

NB-38

May 24, 2022

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Refer to Hearing Officer the special event application denial appeal by Ross Wallach (applicant) of the Southern California Speedboat Club for the 2022 Long Beach Sprint Nationals event requested to be held at Marine Stadium, 5255 Paoli Way, Long Beach CA 90803. (District 3)

DISCUSSION

On April 5, 2022, pursuant Long Beach Municipal Code (LBMC), Section 5.60.060, the Office of the City Manager denied the special event application submitted to the Office of Special Events and Filming on August 25, 2021, due to the determination that the proposed event would present an unreasonable danger to the health, safety, and general welfare of racing participants and/or spectators in its current configuration and specified safety requirements. Findings as communicated previously to both the applicant and the Mayor and City Council can be found in Attachment A (Sprint Nationals Race, Marine Stadium – Results of Investigation).

On April 14, 2022, the applicant filed an appeal for the special event application denial (Attachment B).

Pursuant to LBMC Section 5.60.120, an applicant for a special event permit whose application for such permit has been denied by the City Manager may appeal to the City Council. Whenever it is provided that a hearing shall be heard by the City Council, the City Council may, in its discretion, conduct the hearing itself or refer it to a hearing officer, in accordance with LBMC 2.93.050(A). If the City Council refers the matter to a hearing officer, then City staff and the hearing officer will set the hearing date for not less than twenty (20) days nor more than sixty (60) days after the City Council referral. Such hearing may for good cause be continued by the order of the City Council. Further, Notice of the Hearing shall be sent to the interested parties at least twenty (20) days before the hearing, in accordance with LBMC 2.93.050(8)(1). In practice, the City Council decision to refer the matter to a hearing officer means that the hearing would occur anytime from June 13, 2022 through July 29, 2022.

This matter was reviewed by Deputy City Attorney Arturo D. Sanchez on May 17, 2022 and by Budget Operations and Development Officer Rhutu Amin Gharib on May 17, 2022.

HONORABLE MAYOR AND CITY COUNCIL

May 24, 2022

Page 2 of 2

TIMING CONSIDERATIONS

If referred, upon selection of a hearing officer, the matter will be heard not less than twenty (20) days nor more than sixty (60) days thereafter.

FISCAL IMPACT

There is no fiscal or local job impact associated with this item. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with City Council priorities.

SUGGESTED ACTION:

Approve recommendation.


Respectfully submitted,



A handwritten signature in black ink, appearing to read 'T.B. Modica', with a stylized flourish at the end.

THOMAS B. MODICA
CITY MANAGER

ATTACHMENT A – Memorandum: Sprint Nationals Race, Marine Stadium – Results of Investigation
ATTACHMENT B – Denial Appeal Letter

Date: April 11, 2022

To: Thomas B. Modica, City Manager 

From: Tasha Day, Manager of Special Events and Filming 
Robbie Grego, Deputy Chief Long Beach Fire 

For: Mayor and Members of the City Council

Subject: **Sprint Nationals Race, Marine Stadium – Results of Investigation**

To determine if the Sprint Nationals Boat Racing Event is safe to be held at the Marine Stadium venue, an investigation team comprised of staff from multiple City of Long Beach (City) departments, including the Fire and Police Departments; Marine Safety; Risk Management/City Safety Office; and Special Events was assembled to review the findings of the Sprint Nationals Boat Racing Event. This memorandum provides a summary of those findings.

During the 2021 event, one race boat driver was killed during the event. Video and other evidence from the investigation provided confirmation that the speed of the vessels and the size of the venue contributed to the cause of the accident. The racing vessels involved in the fatal accident were traveling at over 110 mph. The Vessel Accident Report states that the “combination of the speed, proximity of the vessels, the unstable water environment, and limited steerage ability made the accident difficult to avoid in that particular moment in time.” Video footage shows the wake created by the vessels hitting against the rocks and being pushed back into the vessels’ path of travel. These wakes and high rate of speed caused one of the boat racers to lose control of their vessel, which collided with another boat and overturned. The driver of the overturned vessel was ejected and died from his injuries. Based on first-hand public safety personnel accounts and video, the unattended vessel continued at a high rate of speed, only overturning after hitting a wake. Had the vessel not overturned, it may have continued toward the spectating public with no physical barrier preventing impact.

A similar accident occurred during the Sprint Nationals Boat Racing event in 2018, also held in Marine Stadium, which also resulted in the death of one of the boat racers. There were similar patterns to the cause of the 2021 accident, including the rate of speed the vessels were traveling, the wakes created by the boats, and the small size of the stadium venue. Again, according to first-hand public safety personnel accounts, the unattended vessel continued travelling at a high rate of speed and penetrated the south border safety barrier comprised of manned vessels. At the time of the accident, the driver was immediately killed, however, the accelerator remained depressed. Had rescue teams not successfully boarded and stopped the vessel, it would have continued toward the swimming area of Mother’s Beach, posing a danger to the public.

Based on the information above and your current application submitted to the Office of Special Events and Filming on August 25, 2021, the investigation team concluded that the Sprint

Sprint Nationals Race, Marine Stadium

April 11, 2022

Page 2

Nationals Boat Racing Event is unsafe and poses a danger to both racing participants and spectators in its current configuration and specified safety requirements.

Attached you will find a copy of the current accident investigation report. Should you have any questions please reach out to Special Events Manager Tasha Day at tasha.day@longbeach.gov at (562) 570-5313 or Deputy Chief/Fire Marshal Robbie Grego at robbie.grego@longbeach.gov at (562) 570-2579.

Attachments: A - Long Beach Fire Department Report (redacted)
 B - Long Beach Police Department Report (redacted)
 C - Sprint National Response Letter

CC: CHARLES PARKIN, CITY ATTORNEY
 DOUGLAS P. HAUBERT, CITY PROSECUTOR
 LAURA L. DOUD, CITY AUDITOR
 LINDA F. TATUM, ASSISTANT CITY MANAGER
 TERESA CHANDLER, DEPUTY CITY MANAGER
 APRIL WALKER, ADMINISTRATIVE DEPUTY TO THE CITY MANAGER
 MONIQUE DE LA GARZA, CITY CLERK
 DEPARTMENT HEADS

VESSEL ACCIDENT REPORT

STATE OF CALIFORNIA, NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV OF BOATING AND WATERWAYS PAGE 1 OF 1

AGENCY NAME TAKING REPORT

Long Beach Fire Department

NO INJURED

0

NO KILLED

1

AGENCY REPORT NUMBER

DR#21-37137

LOCATION	WATERBODY ACCIDENT OCCURRED ON		NEAREST CITY OR TOWN		MONTH	DAY	YEAR	TIME (2400)
	Alamitos Bay		Long Beach		8	8	2021	1230
	COUNTY ACCIDENT OCCURRED IN		NEAREST LANDMARK (NAVIGATION AID)		INVESTIGATED BY PHONE			
	Los Angeles		Marine Stadium		Patrick Morrison 5625701360			
LATITUDE/LONGITUDE THAT ACCIDENT OCCURRED N 33° 45' 53.77" W 118° 7' 31.62"								
PARTY #1	NAME (FIRST, MIDDLE, LAST)				STREET / MAILING ADDRESS			
	IDENTIFICATION		DOB / AGE	SEX	CITY	STATE	ZIP	PHONE ()
	VESSEL YEAR		MAKE / MODEL / LENGTH	VESSEL NUMBER (CF OR DOC)	VESSEL NAME	ACTIVITY <input type="checkbox"/> RECREATIONAL <input type="checkbox"/> WORKBOAT <input type="checkbox"/> COMMERCIAL <input type="checkbox"/> OTHER		
	UNK / UNK / 18		None					
SWIMMER	HULL IDENTIFICATION NUMBER		<input type="checkbox"/> NONE	HORSEPOWER	RENTED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	OWNER'S NAME		PHONE ()
	UNK					SAME		
	DIRECTION OF TRAVEL		# PERSONS ON BOARD	MARINA/RAMP LAUNCHED FROM:	VESSEL DAMAGE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MAJOR <input type="checkbox"/> MODERATE <input type="checkbox"/> TOTAL	OWNER'S STREET / MAILING ADDRESS		
	NW		1	Marine Stadium	SAME			
MOORED VESSEL	EST. SPEED		DISPOSITION OF VESSEL	ESTIMATED DAMAGE \$		CITY	STATE	ZIP
	Over 40 mph		Impounded for investigation and released	NONE				
OTHER	NAME (FIRST, MIDDLE, LAST)				STREET / MAILING ADDRESS			
	IDENTIFICATION		DOB / AGE	SEX	CITY	STATE	ZIP	PHONE ()
	VESSEL YEAR		MAKE / MODEL / LENGTH	VESSEL NUMBER (CF OR DOC)	VESSEL NAME	ACTIVITY <input type="checkbox"/> RECREATIONAL <input type="checkbox"/> WORKBOAT <input type="checkbox"/> COMMERCIAL <input type="checkbox"/> OTHER		
	UNK / UNK / 18		none					
MOORED VESSEL	HULL IDENTIFICATION NUMBER		<input type="checkbox"/> NONE	HORSEPOWER	RENTED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	OWNER'S NAME		PHONE ()
	none					SAME		
	DIRECTION OF TRAVEL		# PERSONS ON BOARD	MARINA/RAMP LAUNCHED FROM:	VESSEL DAMAGE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MAJOR <input type="checkbox"/> MODERATE <input type="checkbox"/> TOTAL	OWNER'S STREET / MAILING ADDRESS		
	NW		1	Marine Stadium	SAME			
OTHER	EST. SPEED		DISPOSITION OF VESSEL	ESTIMATED DAMAGE \$		CITY	STATE	ZIP
	Over 40 mph		Impounded for investigation and released	NONE				
OTHER PROPERTY	DESCRIPTION OF DAMAGE						ESTIMATED DAMAGE \$ <input type="checkbox"/> NONE	
	OWNER'S NAME						ADDRESS	STATE
							ZIP	PHONE ()
INJURED/DECEASED/WITNESS	VICTIM / WITNESS NAME, ADDRESS & PHONE		VICTIM / WITNESS STATUS	RIDING IN VESSEL #	DOB / AGE	INJURY DESCRIPTION		LIFE JACKET WORN?
			<input type="checkbox"/> INJURED <input checked="" type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input type="checkbox"/> WITNESS ONLY	1		Trauma		<input checked="" type="checkbox"/> YES
						TAKEN TO HOSPITAL <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO FACILITY: St. Mary's Medical Center		<input type="checkbox"/> NO
						TAKEN TO HOSPITAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO FACILITY:		<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES
								<input type="checkbox"/> NO
								<input type="checkbox"/> UNKNOWN
								<input type="checkbox"/> YES

VESSEL ACCIDENT REPORT - Cont.

STATE OF CALIFORNIA, NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV. OF BOATING AND WATERWAYS PAGE 2 OF

WEATHER		WATER CONDITIONS		WAVE SIZE		WIND		LIGHTING		VISIBILITY	
<input checked="" type="checkbox"/> CLEAR <input type="checkbox"/> CLOUDY <input type="checkbox"/> FOG <input type="checkbox"/> RAIN <input type="checkbox"/> SNOW <input type="checkbox"/> HAZY	<input checked="" type="checkbox"/> CALM <input type="checkbox"/> CHOPPY <input type="checkbox"/> ROUGH <input type="checkbox"/> VERY ROUGH	<input checked="" type="checkbox"/> LESS THAN 6" <input type="checkbox"/> 6" - 2' <input type="checkbox"/> 2' - 6' <input type="checkbox"/> > 6'	<input type="checkbox"/> NONE <input checked="" type="checkbox"/> LIGHT (0 - 6 mph) <input type="checkbox"/> MODERATE (7 - 14 mph) <input type="checkbox"/> STRONG (15 - 25 mph) <input type="checkbox"/> STORM (26 mph & over)	<input checked="" type="checkbox"/> DAYLIGHT <input type="checkbox"/> DARK <input type="checkbox"/> DUSK OR DAWN <input type="checkbox"/> ARTIFICIAL LIGHT <input type="checkbox"/> OTHER (specify)	<input checked="" type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> PCOR		TEMPERATURE WATER 65.00 F AIR 69.00 F				
TYPE OF ACCIDENT		CAUSE OF ACCIDENT		OPERATION AT TIME OF ACCIDENT		SOBRIETY/DRUG					
<input checked="" type="checkbox"/> CAPSIZING <input checked="" type="checkbox"/> COLLISION WITH VESSEL <input type="checkbox"/> COLLISION WITH FIXED OBJECT <input type="checkbox"/> COLLISION WITH FLOATING OBJECT <input type="checkbox"/> FALL OVERBOARD <input type="checkbox"/> FALL IN BOAT <input type="checkbox"/> FIRE / EXPLOSION (fuel) <input type="checkbox"/> FIRE / EXPLOSION (other than fuel) <input type="checkbox"/> FLOODING / SWAMPING <input type="checkbox"/> GROUNDING <input type="checkbox"/> SINKING <input type="checkbox"/> STRUCK BY BOAT / PROPELLER <input type="checkbox"/> SKIER MISHAP <input type="checkbox"/> OTHER: <small>Person(s) leaves or is ejected from a vessel</small>	<input type="checkbox"/> #1 #2 IMPROPER LOOKOUT / INATTENTION <input type="checkbox"/> #1 #2 OPERATOR INEXPERIENCE <input type="checkbox"/> #1 #2 EXCESSIVE SPEED <input type="checkbox"/> #1 #2 MACHINERY FAILURE <input type="checkbox"/> #1 #2 EQUIPMENT FAILURE <input type="checkbox"/> #1 #2 OFF-THROTTLE STEERING INABILITY <input type="checkbox"/> #1 #2 IMPROPER LOADING <input type="checkbox"/> #1 #2 OVERLOADING <input type="checkbox"/> #1 #2 HAZARDOUS WEATHER / WATER <input type="checkbox"/> #1 #2 RESTRICTED VISION <input type="checkbox"/> #1 #2 IGNITION OF SPILLED FUEL / VAPOR <input type="checkbox"/> #1 #2 IMPROPER ANCHORING <input type="checkbox"/> #1 #2 FAILURE TO VENT <input checked="" type="checkbox"/> #1 #2 UNKNOWN <input checked="" type="checkbox"/> OTHER: Wake	<input checked="" type="checkbox"/> #1 #2 CRUISING <input type="checkbox"/> #1 #2 CHANGING DIRECTION <input type="checkbox"/> #1 #2 CHANGING SPEED <input type="checkbox"/> #1 #2 TOWING SKIER / TUBER <input type="checkbox"/> #1 #2 TOWING SKIER - SKIER DOWN <input type="checkbox"/> #1 #2 TOWING ANOTHER VESSEL <input type="checkbox"/> #1 #2 BEING TOWED BY ANOTHER VESSEL <input type="checkbox"/> #1 #2 DRIFTING <input type="checkbox"/> #1 #2 AT ANCHOR <input type="checkbox"/> #1 #2 TIED TO DOCK <input type="checkbox"/> #1 #2 LAUNCHING <input type="checkbox"/> #1 #2 DOCKING / LEAVING DOCK <input type="checkbox"/> #1 #2 SAILING <input checked="" type="checkbox"/> #1 #2 OTHER (specify) Racing (Sanctioned event)	<input type="checkbox"/> #1 #2 HAD NOT BEEN DRINKING <input type="checkbox"/> #1 #2 HBD NOT UNDER INFLUENCE <input type="checkbox"/> #1 #2 HBD UNDER INFLUENCE <input type="checkbox"/> #1 #2 HBD IMPAIRMENT UNKNOWN <input type="checkbox"/> #1 #2 UNDER DRUG INFLUENCE <input type="checkbox"/> #1 #2 OTHER PHYSICAL IMPAIRMENT <input checked="" type="checkbox"/> #1 #2 IMPAIRMENT UNKNOWN <input type="checkbox"/> #1 #2 NO OPERATOR SOBRIETY TESTING HOW WAS SOBRIETY DETERMINED? <input type="checkbox"/> #1 #2 VISUAL OBSERVATION <input type="checkbox"/> #1 #2 FIELD SOBRIETY TEST <input type="checkbox"/> #1 #2 BREATH TEST <input type="checkbox"/> #1 #2 URINE/BLOOD <input type="checkbox"/> #1 #2 OTHER: _____								
VESSEL TYPE		HULL MATERIAL		PROPULSION		ENGINE		ON BOARD CARD		OPERATOR EDUCATION	
<input checked="" type="checkbox"/> #1 #2 OPEN MOTORBOAT <input type="checkbox"/> #1 #2 CABIN MOTORBOAT <input type="checkbox"/> #1 #2 PERSONAL WATER CRAFT <input type="checkbox"/> #1 #2 HOUSEBOAT <input type="checkbox"/> #1 #2 PONTOON <input type="checkbox"/> #1 #2 INFLATABLE <input type="checkbox"/> #1 #2 SAILBOAT (aux engine) <input type="checkbox"/> #1 #2 SAILBOAT (sail only) <input type="checkbox"/> #1 #2 CANOE / KAYAK <input type="checkbox"/> #1 #2 RAFT <input type="checkbox"/> #1 #2 ROWBOAT <input type="checkbox"/> #1 #2 OTHER (specify)	<input type="checkbox"/> #1 #2 WOOD <input type="checkbox"/> #1 #2 ALUMINUM <input checked="" type="checkbox"/> #1 #2 FIBERGLASS <input type="checkbox"/> #1 #2 PLASTIC <input type="checkbox"/> #1 #2 RUBBER / VINYL <input type="checkbox"/> #1 #2 OTHER (specify)	<input checked="" type="checkbox"/> #1 #2 PROPELLER <input type="checkbox"/> #1 #2 SAIL <input type="checkbox"/> #1 #2 MANUAL <input type="checkbox"/> #1 #2 WATER JET <input type="checkbox"/> #1 #2 AIR THRUST <input type="checkbox"/> #1 #2 OTHER (specify)	<input type="checkbox"/> #1 #2 OUTBOARD <input checked="" type="checkbox"/> #1 #2 INBOARD <input type="checkbox"/> #1 #2 STERNDRIVE (I/O) <input type="checkbox"/> #1 #2 NONE 1 1 # OF ENGINES	<input type="checkbox"/> #1 #2 YES <input checked="" type="checkbox"/> #1 #2 NO EXEMPT (types below) <input type="checkbox"/> #1 #2 AGE GROUP <input type="checkbox"/> #1 #2 RENTAL <input type="checkbox"/> #1 #2 USCG LICENSE <input checked="" type="checkbox"/> #1 #2 NON-CA RESIDENT <input type="checkbox"/> #1 #2 NON-US RESIDENT <input type="checkbox"/> #1 #2 OTHER:	<input type="checkbox"/> #1 #2 AMERICAN RED CROSS <input type="checkbox"/> #1 #2 USCG AUXILIARY <input type="checkbox"/> #1 #2 US POWER SQUADRON <input type="checkbox"/> #1 #2 STATE COURSE <input type="checkbox"/> #1 #2 INFORMAL <input checked="" type="checkbox"/> #1 #2 NONE OTHER: Unknown						
ACTIVITY		TYPE OF FUEL		LIFE JACKETS ON BOARD		FIRE EXTINGUISHERS					
<input type="checkbox"/> #1 #2 WATER SKIING <input type="checkbox"/> #1 #2 WAKE BOARDING <input type="checkbox"/> #1 #2 TUBING <input type="checkbox"/> #1 #2 FISHING <input type="checkbox"/> #1 #2 RACING	<input type="checkbox"/> #1 #2 WATERSKIING <input type="checkbox"/> #1 #2 WATERSKIING <input type="checkbox"/> #1 #2 WATERSKIING <input type="checkbox"/> #1 #2 WATERSKIING <input type="checkbox"/> #1 #2 WATERSKIING	<input type="checkbox"/> #1 #2 GASOLINE <input type="checkbox"/> #1 #2 GASOLINE	<input type="checkbox"/> #1 #2 GASOLINE <input type="checkbox"/> #1 #2 GASOLINE	<input type="checkbox"/> #1 #2 GASOLINE <input type="checkbox"/> #1 #2 GASOLINE	<input type="checkbox"/> #1 #2 GASOLINE <input type="checkbox"/> #1 #2 GASOLINE	<input type="checkbox"/> #1 #2 GASOLINE <input type="checkbox"/> #1 #2 GASOLINE					
Racing, Permitted		Racing, Permitted		Racing, Permitted		Racing, Permitted					

ACCIDENT NARRATIVE

The accident occurred during a sanctioned racing event in Marine Stadium. 2 Vessels racing in a NW direction at approximately 110 MPH made contact, causing one vessel to overturn, ejecting the operator, and causing fatal injuries.

REPORT NUMBER

DR#21-37137

INVESTIGATED BY (NAME, RANK)

Patrick Morrison

ID

NUMBER
71100

REVIEWED BY

VESSEL ACCIDENT REPORT 1.1

STATE OF CALIFORNIA NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV. OF BOATING AND WATERWAYS PAGE OF

DATE OF ORIGINAL ACCIDENT		TIME (2400)		REPORT NUMBER		
8	8	2021	1230	DR#21-37137		
DEPUTY NAME				DEPUTY ID		
Patrick Morrison				71100		

VICTIM / WITNESS NAME, ADDRESS & PHONE	VICTIM / WITNESS STATUS	RIDING IN VESSEL #	DOB/ AGE	INJURY DESCRIPTION	LIFE JACKET WORN?	COULD VIC/TIM SWIM?
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input checked="" type="checkbox"/> PASSENGER ONLY <input type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
	<input type="checkbox"/> INJURED <input type="checkbox"/> DECEASED <input type="checkbox"/> DISAPPEARED <input type="checkbox"/> PASSENGER ONLY <input checked="" type="checkbox"/> WITNESS ONLY			TAKEN TO HOSPITAL <input type="checkbox"/> YES <input type="checkbox"/> NO FACILITY _____	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN

VESSEL ACCIDENT REPORT 2

STATE OF CALIFORNIA, NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV. OF BOATING AND WATERWAYS PAGE 1 OF 1

SUPPLEMENTAL / NARRATIVE (CHECK ONE) <input type="checkbox"/> Narrative Continuation Vessel Accident Report <input type="checkbox"/> Supplemental Vessel Accident Report <input checked="" type="checkbox"/> Other: <u>Investigation Narrative</u>	DATE OF ACCIDENT	TIME (2400)	REPORT NUMBER	CITATION NUMBER
	08/08/2021	1230	DR#21-37137	
	LOCATION			BEAT
	Marine Stadium			
	CITY	COUNTY	AGENCY	
	Long Beach	Los Angeles	Long Beach Fire Department	

Facts:

At approximately 1230 on Sunday, August 8, 2021, a vessel accident occurred between 2 vessels involved in a sanctioned racing event in Marine Stadium, Long Beach. The 2 vessels collided, causing one vessel to roll and capsize, ejecting the driver who sustained fatal injuries.

This report is continued for further information.

Scene:

The accident occurred at Marine Stadium, a narrow strip of waterway that is often used for special events such as boat racing. The accident occurred during a boat race in which 3 vessels were racing around an oval course in a counter-clockwise direction. The accident occurred shortly after the first turn of the race was completed, along a straight-away.

Vessels:

Vessel #1, an 18' power vessel of unknown make/model. Fiberglass construction, with open cockpit. The vessel sustained severe hull damage as a result of the collision, in which much of the starboard side of the hull had been delaminated and torn off. There was also some minor damage sustained at the stern of the vessel. See pictures for further details. Vessel number #1 was inspected for any mechanical anomalies, and all systems inspected (steering fin, cavitation plate, steering column, engine attachment points) appeared to be normal. Vessel #1 was impounded for investigation, and then released to the owner.

Vessel #2, an 18' power vessel of unknown make/model, fiberglass construction with encapsulated cockpit. This vessel sustained moderate damage to the port quarter where vessel #1 made contact. See pictures for further details. Vessel #2 was inspected for any mechanical anomalies, and all systems inspected (steering fin, cavitation plate, steering column, engine attachment points) appeared to be normal, with the exception of the steering column. There appeared to be approximately 1-2 degrees of relative motion (play) between the steering wheel and the rudder. Vessel #2 was impounded for investigation, and then released to the owner.

The damage on both vessels appears consistent with the video evidence. Vessel #1 appeared to impact vessel #2 on the port quarter, causing damage to Vessel #2 in that area, and the damage present on Vessel #2 appears consistent with what was observed in the video evidence. The damage on Vessel #1 appears consistent with what was observed in the video, in that the starboard bow dipped into the water at speed causing severe hull damage and fiberglass delamination.

Injuries:

the victim, sustained fatal injuries as a result of the accident. The victim was ejected from vessel at approximately 110 MPH, landing on his back, with his head pointed in the direction of travel. The victims head made contact with the water, causing sufficient torque in that area of the body to cause the victim to somersault 3 times in the air. The victim was rescued by a private rescue team provided by the special event. See statement from [redacted] regarding victim's condition upon rescue. Care of the victim was transferred to Long Beach Fire Department, Rescue

PREPARED BY (NAME, RANK)	DATE	ID NUMBER	REVIEWED BY (NAME, RANK)	DATE	ID NUMBER
Patrick Morrison	8 9 2021	71100			

DPR 128B (Rev. 10/2017)(DBW FORM VAR 2 10/3/2017)

VESSEL ACCIDENT REPORT 2

STATE OF CALIFORNIA, NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV. OF BOATING AND WATERWAYS PAGE 1 OF 1

<input type="checkbox"/> Supplemental / Narrative (check one) <input type="checkbox"/> Narrative Continuation Vessel Accident Report <input type="checkbox"/> Supplemental Vessel Accident Report <input checked="" type="checkbox"/> Other: <u>Investigation Narrative</u>	DATE OF ACCIDENT 08/08/2021	TIME (2400) 1230	REPORT NUMBER DR#21-37137	CITATION NUMBER
	LOCATION Marine Stadium			BEAT
	CITY Long Beach	COUNTY Los Angeles	AGENCY Long Beach Fire Department	

10, and the victim was transported to St. Mary's Trauma Center. The victim was pronounced deceased at 1305 hours by Surgeon Roth from St. Mary's Trauma Center. Los Angeles County Coroners Investigators Office, Case # 2021-09121.

Statements:

On 8/8/2021, [redacted] was in the beer garden at the event when he heard the collision. [redacted] view of the collision was obstructed by motor home. [redacted] observed the collision after the incident occurred and observed a body floating in the water. Wilson received an "Air Drop" message from a [redacted] and it was a video recording of the incident. [redacted] provided me with the footage of the incident and I uploaded it into Evidence.

[redacted] was watching the boat race from the west shore of the stadium inside of the beer garden area. During the race he stated he observed a enclosed capsule boat (B2) racing north bound the stadium ahead of another boat (B1). B1 was an open cockpit boat. B1 was racing on slightly behind B2 when B1 suddenly made contact with the rear left side of B2's boat. B1 began to barrel roll towards the right side of the boat and during the time of the rolling, the driver of the B1 was ejected from the boat. The driver of the boat went airborne and summersaulted on the surface of the water for approximately 300 feet. [redacted] stated the driver was floating face on the water for approximately 30 secs prior to the rescue boats reaching him. [redacted] also provided me with video footage of the incident. For further, see video footage.

[V2] and [V1] were proceeding straight down the straight away at the Marina. Both him and the second racer ([redacted]) were driving next to each other. As they continued down the straight away at approximately 100Mph, [redacted] boat hit a patch of wake from their previous turn and pushed his boat to the left. As he attempted to counter steer to his right, [redacted] boat collided with [redacted] proceeded straight and [redacted] boat flipped over.

[redacted] was stationed at the second turn [east end of Marine Stadium] along the Marina. Both boats began to accelerate down the straight away, as they were moving forward, one of the boats hit a patch of wake. After the boat hit the wake patch both boats collided. [redacted] observed one of the drivers ejected from the boat (later identified as [redacted]).

Immediately after the collision [redacted] and his crew approached the crash scene and observed lying face down in the water with a 15 foot pool of blood around him. The crew members placed [redacted] on a backboard, [redacted] stated [redacted] was not breathing was pale and blue and was bleeding from his left ear. [redacted] drove the rescue boat to Mother Beach Pier [Dock at Marine Park] where Long Beach Fire Department took over.

PREPARED BY (NAME, RANK) Patrick Morrison	DATE 8 9 2021	ID NUMBER 71100	REVIEWED BY (NAME, RANK)	DATE	ID NUMBER
---	-------------------------	---------------------------	--------------------------	------	-----------

DPR 128B (Rev. 10/2017)(DBW FORM VAR-2 10/3/2017)

VESSEL ACCIDENT REPORT 2

STATE OF CALIFORNIA, NATURAL RESOURCES AGENCY
DEPARTMENT OF PARKS AND RECREATION

DIV. OF BOATING AND WATERWAYS PAGE 1 OF 1

<input type="checkbox"/> Supplemental / Narrative (check one) <input type="checkbox"/> Narrative Continuation Vessel Accident Report <input type="checkbox"/> Supplemental Vessel Accident Report <input checked="" type="checkbox"/> Other: <u>Investigation Narrative</u>	DATE OF ACCIDENT 08/08/2021	TIME (2400) 1230	REPORT NUMBER DR#21-37137	CITATION NUMBER
	LOCATION Marine Stadium			BEAT
	CITY Long Beach	COUNTY Los Angeles	AGENCY Long Beach Fire Department	

I collected the events video from He uploaded the video to the link at it was successfully uploaded. [To evidence .com] [https://urldefense.com/v3/__https://longbeachpd.evidence.com/axon/download/8325df059a4c4b269d051b9c5f361880/410de7f785084a66920c22a75d455c92?token=Cze4ky9Lvsv08kJ5V6nXqD97YIZSMOdcudq1Dx7Aa18uWn89s1WA5maScuEnudmokJnaRcdtiroK505dyBIAtmO*2BD4i4TKCCiJUyW9qJs6ZV8DwyxiTa*2FLY5FTq9a3AmZaFIVgwWw*2FKutp4yTBzUf1FWdnCTd*2FYU7MDjpycJcMu*2Bf0Xlin61z1O8GUdixysPfGCrrKDZv3AHQGlFBy2VgTpXfjJmenayiGTtrC1Ps*3D&version=1__]; JSUIJSUI!!MKV5s95d0OKnVA!8hGv9Xm46GFytcDoTkblbx3nHQL9BP163KK6x4leB4aZptPieSGUikKJ9ICnMSIYaJM8BcboYFM\$] This link is no longer valid. All pictures and videos can be accessed at evidence.com, referencing DR# 21-37137

It looked like [Vessel 2] hit the other boat [Vessel 1]. [Vessel 1] was traveling in a NW direction, on the inside of the course. [Vessel 2] porpoised and landed on top of [Vessel 1] starboard bow, causing [Vessel 1] to roll, ejecting the driver. It appeared that the boat engine contacted the driver of the vessel while in the air.

Opinions And Conclusions:

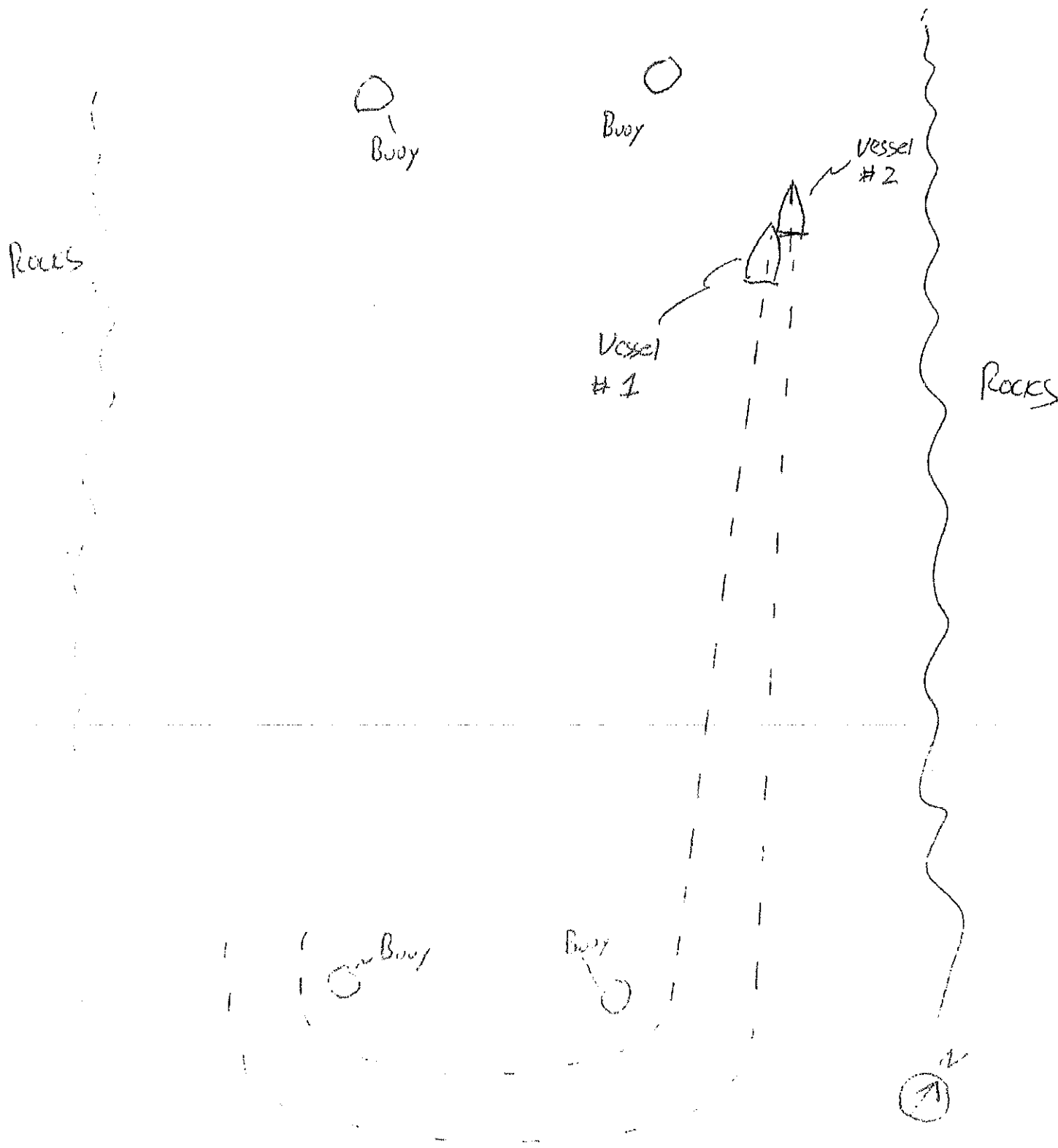
After reviewing the video of the incident and taking into consideration the witness statements, I have made the following observations:

1. A sanctioned boating race occurred between Vessel #1, Vessel #2, and another vessel that was not involved in the incident, in the Marine Stadium special use area.
2. After the start of the race, Vessel #1 made it through the first turn ahead of Vessel #2.
3. Vessel #1 proceeded down the straightaway with a course that was intersecting the course of Vessel #2.
4. Vessel #2 began to pass Vessel #1, on the starboard side of Vessel #1.
5. Vessels #1 and #2 hit a patch of unstable water, caused by the wakes from the previous pass along the course.
6. Vessel #2 eases off the throttle, as heard on the video.
7. The unstable water seemed to impact vessel #1 in a manner that would make it difficult to steer away from vessel #2, given the speed and close proximity of the vessels.
8. The vessels collided causing Vessel #1 to capsize, ejecting the driver, which caused fatal injuries.

The close proximity of the vessels, racing at high speed, and the unstable water caused by the wake from the first pass traveling across the course, setup an unstable water environment that would have affected the steerage of both vessels at the time of the collision. It is my opinion that the combination of the speed, the proximity of the vessels, the unstable water environment, and limit steerage ability made the accident difficult to avoid at that particular moment in time.

PREPARED BY (NAME RANK) Patrick Morrison	DATE 8 9 2021	ID NUMBER 71100	REVIEWED BY (NAME, RANK)	DATE	ID NUMBER
--	-------------------------	---------------------------	--------------------------	------	-----------

DPR 128B (Rev. 10/2017)(DBW FORM VAR-2 10/3/2017)



21-37137Supplement No
ORIG**LONG BEACH POLICE DEPARTMENT**

400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
DEADBODY
Officer
LEE, KRISTOPHER A

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No ORIG		Reported Date 08/08/2021		Reported Time 08:06	
CAD Call No 212200465		Rpt Typ DEAD BODY REPORT		Primary Offense DEAD BODY					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 08:00	To Date 08/08/2021	To Time 13:05		
Officer 10951/LEE, KRISTOPHER A					Assignment PATROL/EAST/CFS/W2		Entered by 10951		
Assignment PATROL/EAST/CFS/W2		RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer 7108			
Approval Date 08/12/2021		Approval Time 10:27:00							

Person Summary

Invl DBD	Invl No 1	Type I	Name [REDACTED]	MNI [REDACTED]
Race [REDACTED]	Sex [REDACTED]	DOB [REDACTED]		

LONG BEACH POLICE DEPARTMENT

DEAD BODY 1: [REDACTED]

Involvement DEAD BODY	Invl No 1	Individual						
Name [REDACTED]						MNI [REDACTED]	Race [REDACTED]	Sex [REDACTED]
DOB [REDACTED]	Age [REDACTED]	Juvenile? No	Height [REDACTED]	Weight [REDACTED]	PRN [REDACTED]			
Type HOME	Address [REDACTED]							
City [REDACTED]	State [REDACTED]	ZIP Code [REDACTED]	Date 08/08/2021					
Type Operator License	ID No [REDACTED]	OLS [REDACTED]						
Phone Type Other	Phone No [REDACTED]	Date 08/08/2021						

Narrative

On 8/8/21 at approximately 1253 hours, I (Officer K. Lee #10951) assisted Unit 2B10 (Officer N. Pimentel #11525) who was dispatched to Marine Stadium located at [REDACTED] E Paoli Way regarding a special accident involving a boat accident (Call #465).

The call was later determined to be a fatal special accident involving a boat.

While en route, dispatched communicated Long Beach Fire Rescue 10 was transporting an unknown male subject to St. Mary's Medical Center. The unknown subject was just involved in a boat accident during the Sprint Nationals. The unknown subject was ejected from his boat which was traveling approximately 100 to 130 miles per hour.

I arrived at St Mary's Medical Center just as Long Beach Fire Rescue 10 arrived with the unknown male subject.

The Decedent was later identified as Decedent [REDACTED] DOB: [REDACTED]. I later took custody of the Decedents race helmet and race neck brace, which I later gave to Long Beach Forensic Investigator (Cochran #7887) Unit L7. [REDACTED].

I contacted the Los Angeles County Coroners Investigators Office and spoke to a representative (later identified as Sickles #496712) who provided me with Case # 2021-09121.

I was unable to locate or contact a next of kin.

Unit 2S28 (Sergeant W. Kift #5124) responded.

21-37137

Supplement No
0001

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
DEADBODY
Officer
BERGLUND, JOHN ERIC

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137	Supplement No 0001	Reported Date 08/08/2021	Reported Time 14:51
CAD Call No 212200465	Rpt Typ FOLLOW-UP REPORT	Primary Offense DEAD BODY			
Location PAOLI WY					City LONG BEACH
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 08:00
To Date 08/08/2021		To Time 13:05			
Officer 11339/BERGLUND, JOHN ERIC			Assignment PATROL/NORTH/CFS/W3		Entered by 11339
Assignment PATROL/NORTH/CFS/W3		RMS Transfer Successful	Prop Trans Stat Successful	Approving Officer 7108	
Approval Date 08/12/2021		Approval Time 10:27:52			
# Offenses 1	Offense DEADBODY		Description DEAD BODY		Complaint Type
Link WIT	Involvement WIT	Invl No 1	Name [REDACTED]		Race [REDACTED]
Sex [REDACTED]					
DOB [REDACTED]					
WITNESS 1: [REDACTED]					
Involvement WITNESS	Invl No 1	Individual [REDACTED]			
MNI [REDACTED]	Race [REDACTED]	Sex [REDACTED]	DOB [REDACTED]	Age [REDACTED]	Juvenile? No
Height [REDACTED]	Weight [REDACTED]	Hair Color [REDACTED]	Eye Color [REDACTED]	PRN [REDACTED]	
Type HOME	Address [REDACTED]				
City [REDACTED]	State [REDACTED]	ZIP Code [REDACTED]	Date 08/08/2021		
Type Operator License	ID No [REDACTED]	OLS [REDACTED]			
Phone Type Cell	Phone No [REDACTED]	Date 08/08/2021			

Narrative

On 8/8/2021 at approximately 1328 hours, my partner (Ofc J. Williams #11109) and I (Ofc J. Berglund #11339) were working uniformed patrol as Unit 278B. We responded to [REDACTED] Paoli Way to assist Unit 2S28 (Sgt W. Kift #5124) with a 901 Special Accident (Call #465).

Upon arrival, I was tasked with collecting video evidence and a witness statement.

I spoke to [REDACTED] (Later identified as Witness #1) and he stated the following:

On 8/8/2021, [REDACTED] was in the beer garden at the event when he heard the collision. [REDACTED] view of the collision was obstructed by motor home. [REDACTED] observed the collision after the incident occurred and observed a body floating in the water. [REDACTED] received an "Air Drop" message from a [REDACTED] and it was a video recording of the incident. [REDACTED] provided me with the footage of the incident and I uploaded it into Evidence.

21-37137

Supplement No
0002

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
DEADBODY
Officer
WILLIAMS, JESSICA SIMON

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0002		Reported Date 08/08/2021		Reported Time 08:06		
CAD Call No 212200465		Rpt Typ FOLLOW-UP REPORT		Primary Offense DEAD BODY						
Location PAOLI WY								City LONG BEACH		
ZIP Code 90803		Rep Dist 582		Area 02		Beat 10		From Date 08/08/2021		
						From Time 08:00		To Date 08/08/2021		
								To Time 13:05		
Officer 11109/WILLIAMS, JESSICA SIMONE				Assignment PATROL/EAST/CFS/W2						
2nd Officer BERGLUND, JOHN ERIC				Assignment PATROL/NORTH/CFS/W3				Entered by 11109		
				Assignment PATROL/EAST/CFS/W3						
RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer 8332		Approval Date 11/04/2021		Approval Time 15:18:08		
# Offenses 1		Offense SPECACC		Description SPECIAL ACCIDENT				Complaint Type		
Link WIT	Involvement WIT	Invl No 1	Name [REDACTED]						Race [REDACTED]	Sex [REDACTED]
DOB [REDACTED]										
WITNESS 1: [REDACTED]										
Involvement WITNESS		Invl No 1		Individual [REDACTED]						
MNI [REDACTED]	Race [REDACTED]	Sex [REDACTED]	DOB [REDACTED]	Age [REDACTED]	Juvenile? No	Height [REDACTED]	Weight [REDACTED]	Hair Color [REDACTED]	Eye Color [REDACTED]	
PRN [REDACTED]										
Type HOME	Address [REDACTED]									
City [REDACTED]	State [REDACTED]	ZIP Code [REDACTED]	Date 08/08/2021							
Type Operator License	ID No [REDACTED]	OLS [REDACTED]								
Phone Type Home	Phone No [REDACTED]	Date 08/08/2021								

Narrative

On 08/08/2021 at approximately 1328 hours, my partner (Officer J. Berglund #11339) and I (Officer J. Williams #11109) were working uniformed patrol as Unit 278B when we responded to Marine Patrol Stadium, located at [REDACTED] Paoli Way, regarding a special accident report (call #465).

For Further on the main report, Refer to DR #21-37137.

Upon arrival I was tasked with contacting Witness [REDACTED] and he told me the following:
[REDACTED] was watching the boat race from the west shore of the stadium inside of the beer garden area. During the race he stated he observed an enclosed capsule boat (B2) racing northbound the stadium ahead of another boat (B1). B1 was an open cockpit boat.

B1 was racing on slightly behind B2 when B1 suddenly made contact with the rear left side of B2's boat. B1 began to barrel roll towards the right side of the boat and during the time of the rolling, the driver of the B1 was ejected from the boat. The driver of the boat went airborne and summersaulted on the surface of the water for approximately 300 feet.

[REDACTED] stated the driver was floating face on the water for approximately 30 seconds prior to the rescue boats reaching him.

Report Officer
11109/WILLIAMS, JESSICA SIMONE

Printed At
03/30/2022 14:13

Page 1 of 2

LONG BEACH POLICE DEPARTMENT**Narrative**

also provided me with video footage of the incident. For further, see video footage.

21-37137

Supplement No
0003

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
DEADBODY
Officer
PIMENTEL, NOAH CHRISTOP

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT	DR No 21-37137	Supplement No 0003	Reported Date 08/08/2021	Reported Time 16:18
CAD Call No 212200465	Rpt Typ FOLLOW-UP REPORT	Primary Offense DEAD BODY		
Location PAOLI WY				City LONG BEACH
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021
				From Time 08:00
				To Date 08/08/2021
				To Time 13:05
Officer 11525/PIMENTEL, NOAH CHRISTOPHER		Assignment PATROL/EAST/CFS/W2		Entered by 11525
Assignment PATROL/EAST/CFS/W2		RMS Transfer Successful	Prop Trans Stat Successful	Approving Officer 8332
Approval Date 11/04/2021		Approval Time 15:18:21		

OTHER CONTACTED PERSON 1:

Involvement OTHER CONTACTED PERSON	Invl No 1	Type Individual
Name [REDACTED]	MNI [REDACTED]	Race [REDACTED]
DOB [REDACTED]	Age [REDACTED]	Juvenile? No
Height [REDACTED]	Weight [REDACTED]	Hair Color [REDACTED]
Eye Color [REDACTED]	PRN [REDACTED]	
Type HOME	Address [REDACTED]	
City [REDACTED]	State [REDACTED]	ZIP Code [REDACTED]
Date 08/08/2021		
Phone Type Cell	Phone No [REDACTED]	Date 08/08/2021

OTHER CONTACTED PERSON 2:

Involvement OTHER CONTACTED PERSON	Invl No 2	Type Individual
Name [REDACTED]	MNI [REDACTED]	Race [REDACTED]
DOB [REDACTED]	Age [REDACTED]	Juvenile? No
Height [REDACTED]	Weight [REDACTED]	Hair Color [REDACTED]
Eye Color [REDACTED]	PRN [REDACTED]	
Type HOME	Address [REDACTED]	
City [REDACTED]	State [REDACTED]	ZIP Code [REDACTED]
Date 08/08/2021		
Type Operator License	ID No [REDACTED]	OLS [REDACTED]
Phone Type Cell	Phone No [REDACTED]	Date 08/08/2021

OTHER CONTACTED PERSON 3:

Involvement OTHER CONTACTED PERSON	Invl No 3	Type Individual
Name [REDACTED]	MNI [REDACTED]	Race [REDACTED]
DOB [REDACTED]	Age [REDACTED]	Juvenile? No
Height [REDACTED]	Weight [REDACTED]	Hair Color [REDACTED]
Eye Color [REDACTED]	PRN [REDACTED]	
Phone Type Cell	Phone No [REDACTED]	Date 08/08/2021

Narrative

On 8/8/21 at approximately 1245 hours, I (Officer N. Pimentel #11525) I assisted Unit SE50 (J. Vigil #8930)

LONG BEACH POLICE DEPARTMENT**Narrative**

regarding a special accident involving two boats at Marine Stadium [REDACTED] Paoli Way. This accident occurred during the Sprint Nationals (Call #465).

Upon arrival, I observed Long Beach Fire Department Engine #8 on scene. I later approached the launch ramp at the marina where both of the boats were docked.

I contacted the driver [REDACTED] of the second boat involved and he told me the following:

[REDACTED] and [REDACTED] were proceeding straight down the straight away at the Marina. Both him and the second racer [REDACTED] were driving next to each other. As they continued down the straight away at approximately 100mph, [REDACTED] boat hit a patch of wake from their previous turn and pushed his boat to the left. As he attempted to counter steer to his right, [REDACTED] boat collided with [REDACTED]. [REDACTED] proceeded straight and [REDACTED] boat flipped over.

I contacted the driver from the rescue boat (identified as [REDACTED]) and he provided me with following:

[REDACTED] was stationed at the second turn along the Marina. Both boats began to accelerate down the straight away, as they were moving forward, one of the boats hit a patch of wake. After the boat hit the wake patch both boats collided. [REDACTED] observed one of the drivers ejected from the boat (later identified as [REDACTED]).

Immediately after the collision [REDACTED] and his crew approached the crash scene and observed [REDACTED] lying face down in the water with a 15 foot pool of blood around him. The crew members placed [REDACTED] on a backboard. [REDACTED] stated [REDACTED] drove the rescue boat to Mother Beach Pier where Long Beach Fire Department took over.

I collected the events video from [REDACTED]. He uploaded the video to the link at it was successfully uploaded.

For further regarding incident see Long Beach Firefighters report.

21-37137

Supplement No
0004

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
IMPVEH
Officer
FAXON, MICHAEL A

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0004		Reported Date 08/08/2021		Reported Time 15:05	
CAD Call No 212200465		Rpt Typ IMPOUND VEHICLE REPORT		Primary Offense IMPOUNDED VEHICLE					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803		Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021		From Time 08:00	To Date 08/08/2021	To Time 13:05
Officer 11166/FAXON, MICHAEL A					Assignment SUPPORT/PORT/MARINE PATROL/WATCH 2				
Entered by 10983		Assignment ADMIN/RECORDS/STAFF/		RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer 10983	
Approval Date 08/08/2021		Approval Time 18:04:30							

Vehicle

Involvement Impounded		Type Trailer	Make Unlisted trailer make		Model Trailer	Style Boat Trailer	Color Black	
Storage POLICE DEPT TOW								
Reason Towed CONTAINS EVIDENCE			Where Veh Was Towed To PD TOW 562 570-2828			Invoice Number 757018		
Additional Information NO PLTS/NO VIN/VMA-UNK/VYR-UNK/PLE & GRY BOAT ATTCHD								
Tow By POLICE DEPT TOW			Auth By FAXON, MICHAEL A					
Tow From PAOLI WY								
Tow To 3111 E WILLOW ST								
Person Notified MARY								

21-37137

Supplement No
0005

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
IMPVEH
Officer
POCSAI-BLAKE, JUDIT

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0005		Reported Date 08/08/2021		Reported Time 15:05	
CAD Call No 212200465		Rpt Typ IMPOUND VEHICLE REPORT		Primary Offense IMPOUNDED VEHICLE					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803		Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021		From Time 15:05	To Date 08/08/2021	
								To Time 15:05	
Officer 11260/POCSAI-BLAKE, JUDIT					Assignment SUPPORT/PORT/MARINE PATROL/WATCH 2				
Entered by 10983		Assignment ADMIN/RECORDS/STAFF/		RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer 10983	
Approval Date 08/08/2021		Approval Time 18:07:03							

Vehicle

Involvement Impounded		Type Trailer	Make Unlisted trailer make		Model Trailer	Style Boat Trailer	Color Gray/Orange	
Storage POLICE DEPT TOW								
Reason Towed CONTAINS EVIDENCE			Where Veh Was Towed To PD TOW 562 570-2828			Invoice Number 757016		
Additional Information NO PLTS/NO VIN/VMA-UNK/VYR-UNK/ONG & GRY BOAT ATTCHD								
Tow By POLICE DEPT TOW			Auth By POCSAI-BLAKE, JUDIT					
Tow From PAOLI WY								
Tow To 3111 E WILLOW ST								
Person Notified MARY								

21-37137

Supplement No
0006

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
STRBOAT
Officer
FAXON, MICHAEL A

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0006		Reported Date 08/08/2021		Reported Time 15:05	
CAD Call No 212200465		Rpt Typ VESSEL REPORT		Primary Offense STORED BOAT					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 15:05	To Date 08/08/2021	To Time 15:05		
Officer 11166/FAXON, MICHAEL A					Assignment SUPPORT/PORT/MARINE PATROL/WATCH 2				
Entered by 10983	Assignment ADMIN/RECORDS/STAFF/			RMS Transfer Successful	Prop Trans Stat Successful	Approving Officer 10983			
Approval Date 08/08/2021		Approval Time 18:16:42							

Vessel

Involvement Impounded	Outer Hull Material Plastic	Propulsion Inboard Engine	Make UNKNOWN/UNLISTED	Type YYY	Length 18
Color Purple/Gray					
Notes BMA-REVENGE/NO CF#/NO BHN/BYR-UNK/BTY-FLATBOTTOM CONTAINS EVIDENCE/PD TOW 562 570-2828/INV 757019/ATTACHED TO BLK TRAILER					
Storage POLICE DEPT TOW					

21-37137Supplement No
0007**LONG BEACH POLICE DEPARTMENT**

400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/08/2021
Primary Offense
STRBOAT
Officer
POCSAI-BLAKE, JUDIT

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0007		Reported Date 08/08/2021		Reported Time 15:05	
CAD Call No 212200465		Rpt Typ VESSEL REPORT		Primary Offense STORED BOAT					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 15:05	To Date 08/08/2021	To Time 15:05		
Officer 11260/POCSAI-BLAKE, JUDIT					Assignment SUPPORT/PORT/MARINE PATROL/WATCH 2				
Entered by 10983	Assignment ADMIN/RECORDS/STAFF/		RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer 10983		
Approval Date 08/08/2021		Approval Time 18:21:55							

Vessel

Involvement Impounded	Outer Hull Material Plastic	Propulsion Inboard Engine	Make UNKNOWN/UNLISTED	Type YYY	Length 18
Color Orange/Gray					
Notes BMA-DUFFY/NO CF#/NO BHN/BTY-FLATBOTTOM CONTAINS EVIDENCE/PD TOW 562 570-2828/INV 757015/ATTACHED TO GRY & ONG TRAILER					
Storage POLICE DEPT TOW					

21-37137

Supplement No
0008

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
08/11/2021
Primary Offense
DEADBODY
Officer
HUMPHREYS, MICHAEL KEIT

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0008		Reported Date 08/11/2021		Reported Time 16:12	
CAD Call No 212200465		Rpt Typ EVIDENCE ONLY		Primary Offense DEAD BODY					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803		Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021		From Time 08:00	To Date 08/08/2021	
								To Time 13:05	
Officer 11220/HUMPHREYS, MICHAEL KEITH					Entered by 11220		RMS Transfer Successful		Prop Trans Stat Successful
Approving Officer 7108			Approval Date 08/12/2021		Approval Time 10:37:06				

Property

Prop # 1	Involvement EVIDENCE	Invl Date 08/11/2021	In Custody? Yes	Security No	Tag No 971491	Item No 1	# Pieces 2
Description #1- goggles and damaged neck brace from scene							Typ A
Cat OTHER ARTICLES/GUNS/FIREARMS/DRUGS					Article GEAR	Brand SHOT	Entered Date 08/11/2021
							Entered Time 16:13
RMS Transfer Successful		Control 11220 0811211616					
Prop # 2	Involvement EVIDENCE	Invl Date 08/11/2021	In Custody? Yes	Security No	Tag No 971491	Item No 2	# Pieces 2
Description #2- helmet and piece of neck brace with red stains							Typ A
Cat OTHER ARTICLES/GUNS/FIREARMS/DRUGS					Article GEAR	Brand BELL	Entered Date 08/11/2021
							Entered Time 16:14
RMS Transfer Successful		Control 11220 0811211616					

21-37137

Supplement No
0009

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
03/11/2022
Primary Offense
DEADBODY
Officer
OTHER

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0009		Reported Date 03/11/2022		Reported Time 15:11	
CAD Call No 212200465		Rpt Typ EVIDENCE ONLY		Primary Offense DEAD BODY					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803	Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 08:00	To Date 08/08/2021	To Time 13:05		
Officer OTHER/OTHER					Entered by 11716				
Assignment INVEST/FSSD/EVID CONTROL/PROPERTY				RMS Transfer Pending		Prop Trans Stat Successful		Approving Officer 8543	
Approval Date 03/11/2022		Approval Time 16:10:14							

Property

Prop # 1	Involvement EVIDENCE	Invl Date 03/11/2022	In Custody? Yes	Security No	Tag No 982376	Item No 1	# Pieces 1		
Description 1- USB W/VIDEO & PICTURE OF VAN							Type A		
Cat OTHER ARTICLES/GUNS/FIREARMS/DRUGS					Article USB	Entered Date 03/11/2022		Entered Time 15:16	RMS Transfer Successful
Control 11716 0311221522									

21-37137

Supplement No
0010

LONG BEACH POLICE DEPARTMENT



400 WEST BROADWAY
LONG BEACH, CA 90802

Phone
562 570-7381 RECORDS
Fax
562 570-7080 FAX

Reported Date
03/11/2022
Primary Offense
FATAL
Officer
AGENCY OTHER THAN LONG

Administrative Information

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0010		Reported Date 03/11/2022		Reported Time 16:11			
CAD Call No 212200465		Rpt Typ TRAFFIC ACCIDENT		Primary Offense FATAL COLLISION							
Location PAOLI WY								City LONG BEACH			
ZIP Code 90803		Rep Dist 582		Area 02		Beat 10		From Date 08/08/2021			
						From Time 12:30		To Date 08/08/2021			
						To Time 12:30					
Officer AOTH/AGENCY OTHER THAN LONG BEACH POLICE						Assignment INVEST/FSSD/EVID CONTROL/PROPERTY					
Entered by 8543		Assignment ADMIN/RECORDS/TRANSCRIPT/W2				RMS Transfer Pending		Approving Officer 11297			
Approval Date 03/28/2022		Approval Time 11:43:52									
Miscellaneous Comments 1 Location: Marine Stadium				Miscellaneous Comments 2 Investigated by: Patrick Morrison 562-570-1360							
# Offenses 1		Offense FATAL				Description FATAL COLLISION			Complaint Type		
Link VIC		Involvement VIC		Invl No 1		Name [REDACTED]				Race [REDACTED]	
DOB [REDACTED]											
DRIVER 1: [REDACTED]											
Involvement DRIVER		Invl No 1		Individual Individual		Name [REDACTED]					
MNI [REDACTED]		Race [REDACTED]		Sex [REDACTED]		DOB [REDACTED]		Age [REDACTED]		Juvenile? No	
								Height [REDACTED]		Weight [REDACTED]	
								Hair Color [REDACTED]		Eye Color [REDACTED]	
Type HOME		Address [REDACTED]									
City [REDACTED]		State [REDACTED]		ZIP Code [REDACTED]		Date 03/11/2022					
Phone Type Home		Phone No [REDACTED]				Date 03/11/2022					
Miscellaneous Comments 1 actually operator of boat (drv)											
VICTIM 1: [REDACTED]											
Involvement VICTIM		Invl No 1		Individual Individual		Name [REDACTED]					
MNI [REDACTED]		Race [REDACTED]		Sex [REDACTED]		DOB [REDACTED]		Age [REDACTED]		Juvenile? No	
								Height [REDACTED]		Weight [REDACTED]	
Type HOME		Address [REDACTED]									
City [REDACTED]		State [REDACTED]		ZIP Code [REDACTED]		Date 03/11/2022					
Type Operator License		ID No [REDACTED]				OLS [REDACTED]					
Phone Type Home		Phone No [REDACTED]				Date 03/11/2022					
Miscellaneous Comments 1 [REDACTED]						Miscellaneous Comments 2 [REDACTED]					

LONG BEACH POLICE DEPARTMENT

WITNESS 1:

Involvement WITNESS	Invl No 1	Individual			
MNI	DOB	Age	Juvenile? No		
Type HOME	Address				
City	State	ZIP Code	Date 03/11/2022		
Phone Type Home	Phone No	Date 03/11/2022			

WITNESS 2:

Involvement WITNESS	Invl No 2	Individual			
MNI	Race	Sex	DOB	Age	Juvenile? No
	Height	Weight	Hair Color	Eye Color	
Type HOME	Address				
City	State	ZIP Code	Date 03/11/2022		
Type Operator License	ID No	OLS California			
Phone Type Home	Phone No	Date 03/11/2022			

WITNESS 3:

Involvement WITNESS	Invl No 3	Individual			
MNI	Race	Sex	DOB	Age	Juvenile? No
	Height	Weight	Hair Color	Eye Color	
Type HOME	Address				
City	State	ZIP Code	Date 03/11/2022		
Type Operator License	ID No	OLS			
Phone Type Home	Phone No	Date 03/11/2022			

WITNESS 4:

Involvement WITNESS	Invl No 4	Individual			
MNI	Race	Sex	DOB	Age	Juvenile? No
	Height	Weight	Hair Color	Eye Color	
Phone Type Home	Phone No	Date 03/11/2022			

WITNESS 5:

Involvement WITNESS	Invl No 5	Individual			
MNI	DOB	Age	Juvenile? No		
Type HOME	Address				
City	State	ZIP Code	Date 03/11/2022		

Vessel

Involvement Traffic accident	Length 18				
Notes k-16/DIRECTION OF TRAVEL NW/1 PERSON ON BAORD/MARINE STADIUM/MAJOR DAMAGE/RENTED:NO/SPEED: OVER 40 MPH					
Link DRV	Involvement VIC	Invl No 1	Name	Race	Sex
DOB					

21-37137

Supplement No
0010

LONG BEACH POLICE DEPARTMENT

Vessel

Involvement	Length				
Traffic accident	18				
Notes					
777/RENTED: NO/DIRECTION:NW/# PERSON ON BOARD:1/MARINE STADIUM/MODERATE DAMAGE					
Link	Involvement	Invl No	Name	Race	Sex
DRV	DRV	1			
DOB					

Narrative

Vessel Accident Report received in Reporting/#11297

21-37137Supplement No
0011**LONG BEACH POLICE DEPARTMENT****400 WEST BROADWAY****LONG BEACH, CA 90802**Phone
562 570-7381 RECORDSFax
562 570-7080 FAX

Reported Date

03/28/2022

Primary Offense

FATAL

Officer

JOHNSON, JOSEPH I**Administrative Information**

Agency LONG BEACH POLICE DEPARTMENT		DR No 21-37137		Supplement No 0011		Reported Date 03/28/2022		Reported Time 11:30	
CAD Call No 212200465		Rpt Typ FOLLOW-UP REPORT		Primary Offense FATAL COLLISION					
Location PAOLI WY								City LONG BEACH	
ZIP Code 90803		Rep Dist 582	Area 02	Beat 10	From Date 08/08/2021	From Time 08:00	To Date 08/08/2021	To Time 13:05	
Officer 7580/JOHNSON, JOSEPH I					Assignment PATROL/FIELD SUP/TRAFFIC/CID				
Entered by 7580		Assignment PATROL/FIELD SUP/TRAFFIC/CID			RMS Transfer Successful		Prop Trans Stat Successful		
Approving Officer 11297			Approval Date 03/28/2022		Approval Time 12:05:00				

Narrative

I (Detective J. Johnson #7580) am currently assigned to the Collision Investigation Detail and was assigned as the case officer for this incident.

I have been in routine contact with the Long Beach Fire Department regarding the investigation. I have reviewed the relevant documents and approve this report to be completed and the investigation closed.

April 11, 2022

Southern California Speedboat Club
1803 Morgan Lane
Redondo Beach, CA 90278
Attn: Ross Wallach

Re: 2022 ARP Long Beach Sprint Nationals

Proposed Date: August 6-7, 2022

Dear Mr. Wallach:

An investigation in the 2021 Long Beach Sprint Nationals has been completed. A team comprised of multiple city departments, which included representation from the Fire and Police Departments; Marine Safety; Risk Management/City Safety Office; and Special Events was assembled to review the findings of the Sprint Nationals boat racing event in August of 2021. The purpose of the team was to determine if this type of event is safe to be held in the Marine Stadium venue.

The investigation included video and other evidence and provided confirmation that the speed of the vessels and the size of the venue contributed to the cause of the accident. The Vessel Accident Report states that the "combination of the speed, proximity of the vessels, the unstable water environment, and limited steerage ability made the accident difficult to avoid in that particular moment in time." Video shows the wake created by the vessels hitting against the rocks and being pushed back into the vessels path of travel. These wakes and high rate of speed caused one of the boat racers to lose control of the vessel, which collided with another boat and overturned. The driver of the overturned vessel was ejected and died from his injuries. Based on first-hand public safety personnel accounts and video, the unattended vessel continued at a high rate of speed, only overturning after hitting a wake. Had the vessel not overturned, it may have continued toward the spectating public with no physical barrier preventing impact.

There were similar patterns to the cause of the accident in the 2018 Marine Stadium race, including the rate of speed the vessels were traveling, the wakes created by the boats, and the small size of the stadium venue. These conditions also resulted in the death of one of the boat racers. Again, according to first-hand public safety personnel accounts, the unattended vessel continued travelling at a high rate of speed and penetrated the south border safety barrier comprised of manned vessels. At the time of the accident, the driver was immediately killed; however, the accelerator remained depressed. Had rescue teams not successfully boarded and stopped the vessel, it would have continued toward the swimming area of Mother's Beach, posing a danger to the public.



SOUTHERN CALIFORNIA SPEEDBOAT CLUB

April 11, 2022

Page 2

Based on the information above and your current application submitted to the Office of Special Events and Filming on August 25, 2021, the investigation team concluded that the Sprint Nationals Boat Racing Event is unsafe and poses a danger to both racing participants and spectators in its current configuration and specified safety requirements.

If you wish to appeal this denial, please refer to Long Beach Municipal Code 5.60.120 outlining the appeals process for a special event.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. B. Modica', is positioned above the printed name.

THOMAS B. MODICA
CITY MANAGER



Southern California Speedboat Club

NOTICE OF APPEAL PURSUANT TO LONG BEACH MUNICIPAL CODE SECTION 5.60.120

Notice is hereby given pursuant to *Long Beach Municipal Code* §5.60.120 that applicant Southern California Speedboat Club ("SCSC") hereby appeals the decision of the City Manager dated April 5, 2022 but received by appellant on April 11, 2022

The basis for the appeal is:

1: The denial of the permit for the Sprint Nationals event scheduled for August 6 & 7 is contradicted by the evidence.

City Manager Modica quotes from the accident report in his letter of April 5 that the "combination of the speed, proximity of the vessels, the unstable water environment, and limited steerage ability made the accident difficult to avoid in that particular moment in time." However, this is not the case. The two K-boat drivers were the best and most experienced racers and had full control of their respective vessels. John "Jay" Hart had over 25 years' experience and Duff Daily over 50 years. Both drivers showed mastery and control which is why they were licensed to drive in the "K Racing Runabout" class which licenses only the most experienced drivers. The cause of the incident was simply driver error by Daily when he attempted to pass Hart in the open cockpit boat. Duff mistakenly believed he had room but the boats momentarily touched which caused Hart's to overturn and eject him into water. Contrary to the City Manager's unfounded conclusions, this incident was simply the result of a common risk inherent in the sport.

The City Manager's assertion that "based on first-hand public safety personnel accounts and video, the unattended vessel continued at a high rate of speed, only overturning after hitting a wake [and] had the vessel not overturned, it may have continued toward the spectating public with no physical barrier preventing impact" is also untrue. The video recordings taken at turn 3 and the airborne drone footage directly refute this as the boat came to a dead stop within a short distance nowhere near the shore.

All vessels entered in SCSC events—including Hart's K-boat-- are required to have an operable kill switch attached by a lanyard to your personal flotation device. Here, Hart's kill switch immediately activated as designed upon his ejection and brought the boat to a stop right side up in the center of the race course mere yards from the actual collision point where upon it sunk due to the hole in side of the boat below the waterline sustained in the collision. SCSC conducts before each race rigorous safety inspections by licensed tech officials that mandate operable kill switches that are personally verified on every single vessel prior to each event. The report of the Long

RECEIVED
CITY CLERK
LONG BEACH, CA
2022 APR 14 PM 3:21

Beach Police Report (No #21-37137) also supports the findings that there was no mechanical or technical fault of any equipment of safety devices on the Hart vessel.

This was simply a tragic and unfortunate racing accident that was not caused by any dangerous conditions of the facility while being used in this intended manner (which it was designed for and has been used for hundreds of events dating back decades), nor was the result of any wake caused by any such activity or condition. Furthermore, at no time was the public placed in any danger by this incident in which all spectator safety protocols, devices and inspections worked as intended.

City Manager Modica also references "similar patterns to cause the accident" from an incident four years ago in 2018. This is an unfair and manifestly untrue representation because that incident was caused by one driver oversteering in a turn and spinning out when causing a collision with the oncoming vessel driven by Greg Duff. It is NOT true that the Duff "accelerator was depressed after the collision" as Mr. Modica states. The engine merely remained idling after the collision with the boat, by all accounts, proceeding at less than 10 mph. Mr. Duff was furthermore rendered unconscious and did not have his foot on the accelerator. There is zero similarity between the incidents of 2018 and 2021 and the City Manager regrettably resorts to wholly unfounded comparisons to cast a pox on SCSC's permit application.

It is furthermore untrue, as Mr. Modica asserts, that the boat left the safety zone. Mr. Duff's boat never left the safety zone as the rescue team boarded it and immediately pulled the kill switch and starting assessing and treating Mr. Duff. Again, Mr. Modica dramatically proclaims that "the driver was immediately killed" which is a false exaggeration designed to generate visions of a 'crime scene' and cause alarm because the truth is that Mr. Duff was hospitalized and remained alive for over 10 days after the accident.

Regardless, in light of this incident and in our ongoing efforts to address and rectify all issues with the City's respective agencies, a barrier system was put into place at the perimeter and beach for the event which included a line of floating barrels that are strung together to act a layer of defense to prevent a boat from ever possibly breaching the safety zone or beach area. This was deemed acceptable by all parties involved, including City Manager Modica and was added to the Site Plan for the Long Beach Sprint Nationals event. To this day there have been no spectator fatalities or even any claims or lawsuits for personal injury brought against the City or the SCSC in connection with this event at this venue. This is because the SCSC runs a conscientious and safety-mandated operation in which rules are promulgated and enforced, and suggestions from venue owners are considered and adopted based upon the actual facts and circumstances that exist.

2: SCSC was not allowed to present reasonable modifications to mitigate the City's concerns.

From Monday, August 9th, 2021 to the writing of this appeal (April 13, 2022) on no less than 7 separate times I, on behalf of the SCSC, personally requested via email/calls a "debrief" meeting with the City and all departments to discuss all aspects of the incident. This event is a historic and beneficial staple in the community since 1946 and with myself as Race Director starting in 1998. In all those years SCSC has been afforded an opportunity to have a debrief with all departments with the exception of the City's actions after the incident in 2018 and 2021. It was only after public outcry did the City Manager agree to a meeting in 2019 to discuss the accident of 2018 and agree to the proposed mitigation strategy for the 2019 event. I had hoped the City Manager would have afforded SCSC the opportunity to present the actions the Board of Directors had taken in the wake of the 2021 accident and to allow a deliberative process to govern this application based and not errors, unsupported half-truths and exaggeration.

Unfortunately, myself and the SCSC board were misled as all correspondence from the office of Special Events and Filming said that I would be able to get a meeting once the city had concluded its accident investigation to allow meaningful participation by an event and sanctioning body that has steadfastly contributed to this community for over 7 decades. Instead, the SCSC was told that the accident investigation was concluded some time ago and yet I have only received a denial letter from City Manager Modica on April 11 that was dated April 5th, 2022.¹

3: The safety of the public was never jeopardized but the SCSC has nonetheless implemented mitigation measures which warrant the issuance of the permit

The safety staff of the SCSC are experts in powerboat racing safety and our hired Safety Compliance Office have all concluded the following after reviewing all the evidence including the vessels, witness statements and video recordings (which we are happy to provide): The incidents of 2018 and 2021 were dissimilar in all material respects but were the result of a risk inherent in the sport, driver error. Both the 2018 and 2021 incidents involved open cockpit boats racing in the same class with encapsulated boats and colliding with one another. In both cases the drivers of the open cockpit boats died as a result. We looked at the speed, size of race course and did NOT find this was in any way a causal part of the accident equation. In light of this evidence the SCSC, as the promoting and sanctioning body, made the decision to mitigate accidents of this kind utilizing a four-part approach:

- 1) From September 1, 2021 on, NO encapsulated boats would be permitted to race on a course with an open cockpit boat.

¹ As an aside it is noted that the City has directed two letters to the SCSC which are verbatim of one another with the exception of one being dated April 5 and the other April 11, 2022. The SCSC trusts that this was not done in an effort to deprive the SCSC the time necessary to fully briefing the instant appeal.

2) From September 1, 2021 for the K Racing Runabout Class and from January 1, 2022 for the Unblown Flat Class all boats participating in these two classes must be fully encapsulated.

3) Heat races containing the Unblown Flat Class and K Racing Runabout classes will be limited to no more than 4 boats at a time at Long Beach Marine Stadium.

4) All other safety protocols that were put in place after the 2018 accident shall remain in place for the 2022 event and beyond.

The implementation of these rules/guidelines will virtually eliminate the chance of future K-Boat incidents resulting in a fatality from a driver being ejected or struck by a competitor's vessel because open cockpit boats are being removed from competition and overall class size in heat races is reduced. This is the type of constructive and fact-based approach that will remedy the concerns of all stakeholders and which the city neglected to consider when wrongfully denying SCSC's permit for the Sprint Nationals.

Lastly, it cannot be overstated enough that in the 25 years we (SCSC) have promoted this historically and culturally significant event at Long Beach Marine Stadium there has NEVER been a lawsuit brought against us or the City of Long Beach relating to this event. No spectators have ever been hurt while attending this event, no claims have been filed by any participant or attendee. If given the opportunity we feel 100% confident our decisions will continue this tradition while continuing to provide for the safety and wellbeing of everyone involved.

If you have any questions, please don't hesitate to email or call me directly at either (310) 318-4012 or rpmracingent@yahoo.com

Sincerely,



Ross Wallach, President
SCSC
1803 Morgan Lane
Redondo Beach, CA 90278
(310) 318-4012
www.scscracing.com

REQUEST TO ADD AGENDA ITEM

Date: May 20, 2022

To: Monique De La Garza, City Clerk

From: Thomas B. Modica, City Manager 

Subject: **Request to Add Agenda Item to Council Agenda of May 24, 2022**

Pursuant to Municipal Code Section 2.03.070 [B], the City Councilmembers signing below request that the attached agenda item (due in the City Clerk Department by Friday, 12:00 Noon) be placed on the City Council agenda via the supplemental agenda.

The agenda title/recommendation for this item reads as follows:

Refer to Hearing Officer the special event application denial appeal by Ross Wallach (applicant) of the Southern California Speedboat Club for the 2022 Long Beach Sprint Nationals event requested to be held at Marine Stadium, 5255 Paoli Way, Long Beach CA 90803. (District 3)

Council District	Authorizing Councilmember	Signed by
3	Suzie Price	(Digital – attached email)
5	Stacy Mungo	(Digital – attached email)
7	Roberto Uranga	(Digital – attached email)

Attachment: Staff Report dated May 24, 2022