



PRESS RELEASE

Pursuant to CA Gov't. Code Sect. 6254(f)
San Jose Police Department
Press Information Office
201 W. Mission Street, San Jose, CA 95110
Phone (408) 277-5339 / Fax (408) 286-0923

TYPE OF CRIME: Homicide
LOCATION: 4600 block of Borina Drive

CASE NUMBER: 05-244-1226
DATE: 9-1-05 **TIME:** 10:31PM

VICTIM: Withheld
ADDRESS: San Jose Resident

AGE: Adult Male (60 years old)

SUSPECT: Withheld (Deceased)
ADDRESS: San Jose Resident

AGE: Adult Male (38 years old)

DETAILS:

On Thursday, September 1, 2005, at 10:31PM, San Jose Police Officers were dispatched to the 4600 block of Borina Drive in West San Jose. The female caller said that her husband had "shot an intruder." Officers arrived and discovered the suspect, dead in the house, from a single gunshot wound.

Preliminary investigation has revealed that the suspect had a verbal exchange outside with a resident who lives at the victim's home. The resident went inside, closing the front door behind him. The suspect broke into the home and confronted this resident. The victim heard the commotion downstairs, armed himself with a firearm and went down to see what was happening. The suspect then turned his attention to the victim and assaulted him when he came downstairs. When the suspect tried to assault the victim a second time, the victim fired one shot, killing the suspect. The victim has been released pending a review of the case by the District Attorney's Office.

Anyone with information on this case is urged to call Detective Sgt. Edgardo Garcia or Detective Sgt. David Knopf of the San Jose Police Department Homicide Unit at (408) 277-5283. Persons wishing to remain anonymous may call Crime Stoppers at (408) 947-STOP.

BY: Sgt. Nick Muyo #2086
DATE: 9-2-05 TIME: 1:00PM

AUTHORIZED BY: Sgt. Knopf for Lt. Mike Sterner
DATE: 9-2-05 TIME: 1:00PM

PRESS OFFICER BRIEFED BY UNIT COMMANDER (CIRCLE) **YES NO**