

Terrance Kellom

August 19, 2015

Wayne County Prosecutor Press Conference

PowerPoint





Kellom Case PowerPoint

I would like to begin by reviewing with you our office policy in cases involving alleged police misconduct: whether it be a shooting or in custody death, an assault that is not fatal or any other potential crime where a law enforcement official is involved.

These cases are almost always handled by our Public Integrity Unit who also handles most of the cases involving allegations against public and elected figures and matters of public corruption. The Unit has 2.5 Assistant Prosecutors and should have 8.



THERE IS PROTOCOL THAT WE ARE ALWAYS GOING TO FOLLOW IN THESE CASES:

One - We always encourage the police agency involved to have the investigation done by an independent agency or at the very least have an independent agency involved. The Kellom investigation was conducted by the Michigan State Police/Detroit Police Department Homicide Task Force. The Michigan State Police delivered the warrant request to our office on May 13, 2015 which was 98 days ago.

Two - Once we receive the completed investigation, we re-investigate EVERYTHING. Oftentimes, as in this case, we ask that further investigation be done. This is why these cases take longer. The work is intricate, detailed, and we must get it right. We will release a timeline

explaining the dates of our investigative process.

Three - As always, we let the only the facts and evidence, and absolutely nothing else, guide us.



THERE ARE THINGS THAT WE ARE NEVER GOING TO DO IN THESE CASES OR ANY OTHER KIND OF CASE:

As I have said many times, only the facts and evidence will guide us:

- No one.
- Not the news media.
- Not letters.
- Not petitions.
- Not emails, threatening or otherwise
- Not phone calls.
- Not any member of the public.
- Not any Organization
- No threats will dictate any perceived ideas of Justice.

We also never promise or give dates certain when we will report our findings. If anything like that was reported, it did not come from us. The facts and evidence are

the guide.



In this case, we reviewed the following:

- The Investigator's Report.
- Interviewed **17** people, some more than once.
- We secured a court order to issue **6** Investigative Subpoenas and we obtained testimony under oath for these individuals.
- Reviewed dozens of pieces of evidence.
- We asked the MSP Lab to perform **6** analyses:
 - Bullet Trajectory,
 - Blood Spatter patterns,
 - Paint analysis,
 - Fingerprints,
 - Trace evidence (Fibers) and
 - Serology (DNA and Blood analysis).

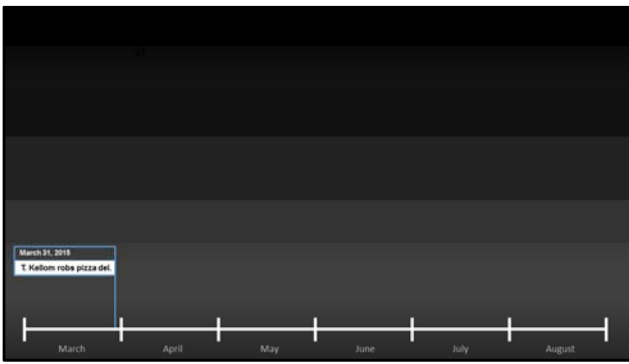
I want to thank the Michigan State Police publicly for basically dropping everything

that had to be analyzed for the other 82 Prosecutors' Offices across this state to do this. But this added months to this investigation and this was necessary.



The shooting of Terrance Kellom by Immigration and Customs Enforcement (ICE) Agent Mitchell Quinn took place on April 27, 2015, during an active warrant execution by the Detroit Fugitive Apprehension Team (DFAT) to locate Terrance Kellom who was wanted for:

- A felony Probation Violation Warrant for Attempted Carrying a Concealed Weapon.
- An active warrant for Armed Robbery, Felon in Possession of a Firearm and Felony Firearm.



The allegations in the Armed Robbery case are:

- that on March 31, 2015, Terrance Kellom, robbed a pizza delivery person.
- He was armed with a dark colored rifle and
- He told the victim, “Don’t move! I will kill yoU! Give me your money, your iphone and those pizzas.”



On April 26, 2015, the evening prior to the shooting, Terrance Kellom was involved in a domestic dispute.

- He was accused of breaking out all of the windows of his ex-girlfriend's car.
- The police were called.
- He fled the area before DPD officers arrived.
- The next morning, the DFAT Team went to that same location looking for Terrance Kellom.
- The team was directed to Kevin Kellom's (Terrance's Father's) house and were told the type of car Terrance Kellom was driving recently.



- The DFAT officers then went to Kevin Kellom's house
- DFAT set up surveillance
- and saw this car described.
- They identified Terrance Kellom going into the house, with his father, Kevin.
- They were directed to this house, saw this car, and saw Kellom



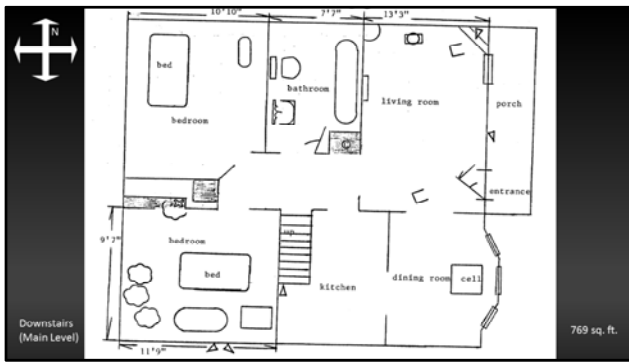
There were 7 Officers on the Fugitive Apprehension Team (Team):

- Agent Mitchell Quinn - ICE
- 1 from US Marshal Service
- 1 from Oakland County Sheriff's Department
- 2 from Detroit Police Department
- 1 from Wayne County Sheriff's Department
- 1 from Livonia Police Department



Also in the house were:

- Terrance Kellom
- Kevin Kellom (Terrance Kellom's father)
- TEK (Terrance Kellom's sister)
- YJ (Kevin Kellom's girlfriend)
- AC (Terrance Kellom's sister's boyfriend)
- CJ (Terrance Kellom's girlfriend)



The Scene:

9500 Block of Evergreen Road, Detroit.
This Residence contains **two levels**:

1. An Upstairs:

1. Northwest Bedroom
2. East Bedroom
3. An Attic area (crawl space)

2. And a 769 square foot Main Level/Downstairs:

1. Living room
2. Dining room
3. Kitchen
4. Bathroom
5. Southwest Bedroom
6. Northwest Bedroom
7. And Hallway



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According to Agent Quinn and the Fugitive Team:

- Team was met at the door by Kevin Kellom and Terrance Kellom's sister.
- The officers asked if the Terrance Kellom was home.
- Kevin Kellom said, "No." and Kevin later admitted to investigators that he lied.
- Officers were let in. At the time, Kevin Kellom stated: "I opened the door and I let them in. I ain't got nothing to hide from the police. I let them in."
- 4 family members were held downstairs in the kitchen/dining room area:
 - Kevin Kellom,
 - Terrance Kellom's sister,
 - Terrance Kellom's sister's boyfriend and
 - Terrance Kellom's new girlfriend.
- Kevin Kellom's girlfriend, YJ, was

upstairs in a bedroom, partially clothed, so a female officer had to be called upstairs.

- 2 DFAT officers went upstairs and located Terrance Kellom hiding in the attic crawl space.
- A DFAT Officer from the Oakland County Sheriff's Dept. looked into the attic crawl space:
 - He observed Terrance Kellom hiding by the heating duct.
 - This is not a very large area, easily visible.
- Kellom was ordered out of the attic.
- Terrance Kellom yelled, "I have a gun. Shoot me bitch! Kill me."
- Terrance Kellom was observed with a hammer in his hand.
- Terrance Kellom disconnected the heating duct and began to hit the floor of the attic with the hammer.
- A shield and taser were requested to the scene by the officers via radio.
- Terrance Kellom began to crawl through a hole in the floor that he created with the hammer.

- The DFAT officer watching Terrance Kellom radioed that “He is going through the floor.”
- Agent Quinn, who was at top of the stairs as Kellom began going through the hole in the attic floor, ran back downstairs to the southwest bedroom, where he believed Terrance Kellom would drop.
- There was a thick blanket covering the doorway of the SW bedroom, so Quinn proceeded cautiously.
- Quinn hears Terrance Kellom drop to the floor inside the bedroom.
- Terrance Kellom comes out of the room with a hammer in his right hand.
- Quinn orders Terrance Kellom to drop the weapon several times but he did not.
- Terrance Kellom continues to advance towards Quinn with the hammer raised.
- Quinn feared for his safety.
- Quinn fires his weapon once and paused briefly to see if Terrance Kellom would drop the weapon.
- Terrance Kellom continues to advance

at Quinn with the hammer raised.

- Quinn fired additional rounds while backing up and fell backwards to the ground.
- Terrance Kellom fell forward in the hallway with the hammer still in his hand.
- Other officers present corroborate this:
 - A male and a female Detroit Police officer witness the weapon in Kellom's hand.
- In addition, the male DPD officer also indicated that he feared for his safety due to Kellom's raising of the hammer and advancing toward Quinn, and drew his own weapon.



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The Kellom Accounts:

Kevin Kellom (Terrance's father):

- Gives numerous conflicting statements and makes several media statements.
- On the day of the shooting, he lies to the police and tells them that his son is not present in the home. He never denies lying to the police about this fact.
- Tells the Team that they can come in, that he has nothing to hide. Later denies this and says that the police ripped the door open. There is no evidence of forced entry.
- Initially says that the police took him into the kitchen/dining room area.
- Later, changed his story and says he was in the living room and saw Terrance Kellom being brought down the stairs by the officers, un-cuffed, with his hands

in his pockets.

- Once Terrance Kellom was downstairs, Kevin Kellom says that Terrance Kellom raised his hands over his head and then is shot twice.
- Kevin Kellom indicates that Terrance Kellom has 2 officers that are standing behind him when Terrance Kellom is brought downstairs Quinn begins firing, placing 2 officers in the line of fire.
- Kevin Kellom further says that when his son was shot that blood sprayed out of him onto both sides of the hallway.
- Then he staggered backwards, then forward, dropping to his knees.
- While Terrance Kellom was on his knees, Kevin Kellom says that Terrance was shot 8 more times.
- Kevin Kellom has repeatedly told the news media that his son was shot 10 times.
- Kevin Kellom has also told the media that:
 - his son was shot while he was in a

prone position on the floor.

- That Terrance Kellom never had any weapon in his hands;
- That his hands were open before the first two shots and then clenched into fists after that.
- Kevin Kellom told the media on May 1, 2015 that this whole event was “recorded” on his home video system. It was not.



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OTHER ACCOUNTS

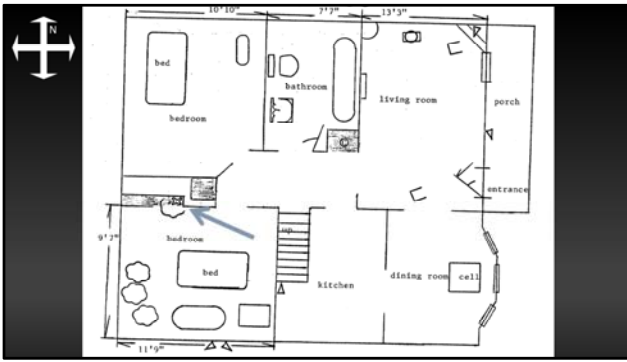
- Kevin Kellom says that after his son was shot, the two people were moved out into the porch and that the officers kicked his son's body to the side in doing so.
 - There was one woman, YJ and one man, AC, who Kevin Kellom claims stepped over Terrance Kellom's body.
 - Both deny Kevin Kellom's claim:
 - YJ said she was not brought downstairs until Terrance Kellom was removed by medics.
 - AC indicated that he was in the dining room when shooting happened.
- Other members of the Kellom family indicate that Terrance Kellom was shot twice in the chest and then fell to the ground, where he was handcuffed. While lying cuffed on the ground, some family members report that Terrance Kellom was

shot an additional 6-7 times.

Our investigation focused on the following factors to resolve the diametrically opposed versions of law enforcement and the Kelloms'.

In coming to a conclusion, we looked at the following factors:

THE PHYSICAL EVIDENCE



ONE-THE HOLE IN THE UPSTAIRS ATTIC CRAWL SPACE

- the hole was fresh
- southwest bedroom
- duct work was freshly disturbed
- new debris in the closet below
- debris was on top of clothing and other items in the closet
- documented with photographs
- 21.5 in x 26.5 in - is the bottom part of the whole. The hole upstairs is 20 in x 11.75 inches.
- Terrance Kellom was 5'9", 145 pounds.
- Observed by other officers with the hammer in his hand which was radioed to the other officers prior to the shooting.



- There is debris in the closet.
- Debris from insulation and drywall is on the floor.



- The heating duct was disconnected.
- Insulation and drywall were broken and disturbed.



- Insulation and drywall was broken and disturbed.



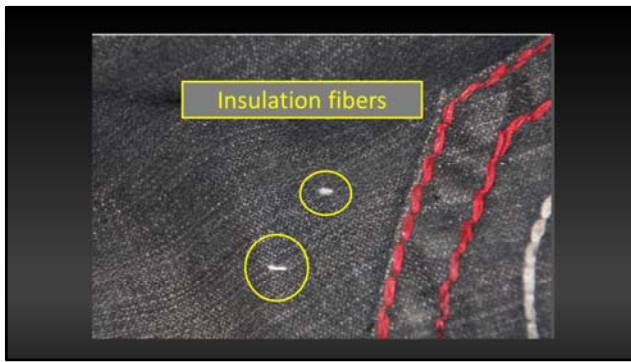
- The hole from the attic/crawl space through the floor into the ceiling of the SW bedroom closet is visible.
- The shelving (top, bottom) and video cable are visible.
- Also, there is the head-on view of the closet from the ground floor in the inset.



TWO – TERRANCE KELLOM'S CLOTHES (PANTS, SOCKS, UNDERWEAR, SHOES AND TWO T-SHIRTS)

- Were examined for fibers, particles of paint, drywall and insulation to support or refute that he went through the hole.
- Paint chips, drywall, wood, and insulation fibers were found on the clothes.
- Were compared (not the wood samples) with known samples from the SW bedroom.
- The lab found none of the paint samples to be consistent with the one sample provided from the ceiling. However, Terrance Kellom's clothing had as many as four different types of paint chips on them and there were many different types of paint located throughout the house.
- The MSP Lab found that the insulation fibers and drywall residue were

consistent with the samples taken from
Terrance Kellom's clothing.



- Insulation fibers were found on Terrance Kellom's jeans.
- These insulation fibers are consistent with those from the attic/crawl space.



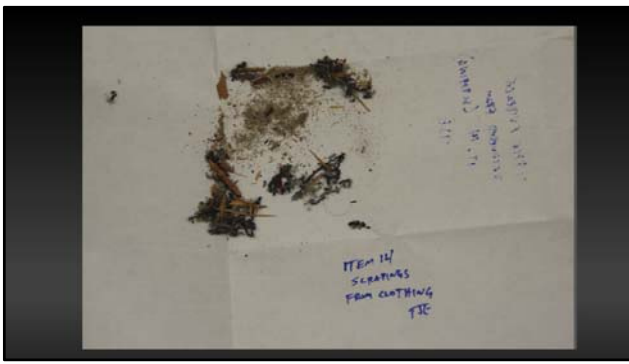
- Drywall residue was found on Terrance Kellom's jeans.
- This drywall residue is consistent with the drywall sample from the SW bedroom ceiling.



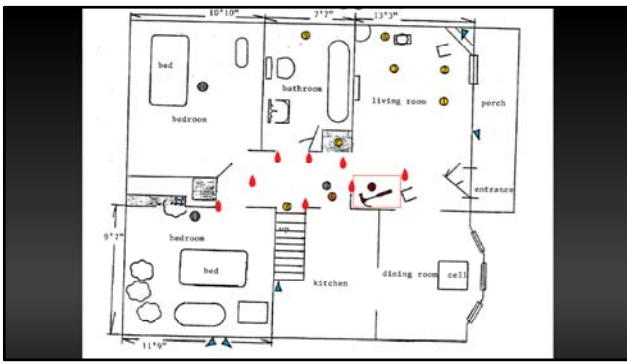
- Terrance's underwear with wood fibers and insulation fibers.
- Insulation fibers are consistent with those from the attic/crawl space.



- Paint Transfer on to Terrance Kellom's shoe.



- Scrapings from all of Terrance Kellom's clothing, except his shirts (which were at the hospital).
- Contains insulation, wood, paint, and drywall.



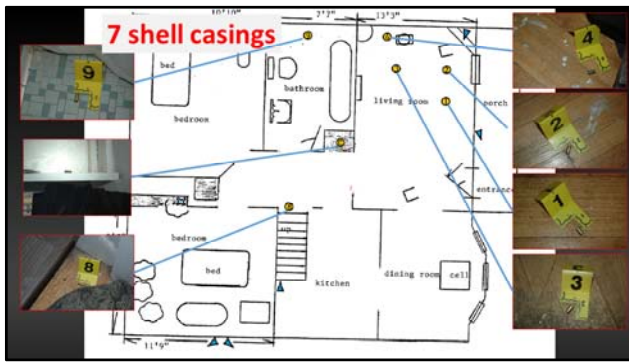
THREE - CLAW HAMMER

- Found in the living room, right next to where his body fell (he fell face down).
- There is suspected blood on the handle and head.
- Forensic scientists confirmed that it was blood.
- DNA analysis was done and showed the blood was Terrance Kellom's.
- Fingerprint analysis was also done and there was not enough to compare.

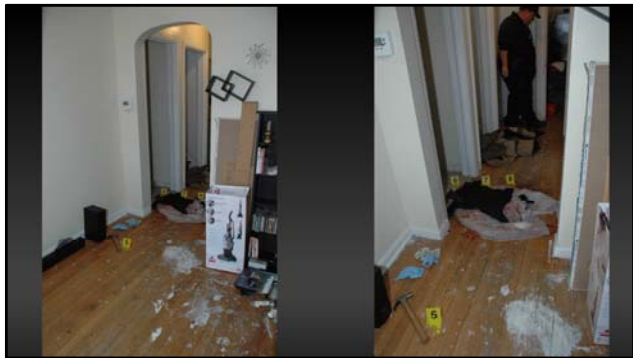


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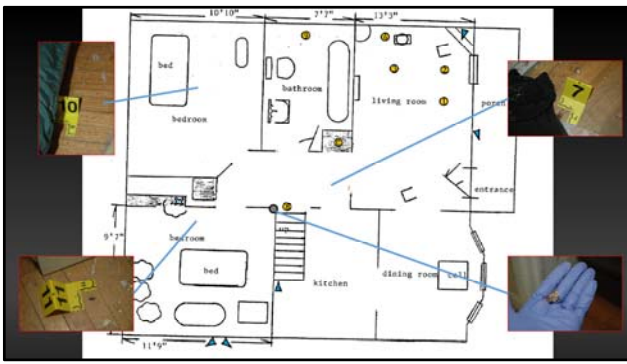
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- FOUR** - Seven spent 40 caliber shell casings
- **Four in the north half of the living room.**
 - One in the hallway @ the base of the stairs.
 - One along the north wall of the bathroom.
 - One at the top of the shelf closet NE of the hallway.

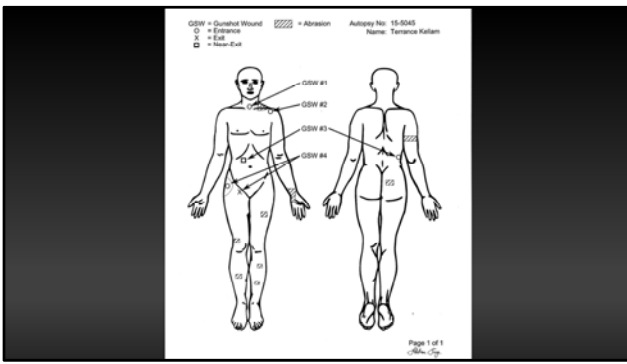


Overview of hallway on left.
Closer view of the hallway on the right.



FIVE - Seven fired jacketed 40 caliber bullets

- One found in the SW bedroom.
- One found in the NW bedroom.
- One found in the hallway at the base of the steps.
- One lodged in the door jamb of the stairwell after the molding around the door frame was removed.
- Three were later taken out of his body.



SIX - PHOTOGRAPHS

SEVEN - AUTOPSY REPORT

- Four gunshot entry wounds.
- One exit wound
- One wound where the bullet almost exited the body but was still contained just below the surface of the skin
- Three bullets recovered from Terrance Kellom's body (Seven total bullets recovered, which matches the total number of casings).
- The labeling of the wounds by the ME is to identify the wounds and is not reflective of the order in which the wounds were made.
- **TERRANCE KELLOM WAS SHOT 4 TIMES:**
 1. Once in the neck with a downward trajectory (no exit wound);
 2. Once in the shoulder with a downward trajectory (no exit wound);
 3. Once in the posterior flank with a slightly upward trajectory (near exit on the abdomen) and,
 4. A through and through wound in his thigh and groin with a downward trajectory (exiting out of the groin area).
- These wounds are consistent with Terrance Kellom's body twisting to the right.
- The medical examiner report says that there was "no evidence of close range fire"; more specifically, the report stated "there was no soot or gunpowder stippling noted on the skin surrounding any of the wounds."

ABRASIONS

- There were abrasions present on Terrance Kellom's: left shoulder, back of left arm, index and middle fingers of the back of the right hand, left front wrist and palm, right buttock, front left thigh, right knee and both front legs.
- These wounds are consistent with crawling through a hole and scraping himself as he went through the hole.



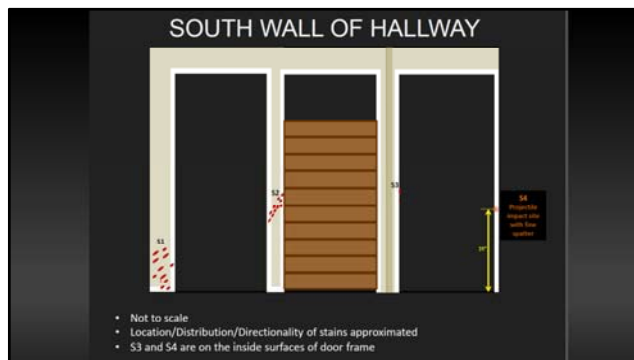
The front of Terrance's shirt has a suspected bullet hole on the right.



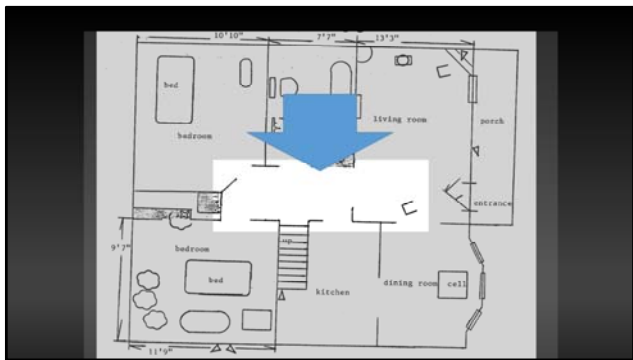
EIGHT - BLOOD SPATTER ANALYSIS

- Blood Spatter Locations, All on the first floor:
 - Hallway walls,
 - Southwest bedroom door jamb,
 - Living room floor.
- MSP expert analyzed all of the spatter patterns in the hallway and living room.
- All of the patterns in the house reflect that Terrance Kellom moved from the area near the SW bedroom door towards the living room, where he ultimately fell.
- No patterns show movement away from the living room, as Kevin Kellom describes.
- Terrance Kellom, therefore, could not have been shot at the base of the stairs and his blood could not have “spurted out of his chest to the sides” as Kevin Kellom claimed. That just did not happen.

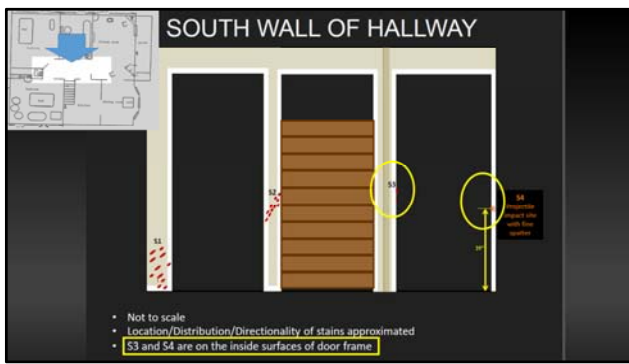
- The patterns on the door jamb of the SW bedroom confirm that Terrance Kellom was very near that doorway when he was shot in the leg. This corroborates Quinn's description of events.
- There are three drops in a drip pattern on the floor just outside the SW bedroom door.
 - This shows that Terrance Kellom was standing directly above this location because it is drip pattern without directionality.
- The blood spatter patterns confirm that Terrance Kellom continued to advance towards the living room despite being shot already.



Overview of South wall of the hallway.



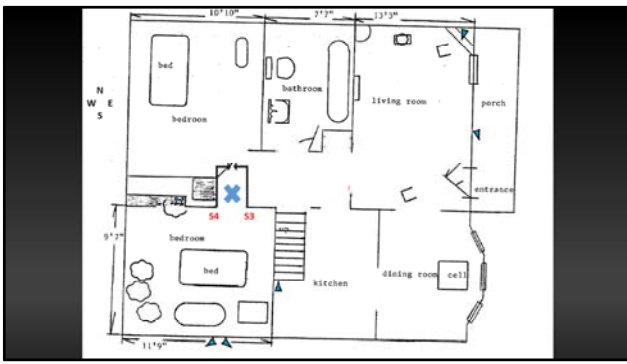
This slide shows the point of view of the illustration.



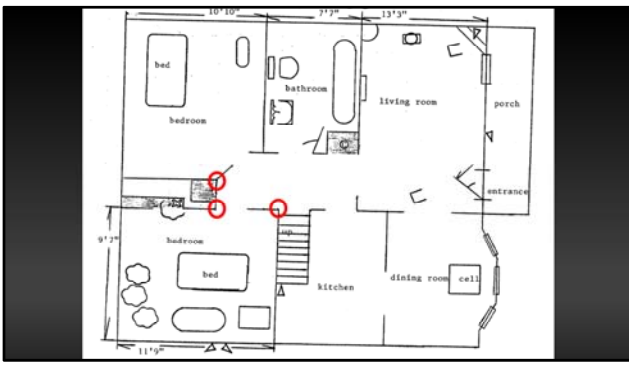
- The illustration of the south wall of the hallway shows:
 - SW bedroom door is on the far right.
 - Blood spatter on the two door jambs of the SW bedroom.



- Three drops in a drip pattern.
- This shows that Terrance Kellom was standing directly above this location because it is drip pattern without directionality.



- Terrance Kellom **had to be** standing:
 - NW of S3 and NE of S4 when shot in the leg to make the spatter patterns.
 - The blanket was hanging between “S3” and “S4” on the diagram before Terrance Kellom tore it down.



NINE – BULLET STRIKES/TRAJECTORY ANALYSES

- An MSP expert went to the house and conducted tests to determine the trajectory for the 3 separate known bullet strikes in the home:
 1. In the Door jamb of the SW bedroom.
 2. In the closet molding near the entrance of the SW bedroom.
 3. In the Doorframe of the stairwell.
- Trajectory analysis of the bullet strike in the SW bedroom shows that Quinn must have been near the bathroom door when he shot Terrance Kellom in the leg.
- The trajectory analysis for that bullet strike corroborates Terrance Kellom's position from the blood spatter analysis.
- The trajectories of the remaining two strike marks confirm that Quinn was retreating as he fired at Terrance

Kellom.

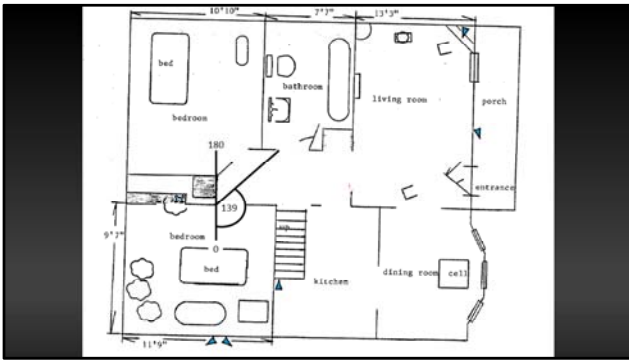
- One of the strike marks, in the closet molding near the entrance of the SW bedroom, has an upward trajectory, confirming Quinn's account of falling down as he retreated from Terrance Kellom.



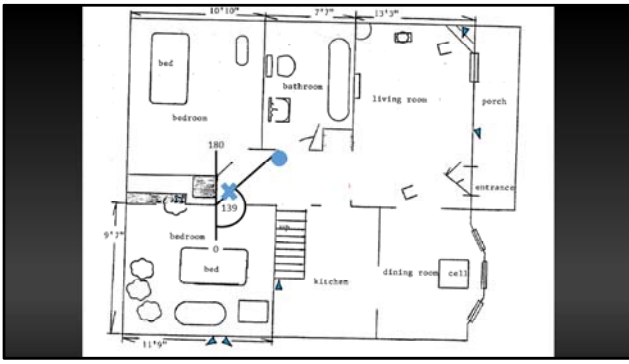
- Left image is looking out of the SW bedroom at the door jamb.
- Right image is looking into the SW bedroom at the door jamb.



This is looking into the SW bedroom with the trajectory rod placed by the MSP expert to determine trajectory.



- MSP analysis showed that the bullet struck the SW door jamb at a 139 degree angle.



- Analysis by MSP shows corroborates the blood spatter analysis that Terrance Kellom was standing near the SW bedroom door.



TEN - DNA ANALYSIS

- Blood on the hammer was Terrance Kellom's.



ELEVEN - GOUGE IN FLOOR

- Kevin Kellom claims that a gouge in the hallway floor was created when Quinn stood over Terrance Kellom and shot him while he laid on the ground.
- Terrance Kellom has no injuries consistent with being shot in the prone position nor any from close-range firing.
- Only one bullet exited Terrance Kellom's body, which has already been accounted for from SW Bedroom door jamb.
- Gouge obviously appears very old.



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A NOTE ABOUT POLICE PROTOCOL

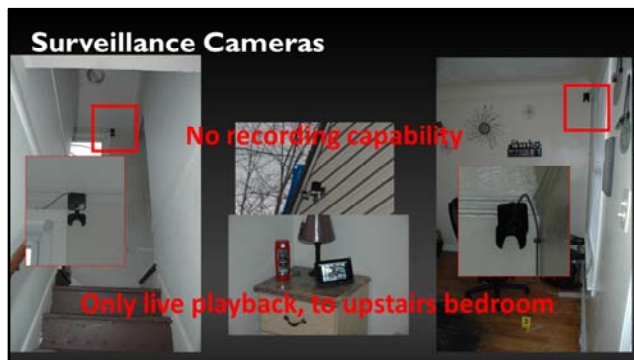
- A suspect in a fugitive apprehension would never be brought down the stairs or moved without being with his hands in his pockets. (Kevin Kellom says that Terrance Kellom was brought down the stairs uncuffed.)
 - This would violate police protocol and common sense.
- If as Kevin Kellom said, the officers brought Terrance Kellom down the stairs with two behind him, NO officer is going to fire at a suspect with officers in the line of fire.
 - This would violate police protocol and common sense.

MEDIA INACCURACIES:

- The family knew Terrance Kellom was in

the home.

- Terrance Kellom was not shot 10 times.
- Terrance Kellom was not shot straight in the back multiple times.



- This was not captured on video tape. The system displayed only in real time. It was a live video monitor that did not record.



PROSECUTOR WORTHY'S CLOSING STATEMENT

There are severe problems in this country where African-American men are being beaten, killed, maimed, and otherwise assaulted by the police, usually after a traffic stop.

This is an ugly fact for Black, usually young men, and even women in America. We cannot hide from this truth. I will never hide from this truth. I didn't do that when I was an Assistant Prosecutor and I won't do it now as the Elected Prosecutor. I was not afraid to charge police officers then, if the facts and evidence dictated it. I am not afraid to do it now.

From January, 2014 to date we have charged 17 police officers with crimes. In fact, just two days ago, Officer Elijah Lately

was indicted for lying to a Peace Officer during a Murder Investigation.

This is a case where a young man was the subject of a domestic violence police run the day before his contact with Agent Quinn. He violated his probation on another gun charge. He was also wanted for another extremely violent felony and two more gun charges. The Detroit Fugitive Apprehension Team did their due diligence and located him at his father's residence on Evergreen. And you heard the rest of the credible, provable, and supportable facts.

That is what this case is about.

Yes, black lives matter, of course they do. but, you know what also matters; credible facts matter, supportable evidence matters, provable evidence matters, doing justice matters, and the truth matters.

Thus, I have concluded that the totality

of the evidence supports Agent Quinn's version of events and that Terrance Kellom's fatal shooting was justified by the law of self-defense and the defense of others and, as a result, no charges will be authorized in this case.

