to say dismissed, but they would know.
126 Hey, okay, we're done. They would get up and leave. We would then have some discussions about –
127 sometimes it would be pretty mundane and sometimes it might be a little more, you know, a little more
128 official in confidence, but for the most part it was fairly, you know, basic stuff, and so after they had
129 been released LARRY proceeded to tell all four – all four assistant chiefs were in there. Proceeded to
130 tell us what had occurred over in what is now known to me as Harney County.

131 **PEREZ:** Mm-hm.

132 **CREBS:** And he had said that – he said that they were either – I don't know if he said they were
133 hunting or camping or whatever, but they knew they were over in Eastern Oregon. I knew they were
134 shooting guns and he said at one point he was – they were shooting and he didn't describe how they
135 were shooting or if they were standing in a line, anything like that. He just said that we were out
136 shooting and he noticed that one of his friends – he never named the gentleman. He just said one of his
137 friends. He noticed he was bleeding from the left side. That they – wow he's bleeding, oh no, hey,
138 you've been shot. They went over there and rendered aid. He said, that – he said – I think LARRY
139 indicated that he had a – he's usually pretty prepared. It seemed like he had some kind of a first aid kit
140 close by with really – like, a thing called quick clot.

141 **BERRY:** Oh yeah.

CONFIDENTIAL TAPED STATEMENT

**IPR #2016-B-0014
Portland/ Michael Crebs**

**June 6, 2016
Page 4 of 19**

142 **CREBS:** Quick clots like a – I guess it stops bleeding really rapidly or something like that for gunshot
143 wounds, so LARRY retrieved – I think LARRY – I think LARRY had said that he had retrieved a bag
144 and began administering first aid to his friend. He said, at first – he said, at first they had thought that
145 that maybe this – at least that he had thought that this gentlemen had shot himself by re-holstering his
146 weapon because if I remember right it was on the left side and he said, he somehow – he had shot
147 himself, and so – re-holstering his weapon or pulling the – I don't know exactly what it was, but
148 somehow while holstering or un-holstering his weapon he had – this gentlemen had shot himself and
149 he said that – and it seemed like to me – and I've been thinking about this a long time obviously since
150 we've been – since this came out in the media that I knew I'd be interviewed and it basically came
151 down to – seemed like within minutes, it seemed the way he was explaining to me or at least the way I
152 was receiving the message, it sounded like within minutes they looked at the wound and determined,
153 whoa, I don't think he shot himself, you know, and then LARRY was saying they started tracing back
154 – tracing back that it was LARRY that actually shot him. LARRY had said that – mm-hm, excuse me.
155 It seemed like it happened – at least my message was within minutes it was determined that he
156 probably didn't shoot himself and that LARRY indicated that he had, at one point had set his gun
157 down and then sometime shortly thereafter LARRY manipulated his gun. I don't remember exactly
158 what he said, you know, I'm using the word manipulation, but I don't remember exactly if he said that
159 he picked it up or if he touched it somehow, but the gun went off and they were able to extrapolate
160 back like, you know, the angle of this guy's wound to where LARRY was and where the gun was and
161 that the – it was most likely that LARRY had fired the gun that shot the gentleman in the lower side or
162 or the back or whatever it may be. He said that we – somebody either asked the question or it came up,
163 well was there a malfunction with the gun. Well, could it be like a malfunction with the gun and
164 because he – and he says no, nope, it's on me, it's on me because we thought maybe there might be a
165 malfunction with the gun or something like that because – he says no it's on me and indicated that the
166 sheriff department – the Harney County sheriff, I – Harney as we know it. At least someone from law
167 enforcement had interviewed the folks on scene and it was fully my belief that the deputy knew that it
168 was LARRY that had shot his friend. It was – because LARRY indicated that the officer, deputy,
169 whoever it was, was going to call LARRY back and ask him further questions. LARRY, if I remember
170 right, had indicated that this deputy was either going to go on some kind of a leave or a conference or
171 something like that and that person was then going to call LARRY by phone to ask some follow up
172 questions. That's what I had – and you know, all these things that I'm listening to this thing happening,
173 it's like, this is a pretty big deal and it sounded as if the police were fully aware that LARRY was the
174 shooter and fully aware they were going to call him back and ask him a few more questions of what
175 was going to go on. That's how I – that's the impression I was left with. LARRY had said that he had
176 contacted the mayor and the mayor was fully aware of it. LARRY then said that after he told us he
177 would then be going down to contact Professional Standards. I don't remember if he mentioned
178 DEREK RODRIGUES particularly or if he just said, going down to contact Professional Standards,
179 which made me believe he was going to contact DEREK because he is the gate keeper for all that
180 comes in on stuff like this. Let me see what else, am I missing anything? He's going to contact
181 Professional Standards and they would be notified of what was going on because basically the protocol
182 in the Portland Police Bureau is, is if, you know, and this is what I took is that as soon as he contacts
183 DEREK RODRIGUES, then DEREK then contacts IPR and there'd be like a concurrent or an ongoing
184 investigation of the two. That's how we normally do stuff. If – what DEREK knows, DEREK tells
185 CONSTANTIN, what CONSTANTIN knows CONSTANTIN tells DEREK. That's how I understand
186 the process; and I felt that when I left there that day that the mayor knows, his boss, which he's
187 required to notify his supervisor if he's a subject of criminal investigation. I knew that the police were

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 5 of 19

188 involved. He had told us that they were there and they interviewed him and the people around there
189 and they were going to do a follow up interview once this officer was to get off of his leave. I can't
190 remember if it was a vacation or a conference or something, but it seemed he was going to call
191 LARRY back for additional information. I knew that he was going to contact Professional Standards
192 who would then contact – would contact IPR and I know that when we do these criminal
193 investigations, if we do our own criminal investigation or at the – any criminal investigations that we
194 have you have to usually involves – has to involve the investigative branch assistant chief, that's pretty
195 common too, so if I had – I had what I believed to be a criminal investigation that I went and first thing
196 I do is I go to DONNA and tell her, so yes an investigative branch would normally be involved and
197 then IPR and – or excuse me, IAD would then notify IPR. I'm trying to think of anything else that I
198 would – that I would want to – about that particular morning. One thing that did is that – one thing that
199 LARRY did say at the end of this is that it was – we were all sitting around, the other assistant chiefs
200 were sitting around, and LARRY said something to the effect that he was obviously very frustrated
201 that he had shot this person. I mean, this is – he's a – basically a firearms instructor. He's one of the
202 firearm gurus of the Portland Police Bureau. This is something he takes very seriously and he – and
203 we're like, you know, we're saying hey LARRY, you know, stuff happens. It's too bad. I'm glad your
204 friends okay, this is, you know, it will be investigated. It will all be worked, you know, we'll get this
205 thing, you'll be able to get through this. It's going to be tough. It's going to be mentally tough. There's
206 a lot of hoops that have to be jumped through. It's going to take some time, and we said, you know,
207 things happen to people and they just have to just, you know, go through its normal course; and he
208 said, well these kinds of things don't happen to me and that right there was, you know, that right there
209 I knew psychologically the kind of place that he was in and this was just eating him really deep and it's
210 interesting that after our conversation, you know, we all left just wow, TERRY'S retiring and, you
211 know, the Chief just, you know, shot somebody and this is going to be an investigation and that's
212 basically – after we talked I know I walked into – I know I walked into – I think I walked into
213 DONNA'S office, DONNA HENDERSON. I may have – BOB DAY may have been there. I said
214 wow, LARRY'S taking this hard, by his comment of these kind of things don't happen to me, and so
215 even our own conversations weren't really around – necessarily around the investigation per se about,
216 you know what happens about how this is going to be – this is tough on the Chief, but it has to go
217 forward and all the right contacts were made. The mayor knows, the police are involved, and IAD'S
218 been notified or going to be notified immediately and then IPR will know and, you know, you have an
219 investigation and it'll proceed forward. There will ultimately be a finding of some sort. That's – that is
220 what – that's what I know.

221 **BERRY:** That's a pretty good summary.

222 **CREBS:** Yeah.

223 **BERRY:** You talked about Chief O'DEA mentioning having contacted the mayor about it?

224 **CREBS:** Correct.

225 **BERRY:** Did he say or did he give any indication of what the mayor was going to do regarding it?

226 **CREBS:** You know, it wasn't – it wasn't a long conversation about the mayor if I remember right. He
227 goes I've contacted the mayor. I contacted the mayor about this and it seemed like he said that he was
228 supportive. Now supportive to me doesn't mean that he's going to, you know, not do anything.
229 Supportive to me means he understands that, you know, someone was shot and someone was injured
230 and this is tough for everybody involved because, you know, this isn't like, you know – what I took it
231 as is that LARRY is a, you know, he's been a hard working employee at the Portland Police Bureau
232 and all the sudden this happens to him. The word supportive doesn't mean I'm going to show you
233 favoritism. What it means is hey you know what, I understand, let the process run its course. I'll be

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 6 of 19

234 supportive in the midst of this. I mean, supportive doesn't mean you condone anything it just means
235 that you're supportive like, you would anything. People make mistakes, so that's what –

236 **BERRY:** Sure.

237 **CREBS:** That's what I – I don't remember LARRY expounding much other – he may have said,
238 maybe I don't want – but it was pretty much I notified the mayor, he's supportive or understanding or
239 whatever it may be. That's what I remember it as.

240 **BERRY:** Yeah, and you talked about Chief O'DEA mentioning manipulating his rifle a little bit. Did
241 he ever give any indication or say how he thought the discharge might have happened?

242 **CREBS:** You know, I don't recall. That's one thing when I knew I'd be interviewed. Okay, now what
243 exactly – how did the manipulation – somehow he touched it, manipulated it. I don't remember
244 specifically getting into, you know, I picked it up with my left hand, my right hand. I –

245 **BERRY:** Yeah.

246 **CREBS:** – was actually left there a little bit – I left there a little bit not quite knowing exactly how the
247 gun went off. All I know is that it was set down and somehow manipulated or touched sometime after
248 that and the gun went off and it was – LARRY was the one responsible for it. Exactly how that
249 occurred, I don't know, but I just – I just – the big piece to me was that the mayor knew and an
250 investigation was started and that the Internal Affairs folks would be notified, so they could go on
251 down the line. That's what – because we don't – it was him just informing us of what had occurred.

252 **BERRY:** Yeah.

253 **CREBS:** So that's what I recall.

254 **BERRY:** In that meeting did the Chief ever direct you, yourself to take any action regarding this
255 incident?

256 **CREBS:** No.

257 **BERRY:** No, do you remember, did he direct any other – any of the other AC'S there to do anything
258 or to take any action?

259 **CREBS:** You know, I can't recall him giving us any direction.

260 **BERRY:** Okay.

261 **CREBS:** To take any specific type of action.

262 **BERRY:** All right, did you talk about how public to make this incident or talk about who should find
263 out about the incident?

264 **CREBS:** About how – if we should notify the media or not you mean?

265 **BERRY:** Yeah, the media or other members of the bureau or –

266 **CREBS:** You know, I left there – so what normally happens is we constantly get confidential
267 information.

268 **BERRY:** Yeah.

269 **CREBS:** And every time we have a confidential – we don't always leave saying hey, we better tell
270 this, we better that or don't tell anybody. He basically told us this is what happened and an
271 investigation started and I felt that as if once an – we don't make our investigations public for the most
272 part.

273 **BERRY:** Right.

274 **CREBS:** Unless it's a – if it's an arrest we make them public, but this felt like as if – every
275 investigation is need to know, right to know and – but no, LARRY – I don't remember LARRY ever
276 discussing about when the media should be notified, I don't recall anything like that. It was the
277 assumption that eventually they would find out about it.

278 **BERRY:** Yeah.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 7 of 19

279 **CREBS:** That's, you know, because that's what – as soon as the investigation was released. I mean, at
280 any point Harney County could release it or at any point the mayor could decide to do it, but the people
281 in that room that day, I don't remember having a discussion about media notifications.

282 **BERRY:** Did he direct you not to discuss the incident with anybody?

283 **CREBS:** You know it's interesting, I've been thinking about that as I told you before I don't recall
284 LARRY doing – ever specifically telling me anything that I couldn't talk to anybody about this. We
285 have to remember too I think it's important that in my job as an assistant chief, all kinds of information
286 comes to us. I mean, there's confidential stuff that comes to me all the time and every time we have a
287 meeting, don't talk about it, don't talk about it, because it's almost like all criminal and all internal
288 investigations are confidential. I shouldn't say all criminals, but all internal investigations are supposed
289 to be confidential and need to know, right to know and I don't recall LARRY ever saying, 'Okay, guys
290 you can't talk about this to anybody.' I left there believing all day, not just all day, but weekly, maybe
291 bi-weekly, but I'm often times find myself in situations where I'm getting information that only I know
292 about or only myself and IAD and CONSTANTIN SEVERE know about, you know, we have what's
293 kind of like right to know, need to know and that's – but I don't remember the Chief ever saying –
294 because I remember as soon as I get interviewed I have to make sure, did the Chief ever say oh, don't
295 tell anybody about this. I never heard that, I knew that when I was involved and I don't care what – I
296 don't care who's involved. I have – I don't even talk to my wife about many things. If I have an
297 Internal Affairs – if someone comes to me and there's – hey CREBS I want to tell you what happened
298 and then I have to report it to DEREK or whoever. I don't check with the commanders, I don't – my
299 job is to be confidential about everything and not – I'm not being secretive. I just don't want – part of a
300 good investigation is one that can be done in the security of not things getting out and rumors start and
301 stuff like that. Information gets out and it contaminates people's point of view.

302 **BERRY:** Right.

303 **CREBS:** And to be frank with you, you know, you look at this one now, there's – it's everywhere I
304 turn. When this whole thing started coming out I was in New York, so I'm reading OregonLive, wow,
305 wow, wow, wow. I never knew that, I never knew that, so there's stuff coming out, so part of an
306 investigation – which is – I guarantee it happens in IPR too. You guys have need to know, right to
307 know information, so that's – no, there was never any kind of specific, you know, be quiet, don't say
308 anything to anybody that I ever recall happening.

309 **BERRY:** Yeah, now I don't want to put words in your mouth, but I –

310 **CREBS:** That's fine.

311 **BERRY:** I feel like I understand what you're saying.

312 **CREBS:** Okay.

313 **BERRY:** You described Chief O'DEA indicating he was going to talk to Professional Standards.

314 **CREBS:** Correct.

315 **BERRY:** Having talked to the mayor and you described that the AC of investigations will have some
316 role in regarding an administrative investigation. After Chief O'DEA told you what happened, did you
317 feel like there were any actions you needed to take related to that incident?

318 **CREBS:** You know, no. I really didn't. I feel like that if you look up policy, if you look – I have no
319 specific role unless – the only time I normally have a role in something like this, is if someone comes
320 to me. Let's say a perfect example was I was at a meeting one night and there was a person there. He
321 says hey CREBS, look it here. I want to show you a video of what happened to me a couple days ago,
322 and so I'm like, whoa, so I know I have an obligation to get the ball rolling, and so I went to – I think
323 the following day, I can't remember what day it was, but the following day I went to DONNA. I said
324 hey DONNA, I think this might be a criminal investigation. She goes, I don't know just think about

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 8 of 19

325 that and I remember going down and talking to DEREK and having a discussion with him about an
326 incident, and this is basically the [REDACTED] incident, what it really comes down to, and so I do
327 have a role if PASHLEY – if I’m, you know, if PASHLEY comes to me and says hey CREBS, I think
328 that DEREK’S, you know, breaking the rules inside IAD I have an obligation to report that to whoever
329 it may be. If it was DEREK I would probably go directly to the Chief of police and then make sure IPR
330 was notified, those kinds of things, but I do have a role, but in this particular incident everybody – if
331 you look at our policy all of the supervisors been notified, the police have been notified, and
332 investigating, IAD slash Professional Standards being notified, who will then notify IPR. If the
333 investigative branch has any portion of this they’re aware of it, so I felt that any reporting things that I
334 had was – I left there believing that – I left there believing that this whole thing had started and it is
335 moving down the road and often times I find is if in the Chief’s office – and this is probably in, you
336 know, in any business like maybe even IAD, but you’re out doing your cases, I’m doing mine. I’m
337 working on recruiting, I’m working on hiring and stuff like that and usually that’s – I figured that the
338 whole thing was moving down a path of complete investigation and I knew at one point that once the
339 investigation was complete I’m sure the mayor and or Harney County would be making notifications,
340 so I obviously – obviously if I knew then what I knew now then I don’t know. I’m just – the thing is
341 the newspaper – I’ve been reading the clips, so it’s – I don’t know what else to say.

342 **BERRY:** Yeah, yeah.

343 **CREBS:** I mean, so –

344 **BERRY:** I forgot to ask you earlier, have you prepared any kind of documentation or written material
345 related to this?

346 **CREBS:** No, no, no. That’s – I’ve been obviously in my mind thinking I’ve got to make sure one of
347 the most important things I want to be a hundred percent accurate. I want to make sure I’m accurate.
348 There’s some things I don’t know specifically and I’ll tell you that, so –

349 **BERRY:** Yeah.

350 **CREBS:** I have nothing that was written.

351 **BERRY:** Have you spoken with anyone else about this incident?

352 **CREBS:** Well, no. Like I told you, what happened is, so I have the meeting with the Chief.

353 **BERRY:** Mm-hm.

354 **CREBS:** I – after that meeting I went in and I talked with I think either BOB or DONNA, I’m talking
355 about LARRY’S response. I’m going to tell you the people I’ve talked to about this incident.

356 **BERRY:** Perfect.

357 **CREBS:** And so I have that like, wow LARRY’S taking this hard these kind of things don’t happen to
358 him and then within about thirty minutes, LARRY and I have a one on one. We have kind of a
359 standing one on one and I went inside the room with him and I was trying to, you know, cheer him up.
360 Hey LARRY, this kind of stuff happens, you know, I told him about some things that have happened
361 to me before and how it made me grow. I know it’s no fun right now and it’s easy for me to say right
362 now because I’m not sitting on your side of the desk, but this is – this is something that maybe it will
363 make you better in decision making in the future as you go through this. I’ve learned from my events
364 and we talked a little about that, but we never talked about, as I recall, ever talk more about the
365 specifics of the event.

366 **BERRY:** Mm.

367 **CREBS:** It was more of how this might impact him and then the – now you’re talking about me
368 having discussion just about what I knew between LARRY and I, LARRY telling us the story?

369 **BERRY:** Yeah, or just any kind of discussion you’ve had about the incident.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 9 of 19

370 **CREBS:** We don't talk about the incident. We talk about the aftermath and the media and stuff like,
371 we talked about like, okay, well guess what there's no article in the paper about us today. Our names in
372 the paper today, KEVIN MODICA came and said guess what, on KPAM I heard BERNIE GIUSTO
373 talking about us today. We've talked about, you know, the Chiefs not here, we've talked about, you
374 know, what's the Chief's – what's the future of the Chief going to look like, will they do an outside
375 process, we've talked about the aftermath of this and what's going on in the media.

376 **BERRY:** Yeah.

377 **CREBS:** But I've never talked – so the only people I've talked about, so I talked about that to LARRY
378 that day about how he feels and then maybe one other time we may have been in like an assistant
379 chief's meeting to talk about hey, how's LARRY feeling today, what's his mood? I remember
380 believing that maybe this may have humbled him a little bit. That maybe this is, you know, sometimes
381 when you have an incident like this happen to you, at least for me, I know mine are like, a little more –
382 yeah, things can happen and maybe that can soften him a little bit. We've talked about what kind of
383 mood is LARRY in today, but I don't remember ever discussing with any other assistant chief's ever
384 again about what took place in that room and what LARRY told us.

385 **BERRY:** Yeah.

386 **CREBS:** But when it did – when the story did break though, I did talk to my wife about it and I know
387 that's authorized under the – I have never been gagged by the way. I called CONSTANTIN and told
388 you. I called CONSTANTIN, I said you know dude, my wife said I read the paper today MIKE and it
389 says you're gagged. I said well I've been acting like I've been gagged, but I haven't been gagged, and
390 so I – she goes, what happened and I told her a lot of things we're talking about today. I mean, she's
391 concerned obviously that my names being brought up in the paper.

392 **BERRY:** Oh sure.

393 **CREBS:** One other thing I did too is that I did when I think I called – I can't remember what day it
394 came out, but when – when it first broke in the media – was it Thursday? I can't remember what day it
395 was, but I remember I was on vacation on a Friday and I called DIANE, I said hey DIANE how's
396 LARRY doing today? I don't think he's doing very good, you know, so I said well I'll call him up. I
397 said, hey LARRY keep your head up partner, you know, just, you know, this will pass, just let it play
398 out and I want to just cheer you up, you know, keep your mind doing some other things, so I called
399 him up then and then to cheer him up and then probably – then I went to New York for a conference
400 and also to visit my son and then as soon as – I think I talked to DONNA. I was standing in the middle
401 of Columbus Circle in New York when I started hearing – I can't remember exactly what came out,
402 but some more information started to come out that was pretty damaging. I don't know if – I don't
403 know if it was the alcohol piece or not and then I called DONNA. I said, hey DONNA how's it going?
404 She goes, yeah its pretty hot here CREBS. I said, okay, and then shortly thereafter it seemed like that
405 the mayor – I think some media – I think I found the media that did – that Chief O'DEA had been
406 suspended or DONNA had told me he was being suspended. It's like, whoa okay, and so there was
407 some – there's been conversations about the aftermath and the results of what's going on, but I've
408 never talked to anybody specifically, except for my wife, about what took place in there and what
409 LARRY talked to me about that morning and then – then the other day when it was notified that you
410 guys saw in the media that DEREK was – his name was – saying that PPCOA and PPA said he needs
411 to be removed from his office. I knew he would be devastated. I went down there and DEREK – just
412 checking in on you, partner. He was very, very, very, very, very, very emotional. I just want to say,
413 you know, I care about you DEREK and just coming to say hi and I, you know, he goes yeah, you
414 know, people don't care about me up here, you know, and I said – up on the fifteenth floor no one
415 cares about me and I said, DEREK I care about you. Take care of yourself, you know, and then I tried

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 10 of 19

416 to distract him, hey, you know, how's it going, how's your sons doing, those kind of things, you know,
417 [REDACTED] so I, you know, I just wanted to
418 check in on him because when you find your name in the paper and people want to kick you out and
419 people pointing fingers, I mean, it's like devastating.

420 **BERRY:** Yeah.

421 **CREBS:** And so that's – I wanted to make sure that that's full disclosure of everything that I've – and
422 I've called LARRY twice to wish him well and to see how he's doing and keep his mind on, you
423 know, cutting wood or we talked about the conference, those kind of things, but some of those – all of
424 our conversations start out with I am gagged. Oh I'm gagged, okay, well I know that, so it's almost
425 like you're trying to – okay, let's make sure we're not doing that because oh, this guy's kind of – I'm –
426 like I said, I've been treating myself as if I have been gagged because – oh, one other thing. When I got
427 back from New York I was – it would've been Monday morning, my assistant come to me and she
428 said, hey CREBS were you one of the privileged ones to know what was going on? I said, CANDY I
429 can't talk about that right now. I'm not gagged, but I know I'm going to be gagged, so I can't talk
430 about that right now because she – I don't know, I don't think she was prying per se, but she was
431 asking me if I was one of the privileged ones and I'm sure that from my answer is I can't talk about it
432 she may have picked that up, but I don't know I mean, what else am I supposed to say.

433 **BERRY:** Right.

434 **CREBS:** But I am gagged, and so I can't talk about it, but I've been – knowing that the subject of the
435 investigation was going to be what I knew, when I knew it, and what did I do about it. I knew that was
436 going to occur, so the only person is my wife. I've talked to her about that.

437 **BERRY:** I think you've been real clear; I just want to confirm. Have you ever talked about it at a roll
438 call?

439 **CREBS:** No.

440 **BERRY:** No, all right.

441 **CREBS:** I don't think I've ever – talked about the incident itself you mean?

442 **BERRY:** Yeah, the incident or PPB'S reaction to it.

443 **CREBS:** I don't think I've even been to a roll call since then. Let me – I don't – just I – I'm just trying
444 to think. I don't know, I don't normally go to roll calls.

445 **BERRY:** Yeah, I didn't – I wasn't sure if –

446 **CREBS:** I know that – let me just try to think here, so look at my schedule because I –

447 **BERRY:** Yeah.

448 **CREBS:** – I can't think have I ever been to roll calls.

449 **BERRY:** Well –

450 **CREBS:** Because I got back – I just want to see when I got back here. I got back – I came back
451 Monday the thirtieth, excuse me, would've been thirty first because of Memorial Day and let's see,
452 people have been pretty mundane about – I, you know, its if someone talked to me I just – it's just a
453 bad situation, a lot of stress going on up there and it's just a bad situation all the way around. I don't
454 think I've been to – I do attend roll calls from time to time. In fact, I even thought about attending, but
455 not to talk about this, but just to talk about hey, you know what, we love you, we're working through
456 this, I'm really sorry about the stressful time, but I haven't – I haven't gone to any roll calls. I'm just
457 trying to think. I've been to the awards ceremony.

458 **BERRY:** Oh yeah.

459 **CREBS:** Recruitment plan –

460 **BERRY:** Oh it's fine.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 11 of 19

461 **CREBS:** I just want to make sure, I just want to be – I don't think – I haven't been to any – JERRELL
462 GADDIS, no; WENDELL RUTHERFORD's, no. I haven't been to any roll calls, no.

463 **BERRY:** Yeah.

464 **CREBS:** Haven't talked about it in roll calls.

465 **BERRY:** You may have mentioned having a little contact with Captain RODRIGUES recently, have
466 you had any kind of discussion with him about the incident in itself or how IA was responding to it?

467 **CREBS:** No, no, DEREK was just very upset. He said, you know, he said, CREBS I don't think
468 anybody in fifteenth floor supports me, you know, and no one cares to call but you and I said, DEREK
469 I care about you. DEREK used to be my adjutant when I was an assistant chief.

470 **BERRY:** Oh I didn't know that.

471 **CREBS:** He was my assistant and I've grew up and DEREK was – he was a officer when I was a
472 captain of the school police and DEREK and I used to – we talk family and stuff like that. He doesn't
473 live too far, I remember talking – my daughter used to live by him and stuff like that, but DEREK was
474 upset. He felt like he wasn't getting any support from anybody, he felt like he was left out on an island
475 basically. I mean, he was the only that was really – I mean, like the media they pegged him out. I
476 mean, the PPCOA had said that he's stuck in, you know, he's kicking you out for fair reporting. I mean
477 – and he feels like he's been – he feels like he's been kicked to the curb and no one cares about him.

478 **BERRY:** Mm.

479 **CREBS:** That's how he feels and that's – I mean that's, you know, I thought about should I go down
480 there or not to talk to him because I don't want to – but the first thing he says is I'm gagged. I said, I
481 know you're gagged dude, but he was very emotional and I was going down there – not mostly, but I
482 was going down there to say, you know what DEREK, I care about you, I know this is tough. [REDACTED],

483 [REDACTED].
484 [REDACTED] felt like he was being kicked to the curb. End of
485 story, so –

486 **BERRY:** Have you had contact with anyone from the mayor's office or the mayor about this?

487 **CREBS:** Haven't talked to the mayor per se. I may have seen him at a – where did I see him at?
488 Where did I see the mayor at? I saw him some place, but we – I mean, to say he had a tough time,
489 those kinds of things. I mean, we haven't – we haven't – just so you know, nobody has gotten to me
490 and hey, what did you know and when did you know it and can you tell me what happened and no
491 one's gotten together to – we have talked aftermath is – it's on everybody's mind. How are things
492 going, did you see the article today? Yeah. It's not looking pretty out there, you know, we've had –
493 I've had those conversations, you know, in the Chief's office we're talking about, you know, is
494 LARRY coming back, is he not coming back. I don't know, doesn't look very good. Chances are he's
495 probably not. I mean, we think he's not coming back. I mean, that's what we believe, and so we do
496 have conversations about, are they going to do an outside test, are they going to pick another chief
497 from the outside, how long is DONNA going to be the interim, I don't know. I asked DONNA one
498 day, I go how'd it all happen? You became the – how'd it all happen because – how did you become
499 the acting and she goes, well I just got notified and it says you're the acting chief, you know, so I
500 wonder how that all went down because I've been in New York City, and so that's all. We've talked
501 about the aftermath and what's going on in the media, like MODICA came in one day and says man
502 they've got BERNIE GUISTO on there talking about us, you know, and BERNIE GIUSTO is a, you
503 know, he has his own problems, so – but we would just, you know, obviously we are front and center
504 on this and we've had, you know, discussions about how the media is portraying that, you know, that
505 well we supposedly know all this stuff and somehow we failed to do our duties, so it's like we just –
506 we're just – you know what, that's what the media says. It would've been nice if the media hadn't

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 12 of 19

507 gotten into things, but that's just the way life is and it's nice to get – media has to get it when it's all
508 done.

509 **BERRY:** Right.

510 **CREBS:** But they are spewing things which cause a lot of consternation with inside the organization,
511 so –

512 **BERRY:** Have you had any contact with anyone from Harney County sheriff's office?

513 **CREBS:** No.

514 **BERRY:** No.

515 **CREBS:** No, no one's called me from Harney County.

516 **BERRY:** Did you get interviewed? I know OSP and Oregon DOJ are – took over the criminal. Has
517 anyone from them contacted you?

518 **CREBS:** That reminded me that because actually the mayor had actually sent an e-mail to DONNA
519 and I and said, hey there's – could one of you – could one of you contact this person from I think the
520 Department of Justice, I don't think it was OSP, I think it's the Department of Justice.

521 **BERRY:** Okay.

522 **CREBS:** The Department of Justice and I said – and I – DONNA and I might have got it at the same
523 time. She goes, well I'll call them, and so DONNA called them and I said, well I'm going to step out
524 of the office, so DONNA – I stepped out of the office, so that – mayor wanted one of the others to call
525 them and the mayor actually at the award ceremony the mayor goes hey, did you guys call them? I
526 said, DONNA did. You can talk to DONNA about that, but I did not call them, so I haven't had any
527 contact with DOJ other than you mentioned about the mayor talking about it. One of them was he sent
528 me an e-mail to DONNA and I to have one of us contact this particular person.

529 **BERRY:** Yeah, and I promise we're almost done.

530 **CREBS:** That's okay, I'm in no rush.

531 **BERRY:** Can you briefly describe – what's your understanding of PPB'S expected response when it
532 learns that a member's the subject of a criminal investigation?

533 **CREBS:** Well I guess it depends on if they're arrested. If they're arrested they normally, we would
534 say, you know, that so and so was arrested. I mean, usually what will happen it seems like, usually the
535 agency themselves release that information, so I believe the way I understand it is – and just so you
536 know, I'm not part of the communications unit, I've never been in charge of the communications unit.

537 **BERRY:** Mm-hm.

538 **CREBS:** But when the – when someone's arrested or indicted or something like that, we normally – I
539 believe – I don't know, maybe I shouldn't respond because I don't know exactly what we do, but it
540 seemed like when someone's arrested we do let the media know about that when they've been arrested.

541 **BERRY:** Mm-hm.

542 **CREBS:** To be frank I don't know the exact protocols because I would go to, you know, if there was
543 an arrest usually that's handled by the Chiefs in the communications unit, so I don't know if – I think I
544 would be remised if I said that I knew exactly, but PETE SIMPSON does on those kinds of things.
545 You better ask – probably PETE probably like that, but –

546 **BERRY:** Yeah, is there an expectation that the bureau will conduct an administrative investigation
547 regarding the incident?

548 **CREBS:** Well –

549 **BERRY:** Or the –

550 **CREBS:** When someone's arrested or –

551 **BERRY:** Yeah.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 13 of 19

552 **CREBS:** Oh absolutely. Anytime you have a criminal investigation, the PPB get notified and notifies
553 IPR and there's definitely a administrative investigation that runs parallel. Sometimes from what I
554 know, I was the commander of detectives for a while, is that when those occur – sometimes the
555 investigation may run concurrently adjacent to or it might be – wait for the investigation to be
556 completed by the department and they would then send it to us, but there should be somebody that
557 calls them up and says, hey, here's what we expect happened, so what I would assume to happen, so
558 IPR'S notified or excuse me IAD'S notified, IPR'S notified, there'd be discussion about, okay, which
559 one of us is going to call Harney County because sometimes Harney County would – might be
560 reluctant to talk to IPR, a civilian, and so sometimes – that why sometimes criminal investigators are
561 involved because it's this police thing. Hey, this is Sergeant MIKE CREBS, detectives Portland Police,
562 I'd like to get a copy of your report so we know what's going on, and hey MIKE, I'll give you a call
563 back. They try to maybe, you know, you want to know who you're giving this stuff to.

564 **BERRY:** Yeah.

565 **CREBS:** But I could see – so then what would happen is, is that I would guess in short order that
566 whoever was either IPR or IAD would be contacting Harney County and saying, hey, one of our
567 members, you know, the Chief was involved in this incident and we would like to get all the
568 information you have because they would have information – who they – who they – who they
569 interviewed, they may already have a lot of this stuff already done because they would know who was
570 at the scene, what hospital they went to, what, you know, what did the person that got shot, what did he
571 or she say, those kind of things.

572 **BERRY:** Yeah, and is that expectation, is that reflected in a directive?

573 **CREBS:** Well as far as, if you look at directive, I believe its 330 and you'll look and see I believe it's
574 going to be that the IAD person actually liaisons with the other jurisdiction or possibly detectives – I
575 think that what really has to happen is somebody, it's usually at the direction of the – the IAD person
576 runs the, you know, the administrative investigations, so it –

577 **BERRY:** Yeah.

578 **CREBS:** – could be possible that – let's say that IAD runs it, but they say hey, PASHLEY, you know,
579 I'm going to have – I need some assistance on this or go to GEORGE BURKE and hey GEORGE,
580 could you assign an investigator to us. Harney County's been kind of, you know, closed lip with us.
581 Could you see what you can do to get information from them, so there is one of the first things that you
582 want to do is get hold of the agencies that's conducting the investigation and I think in directive – well
583 directive – I think it's 330. I think 330 is that the – and I like I say, before I come to these interviews, I
584 read this thing because I knew – we have to read all of our directives now –

585 **BERRY:** Mm-hm.

586 **CREBS:** – and we know, you know, I know my roles under certain circumstances and I made sure a
587 couple days ago I pulled this up and I go I know what happens. I have to make sure I get this accurate,
588 but yes there's a liaison requirement with IAD and the outside agencies and stuff like that. That's how
589 it's –

590 **BERRY:** Yeah.

591 **CREBS:** That's how we get information.

592 **BERRY:** Makes sense. You put up with us asking a bunch of nosey questions. Is there anything you
593 want to add to our conversation, make sure it gets in here?

594 **CREBS:** I can't think of anything else. I'm just trying to make sure that I'm as a hundred percent
595 accurate as possible.

596 **BERRY:** Yeah, you'll think of a bunch of stuff the moment we turn off the tape or when you go to
597 sleep tonight.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 14 of 19

598 **CREBS:** No, no, anymore questions or any clarifying questions you folks want to ask of me?
599 **BERRY:** No, investigator PEREZ, do you have anything?
600 **CREBS:** Yeah, or anybody –
601 **PEREZ:** I have a few.
602 **CREBS:** – wants to ask a question, I don't care.
603 **PEREZ:** So you had mentioned in the first meeting with the four assistant chiefs that Chief O'DEA
604 told you that he came to the conclusion after a few minutes that it was him who shot his friend?
605 **CREBS:** Well see, I don't remember him saying a few minutes, but the way that the cadence of the
606 discussion was going – I had it pictured as within about ten minutes –
607 **PEREZ:** Okay.
608 **CREBS:** – they had it figured out. I mean, and maybe – I can't say that the Chief said ten minutes or
609 said minutes or anything like that, but I'm – as I – and maybe it's my own interpretation, we – all four
610 of us could be sitting listening to someone and we can all leave and go what did he say?
611 **PEREZ:** Yeah.
612 **CREBS:** Well it sounded like to me he said it happened then, but I left there believing that within
613 minutes they had figured it out because, you know, they looked at the trajectory of the bullet, they
614 looked at the wound, that's how I – that's how I arrived at that it seemed rather quick and it also made
615 me believe – or made me understand – it made me believe that the police knew – LARRY never
616 indicated that – and I don't know how accurate this is, the media thing, I don't know. I never – I never
617 left there believing with any doubt that the police knew that LARRY had shot him. I never left there
618 believing that maybe there was a misunderstanding that Harney County thought this guy and holstered
619 his weapon and was still in the midst of shooting himself. This thing's like four days later.
620 **PEREZ:** Yeah.
621 **CREBS:** I had no idea – well I don't know how – if it's even true or not, but I did not leave there - I
622 did not leave there believing that the Harney County sheriff was unaware that LARRY was the one
623 that shot this guy. I didn't – I had no clue.
624 **PEREZ:** And he had mentioned that he had gone out there hunting, did he say what he was hunting at
625 the time?
626 **CREBS:** See I don't know if he said if he had gone hunting or camping. What I do know is that
627 LARRY does – I don't know if I found out, you know, so hey LARRY, how's it going? Where are you
628 going to go? Yeah, we're going to go to Eastern Oregon and I remember him talking before he left, it
629 seemed like, and I've talked to him before about shooting these little squirrels and I remember – I
630 don't remember hearing in that meeting that day saying we were hunting squirrels per se. It's almost
631 like, its – like, when he started talking about it, I think in my own mind I started really okay, they're
632 over there shooting these squirrels because I know he does that. I know that for some reason – I don't
633 hunt, but it seemed like somehow these little squirrels – you can either kill them with poison or traps or
634 something like that or you can go out and shoot them with these .22's and then what – I guess the
635 horse's hooves or cows or something get stuck in these holes, I don't know.
636 **BERRY:** Oh yeah.
637 **CREBS:** And I don't think LARRY – make sure I'm clear. LARRY did not go in that kind of depth
638 and detail when he told us about it. I think I came in there already having some assumptions of where
639 he was at on his vacation. I believe that was his first day back from vacation, so I came in there with
640 some presumptions that LARRY'S probably over in Eastern Oregon doing some kind of – LARRY'S
641 big, very big into guns. If LARRY goes camping, there's probably going to be shooting.
642 **PEREZ:** Mm-hm.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 15 of 19

643 **CREBS:** And so I think I came on there with some – because I remember – think about what I would
644 tell you folks about this because I think I came with some preconceived notions that he was actually
645 over there hunting or shooting something. I knew it wasn't deer because it's not the season, but it
646 seemed like I knew previously that he was shooting those ground squirrels, but I don't remember him
647 saying specifically in that meeting –

648 **BERRY:** Yeah.

649 **CREBS:** – that he was shooting ground squirrels.

650 **PEREZ:** Okay, and in this first meeting and the subsequent two conversations, was Chief O'DEA'S
651 use or lack thereof of alcohol ever mentioned?

652 **CREBS:** Never. I, you know, it's interesting I had – and this is – I had no idea that LARRY even
653 drank to tell you the truth.

654 **PEREZ:** Mm-hm.

655 **CREBS:** What happened – I remember it seemed like a year or so ago the FBI was trying to give
656 LARRY a double secret clearance to be part of JTTF or something like that.

657 **BERRY:** Oh, right, right.

658 **CREBS:** And FBI came out and it seemed like I was – I'm trying to think back, but it seemed like they
659 asked me some questions like this and I said, dude I'd be shocked if LARRY drank anything at all and
660 that's what I'd be shocked. He mentioned there was – he never mentioned any alcohol, nothing like
661 that. I left there – I left there believing this was a fairly – I don't know how you put this. It was a fairly
662 basic run of the mill negligent discharge with people out hunting. I had, you know, I figured that the
663 police knew, the police were investigating, I figured that – I didn't think anybody would be drinking. I
664 figured – this is my take. I figured that with the people – and I had no idea – I had no idea that STEVE
665 BUCHTEL was there, I'm getting this all from the media. I had no idea that BUCHTEL was there or
666 MIKE LIEB, I had no idea that those guys were there. He never mentioned those names to me that
667 they were going with him. It doesn't surprise me, but I never – but I would've guessed that anybody on
668 the SWAT team or a firearms handler would ever even think about drinking before shooting. I mean,
669 that's – I would think that would be one of the hand shake rules that hey, we're all going shooting at
670 five o'clock, we unload our weapons, and then we can drink by the fire and talk about all the good
671 times we had, but I didn't get a sense that anybody would be – would be drinking and shooting, but
672 that's just what I read in the paper, so I don't know if that's true.

673 **PEREZ:** Mm-hm.

674 **CREBS:** But you asked the question, obviously there's – I'm sure you read the OregonLive too. I'm
675 not trying to play that down, but what it tells me though is that, you know, I know that people want to
676 know about things and they want to know about it quick, but I think that anybody would say that an
677 investigation that's being played out in the Oregonian day by day by day, that's not what – I don't
678 think that any police department or any investigation is how people want investigations to play. I know
679 that if I was a murder suspect or if I was involved in a murder I would not want the media basically
680 telling the story because all the witnesses are seeing that and I, you know, I'm trying when I read that
681 I'm trying to make sure that when I – what I tell you is what I knew –

682 **PEREZ:** Mm-hm.

683 **CREBS:** – at the time.

684 **BERRY:** Before you read –

685 **CREBS:** Yeah, before I read it. I mean, so the word alcohol never crossed my mind, never even
686 crossed my mind. Never even crossed my mind that the Harney County sheriff didn't know that
687 LARRY was the shooter, never crossed my mind that they didn't know that LARRY O'DEA gun had
688 shot his buddy in the back. I had no idea.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 16 of 19

689 **BERRY:** I don't think I've had another case where I've raced the Oregonian before.
690 **CREBS:** Yeah.
691 **BERRY:** Yeah, that's the –
692 **CREBS:** This play – I mean, obviously that once the Chief of police is identified he's involved and it
693 would be – the cleanest way to do it would be to have IPR and everyone doing their investigations and
694 then at the end hey, this is the findings, you know, the mayor make the final – this is the findings of –
695 this is a clean non-distorted investigation, have a good day.
696 **PEREZ:** Mm-hm.
697 **CREBS:** Because I would never – we were never talking about, you know, the tension inside the
698 police bureau right now. PASHLEY can attest to it, it's a big deal. I'm not saying that – obviously if
699 the Chief makes a mistake he should be held accountable for it and sometimes when they make
700 mistakes they can actually be – it causes dysfunction inside the organization.
701 **BERRY:** I can see that. Sergeant PASHLEY anything you want to add or ask?
702 **PASHLEY:** You said that you left that initial meeting of the Chiefs with the impression that he had
703 reported it to the local police?
704 **CREBS:** Yeah.
705 **PASHLEY:** Is it because he said – and that they would've known based on whatever, his presentation
706 that he was the guy that pulled the trigger? Is it because he said I told them I'm the guy that pulled the
707 trigger or how – how – I'm trying to figure out how he told that story because you said you left the
708 meeting under the assumption that the police knew that he was the shooter.
709 **CREBS:** Right.
710 **PASHLEY:** And I'm trying to figure out if that's just your deduction or did he say it because I told
711 him I was the guy that shot him?
712 **CREBS:** It seems like – now gosh, here's – remember I think I referred to – I think you referred to the
713 word they, I don't remember him saying they, the police, or just they the people that were there. I left
714 there – I heard him – what I heard – oh boy. If I remember right, the word they, who they were I don't
715 know. I assumed that it involved the police because they had – once his buddy had been shot they
716 started out first thought that he had shot himself and then they – he didn't give the names of who they
717 were. Then they deducted that looking back the trajectory of where LARRY was and the wound, the
718 kind the wound was is that LARRY was in fact the person that shot the gun, and so when I say the
719 word – I mean, and then LARRY had said that the officer – that the officer on scene had said he's
720 either going to go to a conference or out of town or something. He would be calling LARRY in one or
721 two weeks to do a follow up interview and I thought by that would mean, well if he's calling LARRY
722 to do a follow up interview he must assume that LARRY was the one that shot him because the guy
723 just shot himself, why is he calling LARRY back because I mean – because if you and I were out there
724 today and, you know, I shoot myself, hey what happened? Well I shot myself, you know, and so they
725 would do an – they would write down he shot himself, but when I heard the officer was supposed to
726 call LARRY back to interview him about that, I made the assumption that he was going to interview
727 him about shooting the friend. Does that –
728 **PASHLEY:** Yeah.
729 **CREBS:** And the word they – the word they, I don't remember saying yeah, I told the police officer, I
730 just know that when he – when the cops came – I just add it all together, I shot him. I guess the wound
731 looked like it couldn't be – and I was going to get re-interviewed about it and then I remember – this is
732 repeat here, so – but not repeat, but when I talked to LARRY the second time – when I talked to
733 LARRY the second time in his office – remember my meeting followed back to the thing –
734 **PASHLEY:** Mm-hm.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 17 of 19

735 **CREBS:** ...indicated that the – I said – because at one point during the Chiefs meeting MODICA said
736 well maybe, you know, your friend now's saying everything is cool because LARRY kept saying my
737 friends okay with it, he's taking this pretty good. I, you know, he's really sorry this happened, he feels
738 bad for me, he's okay, it's okay, and I think one of the assistant chief – I go – maybe it'd been
739 MODICA said something like, LARRY maybe you ought to get an attorney and LARRY goes no, I'm
740 not getting an attorney this – my friend's a cool person, you know, and this and that and then when I
741 was talking to LARRY I said, hey LARRY you might want to think about that attorney MODICA
742 talked about because things can change quickly and he goes no CREBS, all I'm going to do is just tell
743 the truth and I said, that's what I'd probably do too, and so I'd assumed he was going to get re-
744 interviewed by this – he never mentioned the cop didn't know. Maybe that's why –
745 **PASHLEY:** And so in that meeting before you guys all left with the other chiefs –
746 **CREBS:** Yeah.
747 **PASHLEY:** – going back to that. You didn't ask a lot of follow up question, it doesn't sound like
748 except kind of how he was doing and how he was processing it. Did any of the other AC'S – and you
749 maybe answered this already. Did anyone else ask him specific questions about the events of that day
750 while you guys were sitting there? I mean, you've got a bunch of cops there who are good story tellers
751 and are curious.
752 **CREBS:** Right.
753 **PASHLEY:** And so I'm wondering, did anybody ask him any questions?
754 **CREBS:** I remember the question being asked I think – well, I think somebody asked the question
755 could there be a malfunction of the weapon.
756 **PASHLEY:** Mm-hm.
757 **CREBS:** And that's when he says no, that's on me and I think that was the – that's – maybe I – at the
758 time it seemed pretty – I'm not the investigating body I figured that – normally what ends up
759 happening when people first tell you about incidents you don't ask a ton of questions. I mean, he gave
760 us a clear overview that he had shot someone in the back and was being investigated by the police and
761 he talked to his supervisor, but even I sometimes when someone comes to me with a report – if
762 PASHLEY comes to me about a 2.02 violation or something I'd ask him some basics and then get him
763 to the investigator because there's all kinds of protocols you follow with, you know, notices and stuff
764 like that.
765 **PASHLEY:** Yes, there is.
766 **CREBS:** And so usually I get the fact – nothing but the fact real quick wise and then let the
767 investigation proceed.
768 **PASHLEY:** And so based on all – this is my last follow up question just so you know. You're the
769 assistant chief of services.
770 **CREBS:** Correct.
771 **PASHLEY:** You've been the commander of detectives.
772 **CREBS:** Correct.
773 **PASHLEY:** You've said that already. You've been the commander of transit. You've been –
774 **CREBS:** Correct.
775 **PASHLEY:** – the commander at East.
776 **CREBS:** Correct.
777 **PASHLEY:** And other command positions.
778 **CREBS:** Yes.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 18 of 19

779 **PASHLEY:** In those different roles are you notified differently along the lines of these internal
780 criminal investigations than you are as the assistant chief of services? In other words, are you updated
781 regularly on internal criminal investigations as the assistant chief of services?

782 **CREBS:** No.

783 **PASHLEY:** Okay.

784 **CREBS:** No, it happened – that’s usually done by – it’d be the assistant chief of investigations.
785 There’s things that I – I mean, there’s a lot of things that I don’t know. Now if it somehow involved
786 one of my members in my branch, I may learn something about that. I may learn something about the
787 investigation involving my member, but normally I do not receive briefings on internal criminal. I may
788 learn the aftermath or someone may say something. There may be when the four of us are sitting or the
789 five of us, the Chief and assistant chief says, yeah, hey, just so you know, it looks like they are
790 probably going to indict, so I can’t give you specifics, but I am not on a regular – I am not on a regular
791 basis updated on – in fact I don’t even know all the criminal internals going on right now because
792 that’s just not something that I’m, being informed on. Buying motor vehicles and budget and stuff like
793 that, so I’m not regularly updated on those kinds of things.

794 **BERRY:** I realize I probably forgot to ask you. I want to put together a timeline for the twenty fifth.
795 Do you remember what time the AC and chief meeting usually is?

796 **CREBS:** It starts at eight.

797 **BERRY:** Eight, okay.

798 **CREBS:** Starts at eight, it usually gets done – well usually it seems like, about the first half hour,
799 forty-five minutes is with everybody.

800 **BERRY:** Everybody.

801 **CREBS:** Lieutenants and ELLE and DEREK and stuff like that and then I think it is scheduled till – I
802 think it’s scheduled till like, nine thirty I think because LARRY and I normally meet at ten.

803 **BERRY:** That was going to be my next question is when that meeting was.

804 **CREBS:** Yeah, let me – that’s how – I mean, I hate to be so – looking at this, but I – basically this
805 thing runs my life and that’s why I was looking at eating my lunch and all the sudden this new thing
806 come on like, hey, whoa.

807 **BERRY:** I know how that goes.

808 **CREBS:** I think that already started. I think CANDY saw it – CREBS I’m sorry I’m putting this on
809 your schedule, but I think that – let me see here. Let me go back to that date and see if it’s there and
810 sometimes it could vary sometimes.

811 **BERRY:** Yeah.

812 **CREBS:** Yeah it goes from eight to nine thirty, the AC weeklies and LARRY and I we’re at ten
813 o’clock.

814 **BERRY:** Ten o’clock, excellent.

815 **CREBS:** Let me see when that was.

816 **BERRY:** Thank you, I forgot to ask you that earlier. Yeah that’s all the questions I have for you. Chief
817 CREBS thanks for talking to us today. I appreciate –

818 **CREBS:** You bet.

819 **BERRY:** – your availability.

820 **CREBS:** Any more let me know.

821 **BERRY:** You got it.

822 **CREBS:** I don’t –

823 **PASHLEY:** It is 1:57, we started at 12:55 in case I forgot to mention that.

824 **BERRY:** I think you said it in there.

CONFIDENTIAL TAPED STATEMENT

IPR #2016-B-0014
Portland/ Michael Crebs

June 6, 2016
Page 19 of 19

825 **CREBS:** An hour?
826 **PEREZ:** Mm-hm.
827
828 2016-B-0014 crebs.michael.06.06.16.int.trs
829 Transcribed 06/23/2016 @ 11:00 p.m. Halla Stonehouse

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49

**CITY OF PORTLAND
INDEPENDENT POLICE BUREAU
Confidential Taped Statement
IPR Investigator Eric Berry**

Interview Date: 06/16/2016

IPR #: 2016 – B – 0014

IPR File Name: 16b0014 – crebbs.michael 2nd interview

Complainant:

Interviewed: Michael Crebs

HURLEY: This is Lieutenant ERICA HURLEY. It's June 16th, 2016, at 2:29 and we're at City Hall IPR. I'm here with ERIC BERRY, DEIRDRE PEREZ and Assistant Chief MIKE CREBS. The IA number that we're here about is 2016 – B – 0014. Assistant Chief CREBS has been advised that his conduct and/or the conduct of any other Bureau member present on April 21st, 2015, at 1638 hours at Harney County, Oregon, is the subject of this investigation. Assistant Chief CREBS has reviewed information necessary to be reasonably apprised of the nature of the allegations of the complaint.

CREBS: Mm – hm.

HURLEY: Assistant Chief CREBS has been informed that he is an involved member of the case and that CONSTANTIN SEVERE is in charge of the investigation. I have advised Assistant Chief CREBS that he can have an attorney or advocate present and you have chosen not to.

CREBS: Yeah.

HURLEY: Assistant Chief CREBS, under the authority of the Mayor of the City of Portland I am ordering you to answer all of my questions fully and truthfully. If you fail to respond fully and truthfully you may be disciplined up to and including dismissal. Do you understand?

CREBS: I do.

HURLEY: Okay.

CREBS: Do I sign something?

HURLEY: You don't to get to sign anything, sorry.

CREBS: Okay.

BERRY: Thank you for talking to us again today.

CREBS: You bet.

BERRY: I'll just take you through some details from our previous interview –

CREBS: You bet.

BERRY: – and then I'll get to the meat of the matter.

CREBS: Okay.

BERRY: I wanted to confirm – it sounds like you first learned about the shooting during that 04/25 AC meeting?

CREBS: Yeah, the morning – I think it was 800 meeting on a Monday.

BERRY: 800 on Monday and I think I forgot to ask you last time, it sounds like all the AC's were there for that meeting.

CREBS: As far as I know, I recall all the AC's being there.

BERRY: Okay, and to kind of briefly describe what the Chief said, it sounds like Chief O'DEA described manipulating his firearm in some fashion –

CREBS: Right, correct.

BERRY: – and at some point after that it discharged.

CREBS: Correct.

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 2 of 11

50 **BERRY:** Chief O'DEA, he didn't describe how or why the discharge occurred?

51 **CREBS:** You know, I – once I – and I just, I remember talking to my wife about this. I don't know exactly
52 how it occurred. All he did say is that that the gun had manipulated and the shot went off and he said that –
53 what else did he say? Oh, there was a question asked could it have been like was there something wrong
54 with the gun? He says no there's nothing wrong with the gun. It's like because, you know, could it be like,
55 you know, like my gun if you were to drop it on the ground it shouldn't go off.

56 **BERRY:** Okay.

57 **CREBS:** So, you know, well it shouldn't. I mean it's made not to go off unless, of course, it hits the
58 trigger, but just – or even if you bump it's not supposed to go off and so the question was or that came off
59 this could it be the gun's fault? I mean, could it have been something a malfunction with the weapon. He
60 says no basically it's on me. That's what I heard.

61 **BERRY:** Yeah, and Chief O'DEA initially he thought his friend shot himself, but then they determined
62 that it was Chief O'DEA that –

63 **CREBS:** Correct, he had said that somehow, if I remember it right, that he said he saw blood coming from
64 his friend's side and at first they thought he shot himself by holstering his weapon or some sort.

65 **BERRY:** Yeah.

66 **CREBS:** And then he indicates that then they learned that no it was LARRY that actually shot him. I
67 remember last time we discussed – I think PASHLEY was here and the word they – he goes who are they
68 CREBS and I said, you know, I took it as everybody was there, that the police knew about it. It had to have
69 been right there when it was discovered, but they figured it out. I figured that the police, the Harney County
70 Sherriff, which I said before is – I didn't know it was the Harney County Sherriff –

71 **BERRY:** Yeah.

72 **CREBS:** – but referring to that that the Harney County Sherriff deputy that was – that came to investigate
73 knew that LARRY O'DEA's gun had shot the friend. But the initial response was oh you shot yourself.
74 That's what I remember leaving that room.

75 **BERRY:** What I recall from the last time we spoke, you had the impression –

76 **CREBS:** Correct.

77 **BERRY:** – that it was kind of a quick determination – that they quickly determined it was the Chief that
78 had shot –

79 **CREBS:** You know, and I felt – what I got from it is it happened pretty quick. I don't know, I think I – in
80 minutes it seemed like they knew because I mean how long would it take to look at a wound. I left there
81 believing it happened pretty rapidly. I didn't, I didn't think it took forever as if, you know, like I told you
82 before, I have read newspaper articles and it sounds like it took longer than supposedly it did, but I left with
83 the impression it was quickly identified that LARRY's gun was the one that shot him and that LARRY said
84 it wasn't a gun malfunction. It was something that he had done.

85 **BERRY:** And this is something you've already touched on today and when we previously spoke, Chief
86 O'DEA described some kind of law enforcement officer speaking to witnesses after the incident?

87 **CREBS:** Well, what I remember about – LARRY had said that the law enforcement officer was going to
88 call LARRY back. That he was going to some – he was going to be away, vacation, schooling or
89 something, that he was going to be away and that he was going to call LARRY when he returned and that
90 made me believe that he was going to follow up with LARRY so he could know more about LARRY
91 shooting this guy.

92 **BERRY:** Yeah.

93 **CREBS:** And so it's – I just remembered I – he mentioned this guy was going to call him back.

94 **BERRY:** Okay.

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 3 of 11

95 **CREBS:** And they were going to have a discussion further on about what actually happened. LARRY said
96 something like all I'm going to do is just tell the truth. So, I figured the guy knew that LARRY shot the –
97 that LARRY was the shooter. That was a surprise to me. When I heard, read that supposedly the officer did
98 not know, I'm like whoa.

99 **BERRY:** Well and that was – that was another thing I had hoped to confirm with you. Based on the
100 Chief's description of the event, it sounds like you had the impression that the police were aware the Chief
101 had shot his friend?

102 **CREBS:** You know and like this whole thing has been – reading the media stuff, when I saw that I'm like
103 it – when the media portrays – I don't know if it's act media – what I read there it was like whoa, that's not
104 what I heard and that's not what I understood leaving that room is that the police department did not know
105 that LARRY was the one that shot the guy. What? I mean, it was a surprise to me.

106 **BERRY:** And during that meeting where the Chief described what happened, he said he notified the
107 mayor?

108 **CREBS:** Yes, he said he talked to the mayor.

109 **BERRY:** Okay, and I recall you saying the Chief said the mayor was supportive –

110 **CREBS:** Yeah.

111 **BERRY:** – but he didn't specify what actions he was going to take? The mayor –

112 **CREBS:** I don't think the mayor – what kind of actions the mayor was going to take other than the mayor
113 was supportive. And LARRY stated I'm going to contact Professional Standards, which meant to me,
114 which basically you do is you contact the person in charge of Professional Standards and you say hey guess
115 what? I shot my friend over the weekend and I'm being investigated. That's how – when I, you know, when
116 I left that room I had no reason to believe that nothing would happen otherwise. That LARRY had notified
117 the mayor. Here's what I figured, that Harney County knew about it. They came out and investigated it.
118 They're going to follow up with LARRY in the future. I knew that he had contacted his supervisor as he's
119 required to do. He indicated that he was going to go and talk with the Professional Standards meaning—I
120 can't remember if he said Captain RODRIGUES or he meant the Professional Standards Captain or
121 Professional Standards, but to me that means if I'm going to as an assistant chief, I don't normally go to
122 Professional Standards to notify PASHLEY. If ERICA is the acting I'd go to ERICA. If it was DEREK I'd
123 to go to DEREK and say I shot my friend and he'd open an investigation. Need to contact Harney County
124 and get the reports. That's what I think was going to happen or should happen.

125 **BERRY:** And during that first meeting where the Chief is describing what happened, did he direct you to
126 take any action regarding this incident?

127 **CREBS:** No, he did not. And as I told you before, is that – no, he did not tell me to take an action. He just
128 told us what occurred.

129 **BERRY:** Okay, and during that first meeting, the one on 04/25, did the Chief direct you to not discuss the
130 incident?

131 **CREBS:** No, and I, you know, I thought about this a lot. I told you before what – I never heard LARRY
132 O'DEA tell me not to discuss it. I told you whenever I enter into a – there are situations where someone
133 will say don't discuss this with others.

134 **BERRY:** Yeah.

135 **CREBS:** I don't recall that ever being said by LARRY O'DEA that day. When I enter into discussions with
136 ERICA HURLEY about any kind of case, she doesn't have to tell me that this is confidential. I know that
137 IAD investigations, an investigation as such are considered confidential. The word secret means there is
138 being something hidden. We have – I have confidential discussions every single day of my life. I'm going
139 to say every day, but most days of my life it's very routine for me to have confidential information or

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 4 of 11

140 conversations and we don't leave each other saying don't say anything. We know these are confidential
141 investigations and another thing is that when the – LARRY O'DEA in the past has told me not to say
142 things, but it wasn't in regards to this. It was – I'll give you an example. The perfect example when
143 someone might tell us not to say something. So, LARRY and I have been working closely on the PPA
144 contract.

145 **BERRY:** Mm – hm.

146 **CREBS:** The PPA contract is, you know, it took a long time and LARRY goes CREBS this is between you
147 and I only inside of this bureau right now. I do not want it out. So, he tells me specifically but I don't recall
148 ever hearing specifically in this meeting that he ever said oh CREBS don't say anything. I didn't hear that.
149 And even if he did it would have – like okay this is once again is a confidential thing. It doesn't mean that I
150 don't say anything to IAD or say anything to IPR. It means this is a – I never heard that. Emphatically no. Is
151 it possible that he could have said it that I didn't hear it? Anything is possible, but I flat didn't hear it that
152 day because I would have flat told you because I'm lying for nobody. This is so frustrating to me.

153 **BERRY:** Yeah.

154 **CREBS:** Anyway, I get, I'm a pretty – I'm an energetic guy. I don't even drink coffee.

155 **BERRY:** You don't need to (laughter).

156 **CREBS:** So, I'm good to go, I'm good to go.

157 **BERRY:** All right, and you talked about having a – your standing one – on – one meeting –

158 **CREBS:** Yes.

159 **BERRY:** – at 10 hundred.

160 **CREBS:** Yes.

161 **BERRY:** – after the meeting didn't discuss the specifics of the incident?

162 **CREBS:** No, we mostly talked about, you know, his well – being. How you might learn from these kind of
163 things, you know, those kind – we never really – after we had the initial discussion with the assistant
164 chiefs, I don't ever really recall ever discussing the – the specifics of the incident again per se. We mostly
165 discussed about how is it going to impact LARRY. How, you know, was LARRY going to learn from this.
166 And one of the things I think I told you before is that – is that LARRY sometimes feels that he's – he's had
167 a pretty clean career. He's smart, he's intelligent, he's risen through the ranks, he's pretty mistake free and I
168 think sometimes like all of us being mistake free what ends up happening is you start maybe thinking that
169 you may be immune from stuff and one of the last things LARRY said as he left this meeting these kind of
170 things don't happen to me. And we're like – I remember talking to the assistant chiefs afterwards and go
171 wow. We didn't really talk much about the incident other than LARRY shot his friend and now LARRY is
172 thinking this kind of stuff doesn't happen to me, which we thought emotionally and psychologically it
173 would be tough on LARRY and may even change his attitude toward some things. I'm not saying that
174 LARRY had a bad attitude, per se, but LARRY felt that he was mistake free. So, I mean, we all at one time
175 feel that way I suppose, but we felt that this had more of an emotional impact on LARRY. You know, by
176 going through the investigation, we felt that if LARRY goes through this that he'll, you know, he'll learn
177 from it. He'll learn to have more empathy. He'll learn to understand, you know, I don't know, have
178 different kinds of feelings towards different kinds of issues. So, that's – as I say these things, that's just me
179 interpreting, but we didn't really get into the details that much about after the initial thing that LARRY told
180 us anyway.

181 **BERRY:** Yeah. The last question about that meeting on 04/25, it doesn't sound like the Chief ever
182 mentioned drinking alcohol.

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 5 of 11

183 **CREBS:** Never, never. I would have never guessed – I didn't even know if LARRY even drank alcohol. I
184 don't know if he even does. I mean, does – the media says that, but when I saw that I'm like what? Who
185 would drink alcohol and shoot guns? I know that – anyway—

186 **BERRY:** Yeah, well thank you for going over some of that stuff. I want to move onto some kind of
187 policies and procedures.

188 **CREBS:** Yeah, yeah, yeah, yeah.

189 **BERRY:** Kind of broadly speaking, how do PPB directives and policies indicate PPB should respond
190 when a member is the subject of a criminal investigation?

191 **CREBS:** Well, what you should do is if you find out about it, you tell the – you tell the assistant chief of
192 investigations, hey I have a criminal matter going on here. That's – that is the gatekeeper for that. I have an
193 example, I think I told you before, I had what I thought was a criminal investigation here a while back and I
194 thought this guy – [REDACTED]. So, what do I do? I learn about it that night. I see DONNA
195 come in. Hey DONNA I think this might be a criminal. Well CREBS I don't know. I don't think that it
196 does. I showed her a video on my – I used to have it on my phone. I said just take a look at this. She goes
197 yeah I don't know. Why don't you go talk to DEREK or something and see what he thinks. I went down
198 and talked to DEREK and CONSTANTIN on the phone and started having a discussion about this. So,
199 yeah, so my first gatekeeper is – when I'm sitting in this room and learning about a criminal investigation,
200 the assistant chief of investigations is sitting right next to me and I'm being told that the Chief is going to
201 contact IAD to tell them, which would then tell IPR that hey guess what the Chief shot somebody and the
202 next step would be is that DEREK RODRIGUES or somebody, a detective depending what the situation
203 might be, someone is going to be calling Harney County and say hey dude I need the reports. We're starting
204 an investigation here. So, I'm thinking that – then what would end up happening is the precinct – not the
205 precinct, the detective commander will ultimately get involved. He should know about this because the
206 criminal investigation whether internal or external are handled by the investigations branch. They're
207 constantly having meetings hey how are things progressing? How do things look? I was the commander of
208 detectives. I remember having a meeting with I think it was MARY BETH BAPTISTA and DAVE
209 FAMOUS and we're all sitting around the table, hey what do you know about this one? What do you know
210 about that one? So, the Chief of investigations – the Investigations Branch, is the person who is kind of the
211 entry key – you know and it could happen a day where I come in and maybe I see DEREK first. Hey
212 DEREK, I think I might have a criminal, but let's go talk to DONNA now. I mean, so I got to get the right
213 people in the loop. I know that DONNA needs to be in the loop and so she's in the room and so when she's
214 in the room and then she's going to tell DEREK, I believe that everything is covered. I personally have no
215 – as the assistant chief of the Services Branch, I'm not trying to say I have no obligations, but when I learn
216 something I have – once the investigation starts, I'm not part of any loop. I'm not notified. I'm not part of
217 any ongoing meetings. DONNA doesn't update me about criminal investigations. There is probably some
218 going on right now that I have – I might not even know about. Well, that's –

219 **BERRY:** Yeah, yeah.

220 **CREBS:** – I'm busy doing fleet.

221 **BERRY:** Right, you got your hands full with your own things you oversee. You anticipated a question I
222 was going to ask you. The last time we talked you talked about the directive, the criminal investigation, so
223 Police Bureau employees –

224 **CREBS:** 330, is it 333?

225 **BERRY:** 333.

226 **CREBS:** Okay.

227 **BERRY:** You called it 330 last time.

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 6 of 11

228 **CREBS:** Oh, well.
229 **BERRY:** But they're all kind of clustered together.
230 **CREBS:** Well 3 – in 330 it mentions 333.
231 **BERRY:** Yep, yep, and I'm sure vice versa. Reviewing that, are you aware that there's responsibilities for
232 the AC of Services spelled out anywhere in there?
233 **CREBS:** Well, the AC of Services, if I – if I'm an assistant chief –
234 **BERRY:** Mm – hm.
235 **CREBS:** – if I get an allegation of criminal wrongdoing, I then have to notify the assistant chief of
236 investigations.
237 **BERRY:** Okay.
238 **CREBS:** That's how I understand it. If anybody else notifies me I have to notify – depends, now if I have –
239 if I get one that's not – if I get an investigation that's not criminal, I'd probably go right to DEREK
240 RODRIGUES and say hey guess what? I got this complaint someone called in and I, you know, I'm telling
241 you about it. So, that's what –
242 **BERRY:** Yeah.
243 **CREBS:** Am I missing something here?
244 **BERRY:** Nope.
245 **CREBS:** Okay.
246 **BERRY:** No, no, there's no – the AC in Services doesn't appear in there.
247 **CREBS:** Okay, I'm trying to – whoa if I missed something here?
248 **PEREZ:** It's not a trick question.
249 **CREBS:** Okay –
250 **BERRY:** Yeah –
251 **CREBS:** – because what ends up happening here, you know, as you know, we have to sign off directives
252 now a days.
253 **BERRY:** Mm – hm.
254 **CREBS:** So, you know, I suspect that I don't know – I know my role. Like give you another example. So,
255 2 o'clock in the morning I get a phone call. Hey CREBS we have an officer involved shooting. I know my
256 job. I hang up the phone and what do I do? I call CONSTANTIN. I call DEREK. I call the city attorney. I
257 call the U.S. attorney. You know, I call the Training Division. So, I have these – no one tells me hey
258 CREBS you need to call this. I just know when I call got it, got it and I make the phone calls.
259 **BERRY:** Yeah.
260 **CREBS:** And I expect everyone else to do their exact same job that I do.
261 **BERRY:** Well, and I think you've touched on this issue before but I want to confirm it. In your capacity of
262 AC of Services, do you ever or typically get updates on the status of ongoing administrative investigations?
263 **CREBS:** No. No, I might hear about one in my branch or something like that. There may – there may be a
264 discussion in one of our meetings, you know, maybe the AC's chief meeting. There might be something
265 that comes out and says hey, you know, we're getting close to doing the finding on so and so. You know,
266 we're getting close to – I don't get updates on investigations that are being conducted. It just doesn't –
267 before when I became the assistant chief, there came a point where that FAMOUS was, I believe, reporting
268 to ERIC HENDRICKS, then we had a little bit of a kerfuffle there that didn't work out and so they began
269 having the captain of IAD reporting directly to the Chief of police, which is considered best practice so that
270 you can't have a rogue assistant chief, I guess, that could stop an investigation which nobody can stop.
271 Once the IAD guy, once IAD starts rolling, I don't think even the Chief can stop that. I mean it's a deal

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 7 of 11

272 once it getting rolling and so it used to – but as of the last – I’ve been to 3 years now – for the last 3 years –
273 now occasionally DAVE FAMOUS used to come to my staff meetings just to find out what’s going on, but
274 he never gave me any kind of information or updates on any criminals or administration other than there
275 could be that sporadic I may hear something in a meeting or something like that, but no one comes to me
276 and says hey CREBS we want to go over all the administrative investigations to make sure you’re up to
277 date. No.

278 **BERRY:** Yeah.

279 **CREBS:** If you want to tell me about cars and facilities and money and uniforms I’m your guy.

280 **BERRY:** Well, the last time we talked, you talked about having a brief contact with Captain RODRIGUES
281 –

282 **CREBS:** Yes.

283 **BERRY:** – kind of supportive visit.

284 **CREBS:** Yes.

285 **BERRY:** He was emotional during that visit.

286 **CREBS:** Yes.

287 **BERRY:** During that visit, did you have any kind of discussion with him about how IA or Professional
288 Standards was going to respond to the negligent discharge incident?

289 **CREBS:** No, this – my, my contact with DEREK – my contact with DEREK was after all this had gone
290 down and the PPA had written a letter saying that they want DEREK basically removed from there.

291 **BERRY:** So, that’s after stuff had started kind of come out –

292 **CREBS:** That’s long down the road. That was long down the road.

293 **BERRY:** All right.

294 **CREBS:** I go down there and I’m thinking here’s the thing is so I see that. DEREK used to be my adjutant.
295 He was my adjutant at the Chief’s office and DEREK and I – we have similar – I’m not saying similar
296 backgrounds, but DEREK came from another agency. You know, we live by each other. We talk about our
297 children and stuff like that. And I see that DEREK now is being poked in the eye publically and I go down
298 and I just felt so bad for the man. So, no that was – that was way after. This is after an article came
299 basically slamming DEREK RODRIGUES and if you don’t know DEREK RODRIGUES, DEREK is a
300 very, very honorable man. He’s a very prideful man and so I just went down to say hi to the guy. That’s it.
301 And say I’m thinking about you DEREK because I mean, you know, it’s too bad, but I feel bad for him and
302 he was very emotional. He was upset, but no we didn’t – he was just very upset.

303 **BERRY:** Okay.

304 **CREBS:** That was after all this came out.

305 **BERRY:** After –

306 **CREBS:** So, I never went down –

307 **BERRY:** Right after.

308 **CREBS:** No, no.

309 **BERRY:** Yeah. All right.

310 **CREBS:** No, no, no, no. Was that misunderstood in the last one?

311 **BERRY:** No, I just wanted to confirm time line. No, no, no you’re good.

312 **CREBS:** No, no, no, no.

313 **BERRY:** Can you think of a time – did you ever talk to any of the other AC’s about whether there was
314 going to be an administrative investigation of the Chief’s incident?

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 8 of 11

315 **CREBS:** No, we never discussed that. We never discussed that. It's and I – here's what I think. I believe
316 that when – if I'm given some – we don't have discussions. It's almost like you're go into a huddle and a
317 play is called break, okay? You go do your deal, I'll go do my deal and I know that maybe we should
318 communicate more up there, but we're pretty – I'm not saying we're siloed, but you know what, I come to
319 work some days and all I do is talk about fleet and money and uniforms and overpayments and PPA
320 contract and I might see my friends, my coworkers, walking in and out of their office. That's what I see and
321 so I – once I left that room, the only thing we ever discussed after that would be something like how do you
322 think LARRY is doing today? This is before it all broke. This is like – I think I told you before is it – our
323 discussion about LARRY was what kind of mood do you think LARRY is in today? How do you think he's
324 feeling about all of this? I said oh he seems very happy about it. We even mentioned something – one of us
325 or something mentioned it, he may seem a little softer. You know, maybe his emotional softness because
326 LARRY is pretty – like I say I'm not saying he's unforgiving, but he has a very, very high standard, so I
327 think that by him and anything. I mean, I even I think this particular situation with me it's probably going
328 to make me take a different view of the world you know and how it feels to be investigated. I mean even
329 today I'm thinking, wow, this is impactful for folks and so here I get – I'm not saying I want to go through
330 it, but at least I get a chance to go through it and feel like ouch this hurts. This hurts really bad. So, anyway,
331 no. LARRY's thing was – you know, all ACs were impacted. We didn't talk about, hey DONNA how's the
332 investigation going? Never did that.

333 **BERRY:** Broadly speaking, do you feel like an AC has the responsibility to take action if they suspect that
334 the Chief is engaged in some kind of wrongdoing?

335 **CREBS:** I think so for sure. I think so for sure. Here's the thing is – so, if I'd heard, say hypothetically, that
336 I heard maybe someone come hey CREBS, LARRY, LARRY shot someone during his hunting trip. Whoa.
337 Okay, DONNA guess what? LARRY supposedly shot somebody during the hunting trip, did you know
338 that? No, I think that – I think I – as an assistant chief, I have an obligation to report certain things and we
339 have a mechanism in place and right now that mechanism is internal affairs and the assistant chief of
340 investigations are the gatekeepers for criminal investigations and I think that if I discovered – well perfect
341 example, you mentioned it about me reporting things. I went to that meeting on [REDACTED]

342 **BERRY:** Mm – hm.

343 **CREBS:** What do I do? I come back the next day and start making reports to people. I do have an
344 obligation it's sitting right outside of here. So, that's, that's what I think. What I think also too, I'm also
345 relying on the rest of my coworkers to do their jobs too. I don't know what my coworkers has even done in
346 this situation. All I know about is what I read in the paper.

347 **BERRY:** Yeah.

348 **CREBS:** And it's – it just – and maybe they – they've done their job. I don't know. I haven't asked them.

349 **BERRY:** Well, that's tough to – with the CRO's place.

350 **CREBS:** Well see my CRO came late, but I still treated – once you guys – my wife goes hey it says you're
351 gagged. I'm not gagged, but I've been treating it like that. So, I called up CONSTANTIN and said hey you
352 know I'm not gagged. He goes oh we'll take care of that. And I think that was on a Friday and you guys
353 talked to me on Tuesday or something.

354 **BERRY:** Yeah, right after. So, hindsight is 20/20.

355 **CREBS:** Yes, it is.

356 **BERRY:** With benefit of hindsight, can you think of any actions you would have done differently or any
357 other steps you might have taken? I understand that's a hindsight question.

358 **CREBS:** Am I assuming? Am I assuming that people didn't do their job or am I assuming that people are
359 going to do their job?

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 9 of 11

360 **BERRY:** That's hard to say.

361 **CREBS:** See, if the assumption is – if the assumption is – if the assumption is – I'm not say it be 20/20
362 hindsight I wish I had done a lot of things – I would have gone to DEREK. I would have called
363 CONSTANTIN and said hey dude something's going on here. Apparently no one has notified you
364 CONSTANTIN. So, I'm telling you now. I had no reason to believe that people were not doing their job. I
365 had no reason to believe they were doing otherwise. It just – so 20/20 hindsight, if I know now that I didn't
366 know then that somehow people wouldn't – that if knew now the Harney County Sheriff didn't know that
367 LARRY O'DEA had shot him I would do things differently. If I knew that – maybe I'm speculating here, if
368 I knew that maybe no one contacted IPR I would go contact IPR. But I – what I don't want to say is I have
369 responsibility in this organization to do the right thing. If I see a gap, if I see something not being done, it's
370 my job to step in and take action, but I had no reason to believe that people weren't taking care of business
371 and that's – that's my – that's all I can say for 20/20. I don't know, obviously if I had 20/20 hindsight in my
372 life I would do things a lot different too. I probably would have brushed my teeth as a kid. I would have
373 done all these things, but I had no idea it was going to work out like this. I had no idea it was going to work
374 out the way that it did and – I don't know if I'm being clear or not.

375 **BERRY:** No, absolutely.

376 **CREBS:** I just – I don't, I don't want to throw anybody under the bus and maybe they did what they're
377 supposed to do. I don't know. Maybe the media is reporting things inaccurately, but I don't know that.

378 **BERRY:** Yeah. Well, during this interview I want to give you a chance to respond directly to the
379 allegation.

380 **CREBS:** Yes.

381 **BERRY:** So, what I'll do is I'll read the allegation –

382 **CREBS:** Mm – hm.

383 **BERRY:** – and I'll ask you to respond. Portland Police Bureau Assistant Chief MICHAEL CREBS –

384 **CREBS:** Mm – hm.

385 **BERRY:** – [REDACTED] –

386 **CREBS:** Mm – hm.

387 **BERRY:** – failed to take appropriate action after being informed that Portland Police Bureau Chief
388 LAWRENCE O'DEA, [REDACTED] –

389 **CREBS:** Mm – hm.

390 **BERRY:** – was involved in an off – duty negligent discharge of a firearm –

391 **CREBS:** Mm – hm.

392 **BERRY:** – which resulted in injury.

393 **CREBS:** Mm – hm.

394 **BERRY:** It's written under conduct – written to directive 315.30.

395 **CREBS:** Mm – hm.

396 **BERRY:** Satisfactory performance.

397 **CREBS:** Mm – hm.

398 **BERRY:** Hearing that allegation, how would you respond to it?

399 **CREBS:** I don't like it. I don't feel good about it. I think I did everything that I was supposed to do as a
400 branch assistant chief based on the information that I had. The information I have now I would probably act
401 differently because it appears there was a breakdown in the system. I would act differently. At the time – at
402 the time I was there listening to this information, I had a chief that told me that I felt that Harney County
403 Sheriff knew that he had shot that person. I felt confident that occurred. It didn't even cross my mind

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 10 of 11

404 otherwise. I knew that the Chief of police had told me he would contact his supervisor, Mayor CHARLIE
405 HALES. I knew that. I knew the Assistant Chief of Investigations was in that room hearing the exact same
406 allegations as me. I knew the Assistant Chief of Investigations has a role, a major role and oversight of
407 criminal investigations both externally and internally in the organization. I knew that. I knew the Chief had
408 told me he was going to contact the Professional Standards Division who is supposed to contact IPR. I
409 knew that. And so it's interesting – at the time I'm sitting there, all this going down, what's happening, I'm
410 not thinking that, oh let's see, DEREK. I just – it's just like it's automatic. It's a system that we have in
411 place that seems to work pretty smoothly. I know that the thing that's probably the bump in the road really
412 truly is our policies are not written what happens if the Chief of police is engaged in wrongdoing? What
413 happens if – we have it – there's a piece in there about what happens if it's IAD that's the person who –

414 **BERRY:** Mm – hm.

415 **CREBS:** – is not so good. Then the Chief can assign someone else to fill in for that person, but there is no
416 blank in there. There's a piece for me. You know, if I'm investigated well then the system works. If the
417 Chief is investigated, there is no – there is – other than, other than IAD and chief of investigations. It
418 doesn't really talk much. There needs to be a policy. I guess if I could go back 20/20 hindsight, we should
419 probably have a policy in place that talked about misconduct by the Chief of police and what is the next
420 steps. So, based on let me read that again please.

421 **BERRY:** Of course.

422 **CREBS:** With the information I had at that time, I would say that I acted appropriately based on the
423 information that I had at the time. If I wanted to go off the information I have now, I should have done
424 more. If I knew that my coworkers had not – were not doing their job and that I had to step in and then I
425 would have to step in, but I didn't know they weren't doing their job, and maybe – and that is the paper
426 saying maybe they didn't do their job. So, maybe they did do their job, I don't know. I don't know where
427 the breakdown actually came, but I can say what the information I had that day and based on policy and
428 procedures and also could I read the performance one again –

429 **BERRY:** Yeah, the 313?

430 **CREBS:** – just to make sure –

431 **BERRY:** Yeah, yeah.

432 **CREBS:** – because, you know, I told my wife you know what, if I screwed up I'll own it. I have no
433 problem with that. Their position, which is okay, assistant chief membership. I would have to say that I
434 acted appropriately on information I had that day. I don't know if I keep repeating myself. You know, I
435 wish so bad I could – if I would have known there was going to be a breakdown there could have been
436 something else I maybe could have done, but I left there believing that LARRY has fallen on his sword. He
437 is taking the hit. He is made the proper notifications. We'll let this thing ride out. We'll see what happens.
438 If everyone is doing their work, life will be good so.

439 **BERRY:** Yeah.

440 **CREBS:** That's the best I can give you right now. I don't know if that's enough.

441 **BERRY:** Oh, that's just fine, that's just fine. You put up with us asking you a bunch more questions –

442 **CREBS:** You know and I don't mind that. I understand. I told my wife, I said, you know, if I'm going to be
443 in a position like this, I'm going to have a microscope put on me and I have to be willing to take that. Did it
444 feel good? It doesn't feel good, but I'm hoping at the end of this that I came out a better person and I – if
445 someone finds that I did not do my job and they point it out to me and say CREBS you should have done
446 this, it's like okay. I mean, I'll examine myself carefully because I know that I'm not perfect. I've taken –
447 I've had a mistake before in my life and I've learned from them and if whoever the finder of fact here is

INDEPENDENT POLICE REVIEW

IPR #2016-B-0014

Independent Police Review / Michael Crebs

June 16, 2016

Page 11 of 11

448 saying that MIKE CREBS should have done more, then I'll go ahead and, you know, take my hits as
449 necessary if that's the case. I wish I could go back – that's what I got, that's the best I can do.

450 **BERRY:** Thank you for that. DEIRDRE anything you'd like to ask?

451 **PEREZ:** Just one question. You had mentioned that the Chief has a very high standard –

452 **CREBS:** Yeah.

453 **PEREZ:** – and you had hoped that he was – that this incident might help him become more empathetic. Do
454 you know him to stress transparency in officer – involved investigations?

455 **CREBS:** Like officer – involved shootings or officer – involved –

456 **PEREZ:** Any kind of officer – involved investigation.

457 **CREBS:** Transparency as in?

458 **PEREZ:** As in, to the public and to the organization to be open and accountable when disclosing about
459 officer – involved –

460 **CREBS:** Well, I think that, I think that the Chief would disclose information as necessary and by protocol.
461 I don't know at the time – I don't know for sure. I mean I know that he wants us to be transparent with the
462 community when we have stuff going on, I know that. I know that but investigations, you know,
463 investigations I think obviously are confidential, of course, and so we'll release them if we deem necessary
464 because one of the things with investigations is that well they're supposed to be confidential. The best plan
465 of all, you hope, is that when you have criminal investigations is that it is not blurted in the media because
466 then that starts tainting things and it causes the incident to be investigated in the media. So, maybe I mean
467 I've tried – am I answering your question?

468 **PEREZ:** Mm – hm.

469 **CREBS:** I think LARRY wants to be transparent, but we also too, we have, you know, PETE SIMPSON is
470 our guru for release of information and if anybody is going to release information, hey PETE is this the
471 right thing to do? PETE would – he knows all the public records laws. Do we contact the city attorney, all
472 of those things. So, PETE would know, so I asked him he would say – like officer – involved shootings,
473 well, you know, we probably shouldn't say this. We talk to the investigators is it okay to say this? So does
474 that make sense?

475 **PEREZ:** Mm – hm.

476 **CREBS:** People – things are vetted through PETE SIMPSON because he's kind of the – he's the person
477 that does 99.9 percent of all releases and vetting of information.

478 **PEREZ:** And just a follow – up on that, when you were all in the AC meeting, was there any mention of
479 talking to PETE SIMPSON?

480 **CREBS:** I don't recall ever hearing anything about PETE SIMPSON inside that room, no I do not. I do
481 know that the mayor does have his own communications team and in the paper it says he chose not to
482 release it so I don't know. I don't know how accurate that is either, but I'm just going off stuff. So, I know
483 the mayor has his own communication team. We have ours, so, I don't remember PETE SIMPSON'S name
484 ever being mentioned inside of that room. I just don't recall ever hearing that, no.

485 **PEREZ:** That's all I have.

486 **BERRY:** HURLEY anything?

487 **BERRY:** All right. Thank you for talking to us again, sir.

488 **HURLEY:** And it is 1504 hours.

489

490 16c0014trs – crebs.michael 2nd interview – IPR

491 Transcribed 06/27/2016 @ 10:00 a.m. Cathy Daley