



Matthew K. Sonnabend, Chief of Police
Sean E. Balcom, Deputy Chief of Police

Town of Barnstable Police Department

P.O. Box B
Hyannis, MA 02601



Main Number: 508-775-0387
Main Fax: 508-790-4167
Administration: 508-775-0920
Admin. Fax: 508-790-6317
www.barnstablepolice.com

Attached is your accident/incident report from the Barnstable Police Department.

The Massachusetts Public Records Law (M.G.L. Chapter 66 & Chapter 4, Section 7(26)) provides that every person has a right to access public information.

Portions of this report have been redacted due to exemptions within the Public Records Law. The portion (s) that have been redacted in the following report are exempt and fall under Exemption C which applies to records that are:

"personnel and medical files or information; also any other materials or data relating to a specifically named individual, the disclosure of which may constitute an unwarranted invasion of personal privacy"

If you have any questions on Public Records Law and its exemptions please refer to the following website. <http://www.sec.state.ma.us>



**Judicial
Watch®**
*Because no one
is above the law!*

Obtained via Massachusetts PRL by Judicial Watch, Inc.

August 20, 2018

VIA CERTIFIED MAIL

Barnstable Police Department
Attn: Custodian of Records
P.O. Box B
Hyannis, MA 02601

Re: Massachusetts Public Records Law Request

Dear Sir:

Pursuant to the provisions of the Massachusetts Public Records Law ("MPRL"), G. L. c. 4, § 7(26) and G. L. c. 66, § 10 (2004 ed.), Judicial Watch, Inc. requests from the Barnstable Police Department ("BPD") access to and a copy of any and all record(s) within ten (10) calendar days concerning or relating to the following:

1. All records relating to a police pursuit and resulting motor vehicle crash that occurred in Mashpee on or about July 28, 2018 involving Mickey A. Rivera of Fall River, Massachusetts, including but not limited to police reports, witness statements, autopsy reports, toxicology results, etc.
2. All records of communications sent between BPD officials regarding Mickey A. Rivera.
3. All records of communications sent between BPD officials and officials of other municipal, state or federal government agencies regarding Mickey A. Rivera.

The time frame for the requested records is July 28, 2018 to the present.

Any privacy exemptions that may pertain relating to Mr. Rivera are vitiated as a result of his death on July 28, 2018.¹

For the Purpose of this request, "records mean all books, papers, maps, photographs, recorded tapes, financial statements, statistical tabulations, or other documentary materials or data, regardless of physical form or characteristics, made or received by any officer or employee of any agency, executive office, department, board, commission, bureau, division or authority of the Commonwealth, or of any political subdivision thereof or of any authority established by the

¹ As proof of death of Mr. Rivera, I enclose a July 31, 2018 *Boston Globe* article discussing his death.

BPD/Custodian of Records
Massachusetts Public Records Law Request
August 20, 2018
Page 2

General Court to serve a public purpose” pursuant to 950 C.M.R. 32.03; G. L. c. 66, § 1 (2004 ed.).

Within ten (10) calendar days of receipt of this request, you are required to determine whether the request, in whole or in part, seeks copies of disclosable public records in your possession and to notify us promptly of your determination and the reasons therefore. G.L. c.66, § 10(b).

Finally, Judicial Watch requests a waiver of any direct costs of duplication or statutory fees pursuant to 32.06 (5) as the requested items would benefit the public interest. Judicial Watch is a 501(c)(3), not-for-profit, educational organization. Judicial Watch exists to educate the public about the operations and activities of government, as well as to increase public understanding about the importance of ethics and the rule of law in government. The particular records requested herein are sought as part of Judicial Watch’s ongoing efforts to document the operations and activities of state governments and to educate the public about these operations and activities. Once Judicial Watch obtains the requested records, it intends to analyze them and disseminate the results of its analysis, as well as the records themselves. It also will make the records available to other members of the media or researchers upon request. Judicial Watch has a proven ability to disseminate information obtained through open records laws to the public, and we believe a fee waiver in this instance would be in the public interest. In the event that our request for a fee waiver is denied, please notify us in advance if the expected cost is likely to exceed \$150.00.

If you do not understand this request or any portion thereof, or if you feel you require clarification, contact us at 202-646-5172 or bmarshall@judicialwatch.org. Judicial Watch looks forward to receiving the requested documents and a waiver of all fees associated with this request within ten (10) calendar days. Thank you for your cooperation.

Very respectfully,



William F. Marshall
Judicial Watch, Inc.

Enclosure

Police Use Only			Commonwealth of Massachusetts Obtained via Massachusetts PRL by Judicial Watch, Inc.				RMV Document Number			
Date of Crash 07/28/2018	Time of Crash 0010 24HR	City/Town COTUIT	Motor Vehicle Crash Police Report		Number Vehicles 2	Number Injured 3	Speed Limit _____ Latitude _____ Longitude _____	State Police Local Police MBTA Police Other: _____	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
AT INTERSECTION:			< LOCATION >		NOT AT INTERSECTION:					
1 5			Route# _____ Direction _____ Name of Roadway/Street _____ At _____		Route# 4830 Direction _____ Address # _____ Name of Roadway/Street FALMOUTH RD RTE 28 ____ Feet <input type="checkbox"/> N <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W of _____ or _____ ____ Mile Marker _____ Exit Number _____					2 10
2 1			Route# _____ Direction _____ Name of Intersecting Roadway/Street _____ Also at Intersection with _____		____ Feet <input type="checkbox"/> N <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W of _____ ____ Feet <input type="checkbox"/> N <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W of _____ Route# _____ Intersecting Roadway/Street _____ ____ Landmark _____					6 11
3			Please Select One of the Following: <input checked="" type="checkbox"/> Vehicle 12 #Occupants _____ <input type="checkbox"/> Hit/Run <input type="checkbox"/> Moped		Crash Report ID# 18-736-AC					
4 1			License # S69727698 St MA DOB/Age _____ Sex M Lic. Class _____ Lic. Restrictions _____ CDL _____ Operator RIVERA, MICKEY A Last First Middle Address 280 RIDGE ST APT 2 City FALL RIVER State MA Zip 02721-1719 Insurance Company COMMERCE INSURANCE		Reg # CI5640 Reg Type PC Reg State MA Veh Year 2000 Veh Make TOYOTA Veh Config. 1 Owner FUREY, MARCELLA E Last First Middle Address 31 JONAS DR City MASHPEE State MA Zip 02649-2708 Vehicle Action Prior to Crash 9 Damaged Area Code: _____ Event Sequence _____ Test Status: _____ Most Harmful Event _____ Type of Test: _____ Driver Contributing Code 10 BAC Test Result: _____ Driver Distracted by 99 Susp. Alcohol: _____ Susp. Drug: _____ Towed from scene? _____					1 12
5			Vehicle Travel Direction: <input type="checkbox"/> N <input type="checkbox"/> S <input checked="" type="checkbox"/> W Responding to Emergency? 2							
6 1			Citation # (If Issued) _____ Viol. 1: Ch/Sec/Sub _____ Viol. 2: Ch/Sec/Sub _____ Viol. 3: Ch/Sec/Sub _____ Viol. 4: Ch/Sec/Sub _____							
7			Please fill out for operator and all occupants involved							1 13
			Name (Last First Middle) Address DOB/Age Sex 34 Seat Pos. 35 Safety System 36 Airbag Status 37 Eject Code 38 Trap Code 39 Injury Status 40 Transp. Code Medical Facility							
			Operator See Above							
			JOCELYN GOYETTE 1242 PLEASANT ST NEW BEDFORD, MA 02740							
8 1			Please Select One of the Following: <input checked="" type="checkbox"/> Vehicle 21 #Occupants _____ <input type="checkbox"/> Non-Motorist A Type _____ Action _____ Location _____ Condition _____ <input type="checkbox"/> Hit/Run <input type="checkbox"/> Moped							1 14
			License # S30248193 St MA DOB/Age _____ Sex M Lic. Class _____ Lic. Restrictions _____ CDL _____ Operator QUINN, KEVIN P Last First Middle Address 39 BOG RIVER BEND City MASHPEE State MA Zip 02649 Insurance Company COMMERCE INSURANCE		Reg # T72164 Reg Type PC Reg State MA Veh Year 2015 Veh Make GMC Veh Config. 1 Owner QUINNS EXCAVATION AND SEPTIC Last First Middle Address 39 BOG RIVER BEND City MASHPEE State MA Zip 02649-3329 Vehicle Action Prior to Crash 1 Damaged Area Code: _____ Event Sequence _____ Test Status: _____ Most Harmful Event _____ Type of Test: _____ Driver Contributing Code 1 BAC Test Result: _____ Driver Distracted by 99 Susp. Alcohol: _____ Susp. Drug: _____ Towed from scene? _____					
9 2			Citation # (If Issued) _____ Viol. 1: Ch/Sec/Sub _____ Viol. 2: Ch/Sec/Sub _____ Viol. 3: Ch/Sec/Sub _____ Viol. 4: Ch/Sec/Sub _____							
			Please fill out for operator/non-motorist and all occupants involved							
			Name (Last First Middle) Address DOB/Age Sex 34 Seat Pos. 35 Safety System 36 Airbag Status 37 Eject Code 38 Trap Code 39 Injury Status 40 Transp. Code Medical Facility							
			Operator/Non-Motorist See Above							

→ = Direction 1 = Vehicle 1 2 = Vehicle 2 O = Pedestrian B = Bicycle
 ie: → 1 → 2 → O → B

Crash Diagram:

See reconstruction report.

If Crash Did Not Occur on a Public Way:

- ☐ Off-Street Parking Lot
- ☐ Garage
- ☐ Mall/Shopping Center
- ☐ Other Private Way

Indicate North by Arrow



Crash Narrative:

More information is available at the Barnstable Police Department. Please call 508-775-5466.

Witnesses:

Name (Last,First,Middle)	Address	Phone #	Statement

Property Damage:

Owner (Last,First,Middle)	Address	Phone #	Vehicle Type	Description of Damaged Property

Truck and Bus Information:

Registration # _____ (From Vehicle Section)

Carrier Name _____ Bus Use ☐
 Address _____ City _____ St _____ Zip _____
 US DOT #: _____ State Number _____ Issuing State _____ MC/MX/ICC #: _____
 Interstate ☐ Cargo Body Type Code ☐ GVWR/GCWR ☐
 Trailer Reg #: _____ Reg Type _____ Reg State _____ Reg Year _____ Trailer Length ☐

Hazmat Information:

Placard ☐ Material 1 digit # ☐ Material Name _____ Material 4 digit # _____ Release code ☐

PTL. WANESSA M PIZAIA

Police Officer Name (Please Print)

Signature

311

ID/Badge #

Barnstable Police Department

Department

Precinct/Baracks

07/31/2018

Date

Ref: 18-736-AC

Entered: 07/31/2018 @ 0942
Modified: 09/05/2018 @ 0835

Entry ID: 311
Modified ID: 779

On Saturday 07/28/18, I was working a uniformed patrol shift in marked cruiser E-222 assigned to the outer sectors. At approximately 0:10 am I was dispatched to The Barn on Route 28 to assist the Mashpee Police Department with a pursuit that ended in our town. While en route, dispatch advised that the vehicle involved in the pursuit had crashed in our town. Ptl. Jackson, Sgt. Desruisseaux, Ptl. Sexton, and Ptl. Morrow also responded.

Upon arrival, I observed a critical crash scene. As I walked into the scene I observed a male on the ground, later identified as Mickey Rivera, that appeared to be deceased. I also observed a green Toyota Camry (MA C15640), on the westbound lane facing east with its entire front missing, and a black GMC Yukon (MA T72164), on the same side of the road facing west. I then observed what appeared to be the front of the Toyota Camry to be in the middle of the road with smoke coming out of it and the roadway was completely covered with debris. Units of the Mashpee Police and rescue were already on scene.

Rescue was working on the removal of the GMC operator, later identified as Kevin Quinn, from the vehicle when the second occupant of the Toyota, later identified as Jocelyn Goyette, was located. She was transported to Cape Cod Hospital. The GMC operator was successfully removed from the vehicle and transported to South Shore Hospital. At this point were unable to determine the operator of the Toyota.

Moments later I spoke with two witnesses, [REDACTED] Gomes and [REDACTED] Murray. They were in the vehicle traveling directly behind the Toyota Camry at the time of the crash. They explained that they were traveling east on Route 28 when the Toyota, traveling at a high rate of speed, passed them. Murray estimated the vehicle's speed to be between 90 and 100 mph. They stated that the vehicle made its way back to the right lane but it lost control and spun into the other lane colliding with the GMC.

The scene was turned over to Sgt. McKenna and Ptl. Lounsbury for reconstruction (please see reconstruction report). BCI responded for photos which were taken by Tim Wallace. Vehicles were towed from the scene by Davis Towing.

For Date: 07/28/2018 - Saturday

Call Number	Time	Call Reason	Action	Priority	Duplicate
18-33244	0010	Phone - ACCIDENT, FATAL	REPORT TAKEN	1	
Call Taker:		866 - Disp. RICHARD K PANTON			
Call Closed By:		864 - DISP. DESIREE L ROBINSON 07/28/2018 0830			
Call Modified By:		770 - CIV. CAROLYN AHERN			
Location/Address:		[COT] 4830 FALMOUTH RD RTE 28			
Party Entered By:		07/28/2018 0046 866 - Disp. RICHARD K PANTON			
Calling Party:		LAMBERT @ ***UNKNOWN*** - MASHPEE, MA 02649 508-477-1212			
Party Entered By:		07/28/2018 0216 248 - SGT. EUGENE M DESRUISSEAU			
Modified By:		07/28/2018 0403 311 - PTL. WANESSA M PIZAIA			
Involved Party:		GOYETTE, JOCELYN MARIE @ 1242 PLEASANT ST - NEW BEDFORD, MA 02740-6848			
		SSN: 014787735 DOB: 04/27/1994 Race: U Sex: F			
Party Entered By:		07/28/2018 0324 311 - PTL. WANESSA M PIZAIA			
Involved Party:		GOMES, TAYLOR @ 5 MANCHESTER RD Apt. #206 - YARMOUTHPORT, MA 02675			
		SSN: DOB: Race: W Sex: F			
Party Entered By:		07/28/2018 0324 311 - PTL. WANESSA M PIZAIA			
Involved Party:		MURRAY, DAMION LLOYD @ 259 GREAT MARSH RD - CENTERVILLE, MA 02632			
		SSN: DOB: Race: B Sex: M			
Party Entered By:		07/28/2018 0514 248 - SGT. EUGENE M DESRUISSEAU			
Modified By:		07/31/2018 0856 311 - PTL. WANESSA M PIZAIA			
Involved Party:		QUINN, KEVIN PATRICK @ 39 BOG RIVER BEND - MASHPEE, MA 02649-0000			
		SSN: 033663015 DOB: 07/06/1986 Race: W Sex: M			
Party Entered By:		07/31/2018 0855 311 - PTL. WANESSA M PIZAIA			
Involved Party:		RIVERA, MICKEY A @ 280 RIDGE ST Apt. #2 - FALL RIVER, MA 02721-1719			
		SSN: 034788416 DOB: 12/03/1995 Race: W Sex: M			
Unit:		222 PTL. WANESSA M PIZAIA			
		Disp-00:13:08 Arvd-00:20:24 Clrd-03:28:42			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		285 - PTL. BRUCE E MARNEY			
Unit:		252 PTL. JEFFREY JACKSON			
		Disp-00:13:20 Arvd-00:20:51 Clrd-03:51:20			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		285 - PTL. BRUCE E MARNEY			
Unit:		224 PTL. MAXWELL S MORROW			
		Disp-00:13:29 Arvd-00:25:18 Clrd-08:29:53			
Arrived By:		288 - PTL. MAXWELL S MORROW			
Cleared By:		864 - DISP. DESIREE L ROBINSON			
Unit:		211 SGT. EUGENE M DESRUISSEAU			
		Disp-00:14:20 Arvd-00:20:46 Clrd-08:18:44			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		248 - SGT. EUGENE M DESRUISSEAU			
Unit:		234 PTL. KEITH M SEXTON			
		Arvd-00:29:10 Clrd-03:30:00			
Dispatched By:		260 - PTL. KEITH M SEXTON			
Arrived By:		260 - PTL. KEITH M SEXTON			
Unit:		402 PTL. MATTHEW J LOUNSBURY			
		Disp-00:52:34 Arvd-00:52:37 Clrd-08:28:45			
Dispatched By:		285 - PTL. BRUCE E MARNEY			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		870 - Disp. NICHOLE L GOUZIAS			
Unit:		235 PTL. DAVID J VALIGA			
		Disp-01:10:37 Arvd-01:15:03 Clrd-02:15:16			
Arrived By:		868 - Disp. NATALIA B CATTABRIGA			
Cleared By:		296 - PTL. DAVID J VALIGA			
Location Change:		[HYA 112] CAPE COD HOSPITAL - 27 PARK ST [Modified: 07/28/2018 0111]			
Unit:		222 PTL. GUSTAVO B ELOY			
		Disp-03:35:31 Arvd-03:53:29 Clrd-08:29:50			
Dispatched By:		285 - PTL. BRUCE E MARNEY			
Arrived By:		303 - PTL. GUSTAVO B ELOY			
Cleared By:		864 - DISP. DESIREE L ROBINSON			
Vehicle Entered By:		07/28/2018 0043 285 - PTL. BRUCE E MARNEY			
Modified By:		07/31/2018 0901 311 - PTL. WANESSA M PIZAIA			
Vehicle:		GRN 2000 TOYT SE CAMRY USCELE Reg: PC MA CI5640 VIN: 4T1BG22K4YU633616			
Operator:		***UNKNOWN***, UNKNOWN @ - UNKNOWN			
		SSN: 000128915 DOB: 00/00/0000 Race: U Sex: U			
Owner:		FUREY, MARCELLA E @ 31 JONAS DR - MASHPEE, MA 02649-2708			
		SSN: DOB: Race: W Sex: F			

Vehicle Entered By: 07/28/2018 0043 285 - PTL. BRUCE E MARNEY
Modified By: 07/28/2018 0410 311 - PTL. WANESSA M PIZAIA
Vehicle: BLK 2012 GMC SIERRA Reg: CO MA T72164 VIN: 1GT125E89CF103428
Operator: QUINN, KEVIN P @ 39 BOG RIVER BEND - MASHPEE, MA 02649
SSN: 033663015 DOB: 07/06/1986 Race: W Sex: M
Owner: QUINNS EXCAVATION AND SEPTIC @ 39 BOG RIVER BEND - MASHPEE, MA 02649-3329
Vehicle Entered By: 07/28/2018 0207 248 - SGT. EUGENE M DESRUISSEAU
Modified By: 07/31/2018 0854 311 - PTL. WANESSA M PIZAIA
Vehicle:
Narrative: 07/28/2018 0022 Disp. RICHARD K PANTON

RP is Mashpee dispatch reporting of a pursuit that crossed the town line into Barnstable past the Barn in Cotuit. Motor Vehicle crash reported with PI and entrapment.

Narrative: 07/28/2018 0157 PTL. DAVID J VALIGA
Modified By: 07/28/2018 0208 PTL. BRUCE E MARNEY
black female transported to CCH by COMM. Unable to identify, Med Flighted to BMC. Male party was transported to SSH by Cotuit Fire. Females belongings secured in sallyport locker #63.

Narrative: 07/28/2018 0245 SGT. EUGENE M DESRUISSEAU
LINDSEY AT ME OFFICE NOTIFIED.

Narrative: 07/28/2018 0509 SGT. EUGENE M DESRUISSEAU
ME REMOVAL AT 0500.

Narrative: 07/28/2018 0804 SGT. EUGENE M DESRUISSEAU
FF AMETO FROM COMM CONFIRMED NO VITALS OF RIVERA ON SCENE.

Narrative: 07/31/2018 0932 CIV. CAROLYN AHERN
ACCIDENT #18-720-AC WAS DELETED IN ERROR.
REPORT IS NOW UNDER 18-736-AC.

Refer To Accident: 18-736-AC

Barnstable Police Department Crash Reconstruction

1200 Phinney's Lane, Hyannis Ma

Tel: 508-775-0387

Fax: 508-790-4167

www.barnstablepolice.com

Mickey A. Rivera

Jocelyn M. Goyette

Kevin P. Quinn

Case Number Assigned: 18736-AC

Date: Saturday, July 28, 2018 @ 0010 hours

Crash Locus: 4803 Falmouth Rd Rte 28

Cotuit, MA 02635

**REPORT MAY CONTAIN INFORMATION THAT IS CORI PROTECTED AND
SHOULD NOT BE RELEASED TO THE PUBLIC WITHOUT APPROVAL BY
THE BARNSTABLE POLICE DEPARTMENT**

This report will outline findings of fact and determination of inferences and conclusions related to the crash. Using accepted collision reconstruction principles and methodology, this report will illustrate how and why the crash occurred. The findings, inferences, and conclusions will be based upon review, analysis, and/or study of the following documents that accompany this report:

- Barnstable Police Department Reports
- Field Investigation with Aerial Photographs: Scaled Diagram
- Photographs: Digital Photo Disc of Crash Scene by BCI photographer T. Wallace
- Vehicle Examination at Davis Towing
- Local Weather Report
- Ambient/Luminary Lighting
- Witness Statements
- Kinematics Analysis

Synopsis

On Saturday, July 28 at about 0010 hours the Barnstable Police Department received a call from Mashpee Police reporting a motor vehicle crash that occurred in the area of 4803 Falmouth Rd Rte. 28 in Cotuit. Mashpee Police advised they were in pursuit of a Toyota Camry that was failing to stop. The Toyota entered into the Town of Barnstable crossed the double-yellow centerline into oncoming traffic and crashed into a GMC Yukon. Ptl. Pizaia, Ptl. Morrow, Ptl. J. Jackson and Sgt. Desuisseaux responded to the scene along with other police units.

Cotuit Fire Department was requested to the scene, they were assisted by COMM FD. The operator of a 2000 Toyota Camry (referred to as MV1), Mickey Rivera of Fall River was found deceased on the roadway. Rivera was ejected out of the Toyota and was east of the crash area in the west bound lane of Rte 28. The passenger of the Toyota, Jocelyn Goyette was ejected and found on the dirt embankment behind the Toyota. Officers and rescue personnel treated Goyette on scene, she was suffering from severe trauma. Goyette was transported to Cape Cod Hospital by rescue. Goyette was later transferred to Boston Medical Center by a med-flight helicopter. Goyette was pronounced deceased a few days later after the crash from her injuries. The operator of a 2015 GMC Yukon (referred to as MV2), Kevin Quinn of Mashpee, suffered severe trauma and had to be extricated out of the GMC by FD personnel. Quinn was transported to South Shore Trauma Center by COMM FD rescue. Quinn was pronounced deceased a short time later after arriving at the trauma center.

The preliminary facts regarding this collision were obtained by me. Information was based upon my observations, and conversation with officers on the scene. A Toyota Camry (MV1) occupied by two people was travelling east on Falmouth Rd Rte. 28 fleeing from the Mashpee Police. A second vehicle, a GMC Yukon (MV2) occupied by one subject was travelling west on Falmouth Rd Rte. 28. The Toyota was passing vehicles that were heading in the same direction (east) on the left. The Toyota passed a mini-van crossing the double-yellow centerline at a high rate of speed and lost control after returning to the east bound lane. The Toyota began sliding sideways with the front of the car facing north and the passenger side facing east. The Toyota travelled in a northeasterly direction sliding into the west bound lane of Rte 28. The GMC heading west struck the Toyota after it came into the westbound lane. The front end of the Toyota was torn off from the rest of the car after impact with the GMC. The GMC was pushed back in a north easterly direction with a final rest position north of the fog line. The Toyota's front end section rotated in a counterclockwise direction and rested in the center of the roadway. The rest of the Toyota rotated in a counterclockwise moving northeast into the embankment and continued to rotate facing southeasterly over the fog line in the west bound lane. The damage imparted to both vehicles indicated a very high speed impact.

At Scene

The final rest position of the 2000 Toyota main section of the car bearing Mass registration CI5640, was located in the west bound lane of Rte. 28 with the vehicle facing southeast. The position was marked and photographed. The front section of the Toyota was located in the center of Rte 28 with the front facing south. The front section caught on fire after impact and was extinguished by Mashpee Police and Cotuit FD. The physical damage was extremely extensive to the Toyota. The Toyota was ripped apart right in front of the front seats. The dashboard was torn apart with wires and pieces broken apart. I observed the Toyota's airbag control module in the dashboard debris with the main section of the car. The module was photographed and secured for evidence. The dashboard display with the speedometer was underneath the dashboard debris with the main section of the car. I observed a needle imprint (needle slap) on the speedometer. The imprint went from 100 mph down to 65 mph. The dashboard display was photographed and secured for evidence. The vehicles front driver and passenger airbags were deployed. The driver airbag appeared to have dried blood on it. The driver airbag was secured for evidence by BCI officer Wallace for future analysis. An inspection of the Toyota driver and passenger seat belts revealed they were locked in the resting position. Underneath the passenger front seat I located bottle of Hennessy Cognac alcohol partially filled. Along with the alcohol bottle was a mason jar containing a green leafy substance which appeared to be marijuana. Both items were photographed and secured for evidence.

The final rest position of the 2015 GMC Yukon bearing Mass commercial registration T72164, was located north of the fog line one the west bound lane of Rte. 28 with the vehicle facing west. The position was marked and photographed. There was physical damage visible to the driver's side of the vehicle including the front end, the bumper, hood, grill, engine compartment, tire/wheel assembly, undercarriage, dashboard, steering wheel, floorboard, roof and windshield. The vehicles front driver airbag was deployed along with side curtain airbags. The driver's door was removed from the vehicle using hydraulic tools by Cotuit FD to gain access to the driver. An inspection of the driver seatbelt revealed it was locked in the resting position.

Debris from both vehicles was scattered all over the area. There were tire skid-marks on the road that started in the east bound lane and curved into the impact area from the Toyota. The tire marks showed striations, these striations indicate that the Toyota was moving forward and sideways at the same time. There were gouge and scrape marks in the roadway at the area of impact. There were scrapes in the roadway that indicated the front and main sections of the Toyota rotated counterclockwise prior to their final resting positions.

Police Use Only			Commonwealth of Massachusetts Obtained via Massachusetts PRL by Judicial Watch, Inc.				RMV Document Number											
Date of Crash	Time of Crash	City/Town	Motor Vehicle Crash Police Report		Number Vehicles	Number Injured	Speed Limit	State Police	Local Police	MBTA Police	Other							
07/28/2018	0010 24HR	COTUIT			2	3	Latitude Longitude	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
AT INTERSECTION:			< LOCATION >		NOT AT INTERSECTION:													
Route# Direction Name of Roadway/Street			Route# Direction Address # Name of Roadway/Street															
At			Feet N S E W of or Mile Marker Exit Number															
Route# Direction Name of Intersecting Roadway/Street			Feet N S E W of Route# Intersecting Roadway/Street															
Also at Intersection with			Feet N S E W of Landmark															
Route# Direction Name of Intersecting Roadway/Street																		
Please Select One of the Following:			<input checked="" type="checkbox"/> Vehicle 12 #Occupants		<input type="checkbox"/> Hit/Run		<input type="checkbox"/> Moped		Crash Report ID# 18-736-AC									
License # S69727698 St MA DOB/Ag			Reg # CI5640		Reg Type PC		Reg State MA											
Sex M Lic. Class Lic. Restrictions CDL Endorsement			Veh Year 2000		Veh Make TOYOTA		Veh Config.											
Operator RIVERA, MICKEY A			Owner FUREY, MARCELLA E															
Address 280 RIDGE ST APT 2			Address 31 JONAS DR															
City FALL RIVER State MA Zip 02721-1719			City MASHPEE		State MA Zip 02649-2708													
Insurance Company COMMERCE INSURANCE			Vehicle Action Prior to Crash		Damaged Area Code:													
Vehicle Travel Direction: N S X W Responding to Emergency? 2			Event Sequence		Test Status:													
Citation # (If Issued)			Most Harmful Event		Type of Test													
Viol. 1: Ch/Sec/Sub			Viol. 2: Ch/Sec/Sub		BAC Test Result:													
Viol. 3: Ch/Sec/Sub			Viol. 4: Ch/Sec/Sub		Susp. Alcohol:		Susp. Drug:											
Please fill out for operator and all occupants involved																		
Name (Last First Middle)			Address		DOB/Age		Sex		34 Seat Pos.		35 Safety System	36 Airbag Status	37 Eject Code	38 Trap Code	39 Injury Status	40 Transp. Code	Medical Facility	
Operator			See Above		X		X		1		0	1	1	0	1	97	MEDICAL EXAMINER OFFICE	
JOCELYN GOYETTE			1242 PLEASANT ST NEW BEDFORD, MA 02740		X		X		3		0	1	1	0	1	1	Cape Cod Hospital	
Please Select One of the Following:			<input checked="" type="checkbox"/> Vehicle 21 #Occupants		<input type="checkbox"/> Non-Motorist A		Type		Action		Location		Condition		<input type="checkbox"/> Hit/Run		<input type="checkbox"/> Moped	
License # S30248193 St MA DOB/Ag			Reg # T72164		Reg Type PC		Reg State MA											
Sex M Lic. Class Lic. Restrictions CDL Endorsement			Veh Year 2015		Veh Make GMC		Veh Config.											
Operator QUINN, KEVIN P			Owner QUINNS EXCAVATION AND SEPTIC															
Address 39 BOG RIVER BEND			Address 39 BOG RIVER BEND															
City MASHPEE State MA Zip 02649			City MASHPEE		State MA Zip 02649-3329													
Insurance Company COMMERCE INSURANCE			Vehicle Action Prior to Crash		Damaged Area Code:													
Vehicle Travel Direction: N S E X Responding to Emergency? 2			Event Sequence		Test Status:													
Citation # (If Issued)			Most Harmful Event		Type of Test													
Viol. 1: Ch/Sec/Sub			Viol. 2: Ch/Sec/Sub		BAC Test Result:													
Viol. 3: Ch/Sec/Sub			Viol. 4: Ch/Sec/Sub		Susp. Alcohol:		Susp. Drug:											
Please fill out for operator/non-motorist and all occupants involved																		
Name (Last First Middle)			Address		DOB/Age		Sex		34 Seat Pos.		35 Safety System	36 Airbag Status	37 Eject Code	38 Trap Code	39 Injury Status	40 Transp. Code	Medical Facility	
Operator/Non-Motorist			See Above		X		X		1		99	99	0	99	1	2	SOUTH SHORE HOSPITAL	

→ = Direction 1 = Vehicle 1 2 = Vehicle 2 O = Pedestrian B = Bicycle
 ie: → 1 → 2 → O → B

Obtained via Massachusetts PRL by Judicial Watch, Inc.

Crash Diagram:

See reconstruction report.

If Crash Did Not Occur
 on a Public Way:

- ☐ Off-Street Parking Lot
- ☐ Garage
- ☐ Mall/Shopping Center
- ☐ Other Private Way

Indicate North by Arrow



Crash Narrative:

More information is available at the Barnstable Police Department. Please call 508-775-5466.

Witnesses:

Name (Last,First,Middle)	Address	Phone #	Statement

Property Damage:

Owner (Last,First,Middle)	Address	Phone #	Description of Damaged Property

Truck and Bus Information:

Registration # _____ (From Vehicle Section)

Carrier Name _____ Bus Use ☐
 Address _____ City _____ St _____ Zip _____
 US DOT # _____ State Number _____ Issuing State _____ MC/MX/ICC # _____
 Interstate ☐ Cargo Body Type Code ☐ GVWR/GCWR ☐
 Trailer Reg # _____ Reg Type _____ Reg State _____ Reg Year _____ Trailer Length ☐

Hazmat Information:

Placard ☐ Material 1 digit # ☐ Material Name _____ Material 4 digit # _____ Release code ☐

PTL. WANESSA M PIZAIA

Police Officer Name (Please Print)

Signature

311

ID/Badge #

Barnstable Police Department

Department

Precinct/Barracks

07/31/2018

Date

Ref: 18-736-AC

Entered: 07/31/2018 @ 0942 Entry ID: 311
Modified: 09/05/2018 @ 0835 Modified ID: 779

On Saturday 07/28/18, I was working a uniformed patrol shift in marked cruiser E-222 assigned to the outer sectors. At approximately 0:10 am I was dispatched to The Barn on Route 28 to assist the Mashpee Police Department with a pursuit that ended in our town. While en route, dispatch advised that the vehicle involved in the pursuit had crashed in our town. Ptl. Jackson, Sgt. Desruisseaux, Ptl. Sexton, and Ptl. Morrow also responded.

Upon arrival, I observed a critical crash scene. As I walked into the scene I observed a male on the ground, later identified as Mickey Rivera, that appeared to be deceased. I also observed a green Toyota Camry (MA CI5640), on the westbound lane facing east with its entire front missing, and a black GMC Yukon (MA T72164), on the same side of the road facing west. I then observed what appeared to be the front of the Toyota Camry to be in the middle of the road with smoke coming out of it and the roadway was completely covered with debris. Units of the Mashpee Police and rescue were already on scene.

Rescue was working on the removal of the GMC operator, later identified as Kevin Quinn, from the vehicle when the second occupant of the Toyota, later identified as Jocelyn Goyette, was located. She was transported to Cape Cod Hospital. The GMC operator was successfully removed from the vehicle and transported to South Shore Hospital. At this point were unable to determine the operator of the Toyota.

Moments later I spoke with two witnesses, [REDACTED] Gomes and [REDACTED] Murray. They were in the vehicle traveling directly behind the Toyota Camry at the time of the crash. They explained that they were traveling east on Route 28 when the Toyota, traveling at a high rate of speed, passed them. Murray estimated the vehicle's speed to be between 90 and 100 mph. They stated that the vehicle made its way back to the right lane but it lost control and spun into the other lane colliding with the GMC.

The scene was turned over to Sgt. McKenna and Ptl. Lounsbury for reconstruction (please see reconstruction report). BCI responded for photos which were taken by Tim Wallace. Vehicles were towed from the scene by Davis Towing.

For Date: 07/28/2018 - Saturday

Call Number	Time	Call Reason	Action	Priority	Duplicate
18-33244	0010	Phone - ACCIDENT, FATAL	REPORT TAKEN	1	
Call Taker:		866 - Disp. RICHARD K PANTON			
Call Closed By:		864 - DISP. DESIREE L ROBINSON 07/28/2018 0830			
Call Modified By:		770 - CIV. CAROLYN AHERN			
Location/Address:		[COT] 4830 FALMOUTH RD RTE 28			
Party Entered By:		07/28/2018 0046 866 - Disp. RICHARD K PANTON			
Calling Party:		LAMBERT @ ***UNKNOWN*** - MASHPEE, MA 02649 508-477-1212			
Party Entered By:		07/28/2018 0216 248 - SGT. EUGENE M DESRUISSEAU			
Modified By:		07/28/2018 0403 311 - PTL. WANESEA M PIZALIA			
Involved Party:		GOYETTE, JOCELYN MARIE @ 1242 PLEASANT ST - NEW BEDFORD, MA 02740-6848			
		SSN: 014787735 DOB: 04/27/1994 Race: U Sex: F			
Party Entered By:		07/28/2018 0324 311 - PTL. WANESEA M PIZALIA			
Involved Party:		GOMES, TAYLOR @ 5 MANCHESTER RD Apt. #206 - YARMOUTHPORT, MA 02675			
		SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F			
Party Entered By:		07/28/2018 0324 311 - PTL. WANESEA M PIZALIA			
Involved Party:		MURRAY, DAMION LLOYD @ 259 GREAT MARSH RD - CENTERVILLE, MA 02632			
		SSN: [REDACTED] DOB: [REDACTED] Race: B Sex: M			
Party Entered By:		07/28/2018 0514 248 - SGT. EUGENE M DESRUISSEAU			
Modified By:		07/31/2018 0856 311 - PTL. WANESEA M PIZALIA			
Involved Party:		QUINN, KEVIN PATRICK @ 39 BOG RIVER BEND - MASHPEE, MA 02649-0000			
		SSN: 033663015 DOB: 07/06/1986 Race: W Sex: M			
Party Entered By:		07/31/2018 0855 311 - PTL. WANESEA M PIZALIA			
Involved Party:		RIVERA, MICKEY A @ 280 RIDGE ST Apt. #2 - FALL RIVER, MA 02721-1719			
		SSN: 034788416 DOB: 12/03/1995 Race: W Sex: M			
Unit:		222 PTL. WANESEA M PIZALIA			
		Disp-00:13:08 Arvd-00:20:24 Clrd-03:28:42			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		285 - PTL. BRUCE E MARNEY			
Unit:		252 PTL. JEFFREY JACKSON			
		Disp-00:13:20 Arvd-00:20:51 Clrd-03:51:20			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		285 - PTL. BRUCE E MARNEY			
Unit:		224 PTL. MAXWELL S MORROW			
		Disp-00:13:29 Arvd-00:25:18 Clrd-08:29:53			
Arrived By:		288 - PTL. MAXWELL S MORROW			
Cleared By:		864 - DISP. DESIREE L ROBINSON			
Unit:		211 SGT. EUGENE M DESRUISSEAU			
		Disp-00:14:20 Arvd-00:20:46 Clrd-08:18:44			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		248 - SGT. EUGENE M DESRUISSEAU			
Unit:		234 PTL. KEITH M SEXTON			
		Arvd-00:29:10 Clrd-03:30:00			
Dispatched By:		260 - PTL. KEITH M SEXTON			
Arrived By:		260 - PTL. KEITH M SEXTON			
Unit:		402 PTL. MATTHEW J LOUNSBURY			
		Disp-00:52:34 Arvd-00:52:37 Clrd-08:28:45			
Dispatched By:		285 - PTL. BRUCE E MARNEY			
Arrived By:		285 - PTL. BRUCE E MARNEY			
Cleared By:		870 - Disp. NICHOLE L GOUZIAS			
Unit:		235 PTL. DAVID J VALIGA			
		Disp-01:10:37 Arvd-01:15:03 Clrd-02:15:16			
Arrived By:		868 - Disp. NATALIA B CATTABRIGA			
Cleared By:		296 - PTL. DAVID J VALIGA			
Location Change:		[HYA 112] CAPE COD HOSPITAL - 27 PARK ST [Modified: 07/28/2018 0111]			
Unit:		222 PTL. GUSTAVO B ELOY			
		Disp-03:35:31 Arvd-03:53:29 Clrd-08:29:50			
Dispatched By:		285 - PTL. BRUCE E MARNEY			
Arrived By:		303 - PTL. GUSTAVO B ELOY			
Cleared By:		864 - DISP. DESIREE L ROBINSON			
Vehicle Entered By:		07/28/2018 0043 285 - PTL. BRUCE E MARNEY			
Modified By:		07/31/2018 0901 311 - PTL. WANESEA M PIZALIA			
Vehicle:		GRN 2000 TOYT SE CAMRY USCELE Reg: PC MA CI5640 VIN: 4T1BG22K4YU633616			
Operator:		***UNKNOWN***, UNKNOWN @ - UNKNOWN			
		SSN: 000128915 DOB: 00/00/0000 Race: U Sex: U			
Owner:		FUREY, MARCELLA E @ 31 JONAS DR - MASHPEE, MA 02649-2708			
		SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F			

Vehicle Entered By: 07/28/2018 0043 285 - PTL. BRUCE E MARNEY
Modified By: 07/28/2018 0410 311 - PTL. WANESSA M PIZAIA
Vehicle: BLK 2012 GMC SIERRA Reg: CO MA T72164 VIN: 1GT125E89CF103428
Operator: QUINN, KEVIN P @ 39 BOG RIVER BEND - MASHPEE, MA 02649
SSN: 033663015 DOB: 07/06/1986 Race: W Sex: M
Owner: QUINNS EXCAVATION AND SEPTIC @ 39 BOG RIVER BEND - MASHPEE, MA 02649-3329
Vehicle Entered By: 07/28/2018 0207 248 - SGT. EUGENE M DESRUISSEAU
Modified By: 07/31/2018 0854 311 - PTL. WANESSA M PIZAIA
Vehicle:
Narrative: 07/28/2018 0022 Disp. RICHARD K PANTON

RP is Mashpee dispatch reporting of a pursuit that crossed the town line into Barnstable past the Barn in Cotuit. Motor Vehicle crash reported with PI and entrapment.

Narrative: 07/28/2018 0157 PTL. DAVID J VALIGA
Modified By: 07/28/2018 0208 PTL. BRUCE E MARNEY
black female transported to CCH by COMM. Unable to identify, Med Flighted to BMC. Male party was transported to SSH by Cotuit Fire. Females belongings secured in sallyport locker #63.

Narrative: 07/28/2018 0245 SGT. EUGENE M DESRUISSEAU
LINDSEY AT ME OFFICE NOTIFIED.

Narrative: 07/28/2018 0509 SGT. EUGENE M DESRUISSEAU
ME REMOVAL AT 0500.

Narrative: 07/28/2018 0804 SGT. EUGENE M DESRUISSEAU
FF AMETO FROM COMM CONFIRMED NO VITALS OF RIVERA ON SCENE.

Narrative: 07/31/2018 0932 CIV. CAROLYN AHERN
ACCIDENT #18-720-AC WAS DELETED IN ERROR.
REPORT IS NOW UNDER 18-736-AC.

Refer To Accident: 18-736-AC

Barnstable Police Department Crash Reconstruction

1200 Phinney's Lane, Hyannis Ma

Tel: 508-775-0387

Fax: 508-790-4167

www.barnstablepolice.com

Mickey A. Rivera

Jocelyn M. Goyette

Kevin P. Quinn

Case Number Assigned: 18736-AC

Date: Saturday, July 28, 2018 @ 0010 hours

Crash Locus: 4803 Falmouth Rd Rte 28

Cotuit, MA 02635

**REPORT MAY CONTAIN INFORMATION THAT IS CORI PROTECTED AND
SHOULD NOT BE RELEASED TO THE PUBLIC WITHOUT APPROVAL BY
THE BARNSTABLE POLICE DEPARTMENT**

This report will outline findings of fact and determination of inferences and conclusions related to the crash. Using accepted collision reconstruction principles and methodology, this report will illustrate how and why the crash occurred. The findings, inferences, and conclusions will be based upon review, analysis, and/or study of the following documents that accompany this report:

- Barnstable Police Department Reports
- Field Investigation with Aerial Photographs: Scaled Diagram
- Photographs: Digital Photo Disc of Crash Scene by BCI photographer T. Wallace
- Vehicle Examination at Davis Towing
- Local Weather Report
- Ambient/Luminary Lighting
- Witness Statements
- Kinematics Analysis

Synopsis

On Saturday, July 28 at about 0010 hours the Barnstable Police Department received a call from Mashpee Police reporting a motor vehicle crash that occurred in the area of 4803 Falmouth Rd Rte. 28 in Cotuit. Mashpee Police advised they were in pursuit of a Toyota Camry that was failing to stop. The Toyota entered into the Town of Barnstable crossed the double-yellow centerline into oncoming traffic and crashed into a GMC Yukon. Ptl. Pizaia, Ptl. Morrow, Ptl. J. Jackson and Sgt. Desuisseaux responded to the scene along with other police units.

Cotuit Fire Department was requested to the scene, they were assisted by COMM FD. The operator of a 2000 Toyota Camry (referred to as MV1), Mickey Rivera of Fall River was found deceased on the roadway. Rivera was ejected out of the Toyota and was east of the crash area in the west bound lane of Rte 28. The passenger of the Toyota, Jocelyn Goyette was ejected and found on the dirt embankment behind the Toyota. Officers and rescue personnel treated Goyette on scene, she was suffering from severe trauma. Goyette was transported to Cape Cod Hospital by rescue. Goyette was later transferred to Boston Medical Center by a med-flight helicopter. Goyette was pronounced deceased a few days later after the crash from her injuries. The operator of a 2015 GMC Yukon (referred to as MV2), Kevin Quinn of Mashpee, suffered severe trauma and had to be extricated out of the GMC by FD personnel. Quinn was transported to South Shore Trauma Center by COMM FD rescue. Quinn was pronounced deceased a short time later after arriving at the trauma center.

The preliminary facts regarding this collision were obtained by me. Information was based upon my observations, and conversation with officers on the scene. A Toyota Camry (MV1) occupied by two people was travelling east on Falmouth Rd Rte. 28 fleeing from the Mashpee Police. A second vehicle, a GMC Yukon (MV2) occupied by one subject was travelling west on Falmouth Rd Rte. 28. The Toyota was passing vehicles that were heading in the same direction (east) on the left. The Toyota passed a mini-van crossing the double-yellow centerline at a high rate of speed and lost control after returning to the east bound lane. The Toyota began sliding sideways with the front of the car facing north and the passenger side facing east. The Toyota travelled in a northeasterly direction sliding into the west bound lane of Rte 28. The GMC heading west struck the Toyota after it came into the westbound lane. The front end of the Toyota was torn off from the rest of the car after impact with the GMC. The GMC was pushed back in a north easterly direction with a final rest position north of the fog line. The Toyota's front end section rotated in a counterclockwise direction and rested in the center of the roadway. The rest of the Toyota rotated in a counterclockwise moving northeast into the embankment and continued to rotate facing southeasterly over the fog line in the west bound lane. The damage imparted to both vehicles indicated a very high speed impact.

At Scene

The final rest position of the 2000 Toyota main section of the car bearing Mass registration CI5640, was located in the west bound lane of Rte. 28 with the vehicle facing southeast. The position was marked and photographed. The front section of the Toyota was located in the center of Rte 28 with the front facing south. The front section caught on fire after impact and was extinguished by Mashpee Police and Cotuit FD. The physical damage was extremely extensive to the Toyota. The Toyota was ripped apart right in front of the front seats. The dashboard was torn apart with wires and pieces broken apart. I observed the Toyota's airbag control module in the dashboard debris with the main section of the car. The module was photographed and secured for evidence. The dashboard display with the speedometer was underneath the dashboard debris with the main section of the car. I observed a needle imprint (needle slap) on the speedometer. The imprint went from 100 mph down to 65 mph. The dashboard display was photographed and secured for evidence. The vehicles front driver and passenger airbags were deployed. The driver airbag appeared to have dried blood on it. The driver airbag was secured for evidence by BCI officer Wallace for future analysis. An inspection of the Toyota driver and passenger seat belts revealed they were locked in the resting position. Underneath the passenger front seat I located bottle of Hennessy Cognac alcohol partially filled. Along with the alcohol bottle was a mason jar containing a green leafy substance which appeared to be marijuana. Both items were photographed and secured for evidence.

The final rest position of the 2015 GMC Yukon bearing Mass commercial registration T72164, was located north of the fog line one the west bound lane of Rte. 28 with the vehicle facing west. The position was marked and photographed. There was physical damage visible to the driver's side of the vehicle including the front end, the bumper, hood, grill, engine compartment, tire/wheel assembly, undercarriage, dashboard, steering wheel, floorboard, roof and windshield. The vehicles front driver airbag was deployed along with side curtain airbags. The driver's door was removed from the vehicle using hydraulic tools by Cotuit FD to gain access to the driver. An inspection of the driver seatbelt revealed it was locked in the resting position.

Debris from both vehicles was scattered all over the area. There were tire skid-marks on the road that started in the east bound lane and curved into the impact area from the Toyota. The tire marks showed striations, these striations indicate that the Toyota was moving forward and sideways at the same time. There were gouge and scrape marks in the roadway at the area of impact. There were scrapes in the roadway that indicated the front and main sections of the Toyota rotated counterclockwise prior to their final resting positions.

Traffic conditions

Observations at the time indicate that traffic flow was light. Confirmed witness reports indicate the Toyota passed two other cars prior to the crash and was attempting to pass a third car when the crash occurred.

Diagram

A forensic map of the collision scene was created to preserve the physical location of the evidence in the roadway. This scaled drawing is created to map the general location of the vehicles/evidence relative to its locus to the roadway. A distance of 24 feet 8 inches was marked on the roadway at the scene as a known distance to scale the aerial photograph used for the scaled diagram. Aerial photographs of the scene were taken with a drone by Detective Connolly.

Roadway Geometry

Falmouth Rd Rte. 28

In the area of this collision, Falmouth Rd Rte. 28 is traveled in an east/west direction. The roadway is surrounded by woodlands, houses and commercial businesses. The roadway is comprised of bituminous asphalt and is generally in good condition. In the area of 4803 Rte. 28 is 2 lanes, one lane east, one lane west. The lanes are separated by a painted reflective double yellow line with intermittent, recessed, reflectorized, amber pavement markers.

There are white fog lines that delineate the outer edges of these lanes near where the asphalt ends at the shoulder of the road. The lanes are approximately 12 feet wide in each direction. The road shoulders are grass where the asphalt ends. At the time of this collision, the road surface was dry, and free of defects that would be a causation factor in this incident. The posted speed limit for Rte. 28 in this area is 50 mph.

Ambient/Luminary Lighting

The section of Rte 28 in the crash area is a dark roadway. There is no street lighting in the area where the crash occurred. The closest LED street light on a utility pole was 174 feet east of the impact area. There is nothing else in the area to provide any lighting. Cloudy conditions blocked the almost full moon (99% of the moon's visible disk illuminated).

Atmospheric Conditions

According to Weather Underground, the atmospheric conditions at Cape Cod Coast Guard Air Station at 12:15am close to the time of the crash were, air temperature 73° Fahrenheit with winds out of the SW at 9 mph. The barometric pressure measured 29.9 inches. Dew point registered at 73° Fahrenheit. The relative humidity was listed at 100% with no precipitation. Conditions were cloudy at the time of the crash. The weather was not a factor in this crash.

Vehicle Examination

A further inspection of the vehicles was conducted at Davis Towing.

MV1 2000 TOYOTA CAMRY SEDAN VIN #4T1BG22K4YU633616

The 2000 green Toyota Camry sedan bearing Mass Registration CI5640 is listed in the primary police report as MV1; hereinafter referred to as MV1 or the Toyota. On August 1, 2018 a search warrant was applied for any evidence on or in the Toyota Camry airbag control module (ACM). This search warrant was authorized by Barnstable clerk magistrate John Costello.

On August 2, 2018 at approximately 0815 hrs this officer executed the search warrant at 1200 Phinney's Lane Hyannis. Vetronix (Bosch CDR Tool) cables and imaging software utilizing a computer from the Barnstable County BCI unit were connected the ACM of the Toyota. Upon connection to the ACM a notification was displayed that stated the following:

Part Number:89170-06091 is not equipped with an EDR. There is no event data to be retrieved from this ECU by the CDR Tool.

The ACM in the Toyota only controls the system it does not record any event data. No crash data is available from the Toyota ACM.

On examination the general outlook of the vehicle prior to the crash is unknown due to the extensive damage from the crash. Initial impact damage imparted to the vehicle was to the vehicle's front end on the passenger side. That impact imparted damage to the rest of the vehicle, comprising the engine and passenger compartments, buckling the roof, breaking the front end of the car off from the rest of the car. A secondary impact damaged the rear passenger side of the Toyota as it rotated counterclockwise and struck the GMC again. A third impact occurred as the Toyota slid into the dirt embankment on the north side of Rte 28. The third impact damaged the rear end area and driver's side.

The front end section of the Toyota was almost unrecognizable as being part of a car. After impact the engine caught on fire and partially burned sections of the front end. The front end section sustained extensive damage on all sides including the top and bottom.

The driver and passenger front airbag were deployed upon impact. A seatbelt inspection revealed that the front belts were in the resting position (unbuckled) and tightened. A pretensioner pulls and locks the belts tight in a crash in whatever position the belts are in. Tight seatbelts in the resting position indicate that upon impact in the crash the driver and passenger were not wearing seatbelts.

A registration check of license plate CI5640 displayed it was active to Marcella E. Furey of 31 Jonas Dr, Mashpee. The Toyota was last inspected on 04/23/2018. A VIN check with National Highway Traffic Safety administration (NHTSA) displayed 0 recalls for the Toyota.

MV2 GMC YUKON SUV VIN #1GKS2BKC5FR275748

The 2015 black GMC Yukon SUV bearing Mass commercial registration T72164 is listed in the primary police report as MV2; hereinafter referred to as MV2 or the GMC.

On August 1, 2018 a search warrant was applied for any evidence on or in the GMC Yukon airbag control module (ACM), also known as Electronic Data Recorder (EDR). This search warrant was authorized by Barnstable clerk magistrate John Costello.

On August 1, 2018 at approximately 1326 hrs this officer executed the search warrant at 50 Airport Rd Hyannis. The ACM was located underneath the center console and removed from the vehicle. I returned to the BPD Facility with the ACM. Utilizing the Vetronix (Bosch CDR Tool), cables and imaging software, a computer from the Barnstable County BCI unit I was able to connect to the ACM of the GMC. Upon connection to the ACM one event on 07/28/18 was recorded and displayed an event report. The report is 40 pages long, the following is a few highlights from the event. The entire event report will be attached to this report.

CDR File Information

User Entered VIN	1GKS2BKC5FR275748
User	LOUNSBURY
Case Number	18-736-AC
EDR Data Imaging Date	08/01/2018
Crash Date	07/28/2018
Filename	1GKS2BKC5FR275748_ACM BPD 18 736 AC.CDRX
Saved on	Wednesday, August 1 2018 at 15:07:05
Imaged with CDR version	Crash Data Retrieval Tool 17.7
Imaged with Software Licensed to (Company Name)	Barnstable County Sheriffs Office
Reported with CDR version	Crash Data Retrieval Tool 17.7
Reported with Software Licensed to (Company Name)	Barnstable County Sheriffs Office
EDR Device Type	Airbag Control Module
Event(s) recovered	Deployment, Non-Deployment

System Status at Event (Event Record 1)

Event Record Type	Deployment
OnStar Deployment Status Data Sent	Yes
Complete file recorded (Event Recording Complete)	Yes
Crash Record Locked	Yes
OnStar SDM Recorded Vehicle Velocity Change Data Sent	Yes
Deployment Event Counter	1
Multi-Event, Number of Events (Event Counter)	1
OnStar Notification Event Counter	1
Time From Event 1 to 2 (Time Between Events) (seconds)	Data Not Available
Ignition Cycle, Crash (Ignition Cycles at Event)	6524
Algorithm Active: Frontal	Yes
Algorithm Active: Side	Yes
Algorithm Active: Rollover	Yes
Algorithm Active: Rear	Yes
Concurrent Event Flag Set	No
Event Severity Status: Frontal Pretensioner	Yes
Event Severity Status: Frontal Stage 1	Yes
Event Severity Status: Frontal Stage 2	Yes
Event Severity Status: Left Side	Yes
Event Severity Status: Right Side	No
Event Severity Status: Rear	No
Event Severity Status: Rollover	No
Safety Belt Status, Driver (Driver Belt Switch Circuit Status)	Not Buckled
Safety Belt Status, Right Front Passenger (Passenger Belt Switch Circuit Status)	Not Buckled
Center Front Row Belt Switch Circuit Status (If Equipped)	Data Not Available
Left Row 3 Belt Switch Circuit Status (If Equipped)	Data Not Available
Center Row 3 Belt Switch Circuit Status (If Equipped)	Data Not Available
Right Row 3 Belt Switch Circuit Status (If Equipped)	Data Not Available
Seat Track Position Switch, Foremost, Status, Driver (Driver Seat Position Status)	No (Rearward)
Seat Track Position Switch, Foremost, Status, Right Front Passenger (Passenger Seat Position Status)	No (Rearward)
Passenger Seat Occupancy Status	Empty
Occupant Size Right Front Passenger Child (Passenger Classification Status)	No (Not Applicable)
Passenger Air Bag ON Indicator Status	Off
Passenger Air Bag OFF Indicator Status	On
Low Tire Pressure Warning Lamp Status 0.5 Seconds Prior to Time Zero	Off
Frontal Air Bag Warning Lamp (SIR Warning Lamp Status 0.5 Seconds Prior to Time Zero)	Off
SIR Warning Lamp ON/OFF Time Continuously (seconds)	655330
Number of Ignition Cycles SIR Warning Lamp was ON/OFF Continuously	2601
Ignition Cycles Since DTCs Were Last Cleared 0.5 Seconds Prior to Time Zero	52
Maximum Delta-V, Longitudinal (Maximum Longitudinal SDM Recorded Vehicle Velocity Change for FSR Event) MPH [km/h]	-40 [-65]
Time, Maximum Delta-V (Time From FSR Time Zero to Maximum Longitudinal SDM Recorded Vehicle Velocity Change)(msec)	232
Maximum Delta-V, Lateral (Maximum Lateral SDM Recorded Vehicle Velocity Change for FSR Event) MPH [km/h]	12 [20]
Time Maximum Delta-V, Lateral (Time From FSR Time Zero to Maximum Lateral SDM Recorded Vehicle Velocity Change)(msec)	82
High Voltage Disable Notification Sent	Yes
Deployment Commanded in Energy Reserve Mode	No

Pre-Crash Data -5.0 to -0.5 sec (Event Record 1)

Times (sec)	Accelerator Pedal, % Full (Accelerator Pedal Position)	Service Brake (Brake Switch Circuit State)	Engine RPM (Engine Speed)	Engine Throttle, % Full (Throttle Position)	Speed, Vehicle Indicated (Vehicle Speed) (MPH [km/h])
-5.0	20	Off	1344	29	49 [79]
-4.5	0	Off	1344	4	48 [78]
-4.0	0	Off	1344	11	48 [77]
-3.5	0	Off	960	8	47 [75]
-3.0	0	Off	960	9	47 [75]
-2.5	0	Off	960	9	45 [73]
-2.0	0	Off	960	12	45 [72]
-1.5	5	Off	960	12	44 [71]
-1.0	6	Off	1024	12	43 [70]
-0.5	0	On	1216	8	43 [69]

The report displays the operator of the GMC was not buckled at the time of the event. The speed of the GMC 5 seconds before the crash was 49 mph. A ½ second before the crash the brake was applied and the speed of the GMC was 43 mph.

On examination the general outlook of the vehicle was in excellent condition exclusive of the damage sustained as a result of this collision. The initial impact damage imparted to the vehicle was to the vehicle's front end. The front bumper, hood, engine compartment, left side wheel/tire assembly and driver's door were damaged. The windshield was damaged along with the roof and undercarriage being buckled. The dashboard and floorboard were pushed into the driver area. The front driver airbag and side curtain airbags were deployed upon impact.

A registration check of license plate Mass commercial T72164 displayed the owner was Quinns Excavation and Septic Inc of 39 Bog River Bend, Mashpee. This registration was recently transferred from a 2012 GMC pickup. The registration displayed the plate active to the pickup, however the owner had seven days to complete the transfer to the new vehicle. A VIN check with National Highway Traffic Safety administration (NHTSA) displayed 0 recalls for the GMC.

Statements/Interviews

Statement from [REDACTED] Streck of [REDACTED]. Streck was heading east on Rte 28 in a motor vehicle at the intersection of Orchard Rd in Mashpee. Streck stated that the light just turned green and he started to go when a little car went flying by him. Streck stated the car was going too fast to see the license plate number. Streck stated the car was going so fast that he was not able to estimate a speed. After the car passed him it stayed in the

middle of the road and failed to return to the east bound lane. Streck stated it was quite some time before a police car passed him heading east. Streck stated that he did not observe any other traffic on Rte 28 at that time.

Statement from [REDACTED] Gomes of [REDACTED] Gomes was heading east on Rte 28 in white mini-van. Gomes stated the following: We were travelling down the road when a car passed us at a very high rate of speed. We'd guess it to be 90-100 mph. The car spun out of control. It spun into the other lane. The SUV collided with the passing car. On 07/31/18 BCI Skinner and I responded to 5 Manchester Rd to inspect the white mini-van Gomes was operating the night of the crash. The mini-van did not have any damage relevant to the crash on 07/28/18. Officer Skinner took photographs of the van to document the condition.

Statement from [REDACTED] Rutko of [REDACTED] Rutko was heading east on Rte 28 in a 2010 Honda Accord. Rutko stated as he was driving a car, attempted to pass him and he heard a big crash. Rutko stated that the crash occurred to the side of him, then behind him. Rutko did not speak to any officers the night of the crash. Rutko's mother came into the BPD lobby the next day and reported that her son witnessed the crash.

Officer Matthew Cascio of Mashpee Police Department completed a police report under report # 18-723-OF for Mashpee PD. Officer Cascio identifies the vehicle and a male operator in his report:

I followed the vehicle into the Bank Street parking area of the Mashpee Commons. Once I believed I was within the operator's sight of the vehicle and the operator was aware of my presence, the vehicle began to drive slower. I then drove behind the vehicle as it prepared to pull onto North Street. At this point, I was able to read the registration plate (Ma Reg #C15640) and observe that there were two occupants. The operator appeared to be a younger male. The vehicle came back registered to a female with a 1938 birth year that resided at 31 Jonas Drive in the Town of Mashpee.

Officer Cascio reported the following reasons for attempting to stop the Toyota:

- Erratic Operation (Driving to Endanger) M.G.L. 90/24
- Speeding M.G.L.'s. 90/17 & 90/18
- Marked Lanes Violations M.G.L. 89/4a
- Stop Sign Violations M.G.L. 89/9
- An additional reason at the time that was not mentioned was, Failure To Stop For Police M.G.L. 90/25

Officer Cascio estimates the speed of the Toyota prior to the crash:

10. As the Camry operator entered the Town of Barnstable, the operator began to accelerate faster and create a significant amount of distance from me. I estimate the vehicle's speed got up to approximately 85-90 miles per hour. I did not increase my speed or attempt to catch up to the vehicle because I did not want to create or

increase risks to the public. I last saw the vehicle as it was passing the area of The Barn Convenience Store (I was in the area of The Stepping Stones Nursery School and Jiffy Lube). Once the vehicle passed The Barn Convenience Store, the Route 28 roadway slopes downward and I lost complete sight of the Camry.

See Mashpee Police Department report 18-723-OF for the complete report by Officer Matthew Cascio.

Conclusion

My opinions set forth in this report are stated to a reasonable degree of scientific certainty and probability within the field of collision reconstruction. This analyst reserves the right to supplement his opinions subject to further analysis and/or discovery. This report is based on all material received prior to this document's date. On receipt of any new document(s), a supplemental report may be generated. The aforementioned conclusion is the opinion of this officer, which is based on the findings, inferences and conclusions of my review, kinematics analysis and/or study of the collision.

On Saturday July 28, 2018 at about 00:10am Mashpee Police Officer Matthew Cascio attempted to stop a Toyota Camry bearing Mass registration CI5640 in the Mashpee Commons off of Rte 28 and Rte 151 in Mashpee. The driver was later identified as Mickey A. Rivera, [REDACTED] of Fall River, MA. The female passenger was later identified as Jocelyn M. Goyette, [REDACTED] of New Bedford, MA. The Toyota failed to stop for Officer Cascio and proceeded east on Rte 28. The Toyota passed a vehicle on the left in a no passing zone at the intersection of Orchard Rd and Rte 28 in Mashpee at a high rate of speed and failed to return to the east bound lane.

The Toyota continued east on Rte 28 heading into the Town of Barnstable. Officer Cascio estimated the speed of the Toyota to be 85-90 mph as it entered into the Town of Barnstable. The Toyota passed a mini-van on the left crossing the double-yellow centerline into the oncoming lane of traffic at a high rate of speed. The Toyota returned to the east bound lane and swerved and lost control to avoid a Honda Accord that was heading east in front of the mini-van. The Toyota began sliding sideways and went into the oncoming lane of traffic crashing into the GMC Yukon in the area of 4803 Falmouth Rd Rte 28.

The high speed of the Toyota caused a violent impact with the GMC. The imprint observed on the Toyota's speedometer indicates the Toyota may have been doing 100 mph. The impact caused the entire front end of the Toyota to be ripped away from the rest of the car. The Toyota driver being unbuckled (Rivera) was ejected out of the Toyota and thrown to the pavement on the west bound lane of Rte 28. The impact and ejection caused severe trauma to Rivera causing

his death at the scene. The passenger of the Toyota (Goyette) was also unbuckled and ejected out the Toyota. Goyette's final resting position was underneath the rear-end of the Toyota in the dirt embankment. Goyette suffered severe trauma from the crash and later died at Boston Medical Center.

The operator of the GMC was identified at the scene as Kevin P. Quinn, [REDACTED] of Mashpee, MA. The crash imparted damage into the driver area of the GMC causing severe trauma to Quinn. Quinn was travelling at a speed of 49 mph seconds before the crash in a posted 50 mph zone. Quinn was unbuckled at the time of the crash. The severe trauma from the crash caused his death several hours later at the South Shore Trauma Center.

A registry check of Rivera revealed that his current license status was suspended for OUI/drugs and OUI/liquor arrest on 06/03/2018. Rivera was out on bail from those OUI charges on 06/03/18. Liquor and what appeared to be marijuana were found in the Toyota at the crash scene. Because of the death of Rivera at the scene it was undetermined if he was under the influence of drugs or alcohol at the time of the crash. The medical examiner report should have a toxicology report.

It is my opinion the culpability for this crash lies with the actions imposed by Mickey A. Rivera, [REDACTED], operator of the 2000 Toyota Camry (MV1). Just prior to the crash Rivera is witnessed failing to stop for stop signs, driving an excessive speed with pedestrian's present, fails to stop for police, is operating a vehicle with a suspended license, drives approximately 2.5 miles at high rates of speed failing to obey posted speed limits and passes cars on the left failing to keep in marked lanes. Rivera reached speeds of 90 to 100 mph in an area that is posted 50 mph. Rivera had a complete disregard for the police, posted traffic signs and road markings and other vehicles on the roadway. Rivera's high speed eventually caused him to lose control of the Toyota and veer into the oncoming traffic lane crashing into the GMC Yukon (MV2) ultimately causing the his own death and the death of Kevin P. Quinn (operator of MV2) and Jocelyn M. Goyette (passenger of MV1).


Matthew Lounsbury
Crash Reconstruction

