

The prior pages contain witness lists that have contact (personal) info and is not germane to this report.

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

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VEHICLE YEAR: MAKE: MODEL: STYLE:
COLOR: TOP/SOLID-WHI

LICENSE PLATE: 880XSX STATE: AZ TYPE: PC YEAR: 08

**** NARRATIVE ****

SERIAL NUMBER: 5174

RESPONDING OFFICERS: OFFICER RINCON #8639
OFFICER HO #8977
OFFICER BUNDY #5563
OFFICER MORRIS #8853
OFFICER VOGLER #8756
OFFICER STUART #7133
OFFICER WOHLMAN #8907
OFFICER OJEDA #7918
OFFICER REED #8440
OFFICER PRICE #8603
OFFICER HONEYCUTT #8750
OFFICER WHITE #8154
OFFICER HAYEK #8350
OFFICER REDDING #8488
PARK RANGER DIMAS P0206
PARK RANGER DICARLO P0260
OFF DUTY SGT. BROWN 645 (SCOTTSDALE PD)

HOMICIDE DETECTIVES DETECTIVE PAUL DALTON #5174
CASE AGENT

DETECTIVE RAY ROE #3962
INTERVIEWS

DETECTIVE JOSE CISNEROS #4657
INTERVIEWS

SERGEANT KAREN VANCE #4557
CASE SUPERVISOR

NIGHT DETECTIVES: DETECTIVE ELISE LEWIS #4751
INTERVIEWS

DETECTIVE BRYAN KORUS #6597
SEARCH WARRANT; SUSPECT VEHICLE

DETECTIVE ADAM URIBE #7357
INTERVIEWS, GSR ON STUART

DETECTIVE MICHAEL CODDINGTON #6898
SEARCH WARRANT; STUART'S RESIDENCE

SERGEANT ERIC LUMLEY #5097

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NIGHT SUPERVISOR

CRIME SCENE
SPECIALISTS;

WILLIAM MCMAHON #A4014
SCENE

DANIELLE BARRAGAN #A4515
SCENE

RICHARD KERGER #A3455
PHOTOS OF STUART

PHOENIX FIRE:

ENGINE 52 B-SHIFT
CAPTAIN SKINNER PRONOUNCED VICTIM AT 2129 HOURS

RESCUE 931 B-SHIFT

COUNTY ATTORNEY:

SUSIE CHARBEL

** MORE NARRATIVE CONTINUED ON NEXT PAGE.

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**** NARRATIVE ****

ON 01-29-08 AT 2200 HOURS, I WAS CONTACTED AT HOME BY SERGEANT KAREN VANCE #4557 TO RESPOND TO TATUM BOULEVARD AND PINNACLE PEAK ROAD TO CONDUCT A HOMICIDE INVESTIGATION. I ARRIVED AT 2245 HOURS AND WE WERE EVENTUALLY BRIEFED BY SERGEANT IN TRAINING (SIT) KEVIN JOHNSON #5176 OF THE CIRCUMSTANCES OF EVENTS UP TO THAT POINT. AFTER THE BRIEFING SERGEANT VANCE ASSIGNED ME AS THE CASE AGENT. I INTERVIEWED REBECCA BEASLEY AND CYNTHIA CANTRELL.

DURING THE BRIEFING, I LEARNED THAT VICTIM ORVILLE (TOM) BEASLEY WAS SHOT AND KILLED BY JOHN STUART DURING AN ARGUMENT BETWEEN THE TWO. THIS ARGUMENT STEMMED FROM WORDS BEING EXCHANGED FROM EACH VEHICLE WHILE WAITING FOR THE LIGHT TO CHANGE AT TATUM AND PINNACLE PEAK ROAD.

AFTER THE SHOOTING, STUART LEFT THE SCENE WITH HIS FIANCE CYNTHIA (CINDY) CANTRELL TO THEIR RESIDENCE LOCATED AT 3540 EAST EXPEDITION WAY. WITNESSES BALDEU SANGHA AND ALASTAIR STELL FOLLOWED THEM THERE. STUART WENT IN THE HOUSE AND THEN LEFT. HE WAS STOPPED AND PLACED IN CUSTODY AT PINNACLE PEAK AND CAVE CREEK ROAD BY RESPONDING OFFICERS. CANTRELL LEFT THE HOUSE PRIOR TO STUART IN HER VEHICLE AND LATER CALLED 911 WHILE TRAVELING TO HER FATHER'S HOUSE. SHE WAS CONTACTED AT THE 101 AND SCOTTSDALE ROAD.

REBECCA BEASLEY WAS WITH TOM BEASLEY WHEN THE SHOOTING OCCURRED. I INTERVIEWED HER FIRST IN THE MOBILE COMMAND VAN AT THE SCENE. AT 0021 HOURS, I STARTED THE INTERVIEW WITH REBECCA. THE INTERVIEW WAS AUDIO TAPED AND THE FOLLOWING IS A BRIEF SYNOPSIS OF THAT INTERVIEW.

REBECCA SAID HER AND TOM WERE COMING HOME FROM A RESTAURANT NAMED GREASEWOOD FLAT WHERE THEY HAD A HAMBURGER WITH SOME FRIENDS. THEY WERE TRAVELING WEST ON PINNACLE PEAK ROAD WHEN A VEHICLE (THAT SHOT MY HUSBAND) PASSED THEM IN THE LEFT LANE CROSSING THE DOUBLE YELLOW LINES. REBECCA SAID THEY WERE TRAVELING 55 MILES PER HOUR BECAUSE SHE NOTED THAT AFTER THE (SUSPECT) VEHICLE PASSED THEM. THE SPEED LIMIT IS 50 MPH ON PINNACLE PEAK ROAD AND THEY WERE TRAVELING 5 MPH OVER THE SPEED LIMIT.

REBECCA SAID THEY GOT TO TATUM WHERE THEY WERE GOING TO TURN LEFT (SOUTH). SHE SAW THE VEHICLE THAT PASSED THEM ON THEIR (HER) RIGHT. SHE SAID SHE LOOKED OVER TO THE DRIVER AND HE ROLLED DOWN HIS WINDOW AND GAVE HER THE FINGER. HER HUSBAND ROLLED DOWN HER WINDOW AND THE SUSPECT SAID, "YOUR WIFE IS A CUNT". REBECCA SAID TOM GOT UPSET AND OPENED HIS DOOR. REBECCA GRABBED TOM AND TOLD HIM, "NO, NO, NO". HE TOLD HER TO LET GO OF HIM.

REBECCA SAID THE SUSPECT THEN PULLED HIS VEHICLE (TOYOTA FJ CRUISER) DIAGONALLY IN FRONT OF THEIR ISUZU. TOM WENT AROUND THEIR CAR TO HIS (STUART'S) WINDOW AND GOT SHOT. I ASKED REBECCA IF SHE SAW WHAT HER HUSBAND DID. SHE SAID TOM DID NOT GET TO HIS (STUART'S) CAR BEFORE HE GOT SHOT. REBECCA GOT OUT SCREAMING. STUART PULLED HIS CAR BACK AND DROVE WEST ON PINNACLE PEAK. SHE DESCRIBED THE STUART'S VEHICLE AS A BIG DARK VEHICLE. REBECCA THOUGHT SHE HEARD SOMEONE IN THE SUSPECT VEHICLE SAY,

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"NO!". REBECCA SAID IT HAPPENED TOO FAST.

REBECCA SAID ALMOST IMMEDIATELY SOMEONE CAME UP TO HER WITH THE LICENSE PLATE NUMBER AND THE MAKE OF THE SUSPECT VEHICLE. SHE WROTE IT DOWN ON A CHECK IN HER CHECK BOOK. ANOTHER PERSON CAME UP AND GAVE THE SAME INFORMATION SHE APOLOGIZED FOR NOT GETTING ANY NAMES.

REBECCA SAID SHE STARTED TO CALL 911 WHEN ANOTHER PERSON CAME UP AND TOLD HER IT WAS ALREADY DONE. REBECCA WENT TO TOM AND STARTED TO TELL HIM TO STAY WITH HER AND PLEASE DON'T DIE. THE PARAMEDICS AND POLICE CAME QUICKLY AND TOOK HER AWAY FROM THE SCENE.

I ASKED HER IF SHE SAW THE DRIVER OF THE (SUSPECT) VEHICLE. SHE SAID SHE DID AND WAS TAKEN FROM THE SCENE TO WHERE THE POLICE HAD SOMEONE IN CUSTODY. SHE IDENTIFIED HIM, BUT TOLD ME THAT SHE WANTED TO SEE HIS EYES BECAUSE SHE LOOKED AT HIM IN HIS EYES. SHE WAS TOO FAR AWAY TO SEE HIS EYES. I CONFIRMED WITH REBECCA THAT THE PERSON THE POLICE HAD IN CUSTODY LOOKED LIKE THE PERSON THAT SHOT HER HUSBAND. SHE SAID HE DID. I ASKED REBECCA AFTER STUART PASSED THEM, IF TOM SPED UP OR TAILGATED HIM. SHE SAID NO. SHE DID SAY THEY CAUGHT UP TO THEM AT THE LIGHT BECAUSE THE LIGHT WAS RED. I WENT OVER HER STATEMENT WITH ME AND ASKED HER WHY WOULD HE (STUART) CALL HER A "CUNT". I ASKED IF SHE OR HER HUSBAND FLIPPED HIM OFF OR SAID SOME WORDS. REBECCA SAID SHE FELT LIKE THAT THE GUY (STUART) WANTED TO "PISS MY HUSBAND OFF, HE (STUART) WANTED TO SAY SOMETHING LIKE YOUR MOTHER'S A WHORE".

I ASKED HER IF SHE REACTED TO STUART CALLING HER A "CUNT". SHE SAID NO, BECAUSE TOM WAS LEAVING THE VEHICLE AND SHE WAS TRYING TO RESTRAIN HIM. THAT IS WHEN STUART PULLED IN FRONT OF HER VEHICLE AND THEN SHOT HIM. REBECCA SAID THIS IS HOW SHE REMEMBERED THE INCIDENT. SHE DID REMEMBER A VEHICLE BEEPING HIS HORN DURING THE ALTERCATION, SO THE LIGHT MUST HAVE TURNED GREEN AT ONE POINT.

I ASKED REBECCA IF TOM HAD ANYTHING IN HIS HANDS WHEN HE WENT TOWARDS STUART'S VEHICLE. SHE SAID NO. I ASKED HER IF TOM WAS SAYING ANYTHING WHILE GOING TOWARD STUART. SHE REMEMBERED, "YOU CAN'T TALK TO MY WIFE LIKE THAT". SHE SAID IT ALL HAPPENED TOO FAST AND TOM WAS "MAD, REALLY MAD". SHE CONTINUED TO SAY HE WAS NOT A "FIGHTING MAN".

I ASKED REBECCA IF THEY WERE DRINKING AT GREASEWOOD FLAT. SHE SAID YES AND TOLD ME THEY EACH HAD ONE AND A HALF JACK AND SODAS. THEY EACH HAD ONE AND THEY SPLIT THE LAST ONE. THEY WERE WITH A TOM WEEMS AND SOME PEOPLE THEY MET AT THE PHOENIX OPEN FROM IOWA. SHE DID NOT REMEMBER THEIR NAMES. REBECCA SAID TOM WORKED ALL DAY FROM 6 AM TO 2:30 PM SHIFT AT CHARLES SWAB. HE CAME HOME AND GOT HER AND THEY ARRIVED AT THE PHOENIX OPEN AROUND 3:30 PM. SHE SAID THEY LEFT BEFORE THE SUN SET AND WERE PULLING INTO GREASEWOOD FLAT AS THE SUN WAS SETTING.

I ASKED HER IF TOM SAID SOMETHING TO HER ABOUT STUART'S CAR PRIOR TO PASSING THEM; IE TAILGATING, SPEEDING. SHE SAID, "NO HE JUST FLEW PAST US". SHE REMEMBERED HEARING A VOICE PRIOR TO THE SHOOTING FROM STUART'S

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VEHICLE YELLING, "NO, DON'T".

REBECCA SAID WHEN SHE LOOKED AT THE DRIVER (STUART), HE LOOKED ANGRY. REBECCA COULD NOT PROVIDE ANY OTHER INFORMATION. I ENDED THE INTERVIEW AT 0042 HOURS. PLEASE REFER TO HER AUDIO RECORDING FOR COMPLETE DETAILS OF HER INTERVIEW.

AFTER THE INTERVIEW, I WENT TO HER VEHICLE TO RETRIEVE HER PURSE AND GARAGE DOOR REMOTE SO SHE COULD GET INTO HER HOUSE. I SAW IN THE FRONT PASSENGER SEAT A CHECK BOOK BELONGING TO REBECCA BEASLEY WITH "764-VHB TOYOTA FJ CRUISER" WRITTEN ON A CHECK.

I DROVE TO 620 WEST WASHINGTON STREET WHERE I INTERVIEWED CYNTHIA CANTRELL. HER INTERVIEW WAS AUDIO/VIDEO RECORDED AND THE FOLLOWING IS A BRIEF SYNOPSIS OF THAT INTERVIEW. THE INTERVIEW STARTED ON 1-30-08 AT 0150 HOURS.

CINDY SAID HER AND STUART WERE HANGING "RON PAUL FOR PRESIDENT" SIGNS AND WERE GOING HOME ON PINNACLE PEAK ROAD WESTBOUND. SHE SAID STUART WAS DRIVING AND SHE WAS THE PASSENGER. THEY CAME UP TO TWO CARS DRIVING SLOWLY. SHE ESTIMATED THEM GOING "20 TO 25" MPH IN A 45-55 MPH ZONE. STUART PASSED THEM AND SHE NOTICED BRIGHT LIGHTS COMING FROM ONE OF THE VEHICLES THAT PASSED THEM. SHE SAID HE KEPT THEM ON ALL THE WAY TO PINNACLE PEAK. SHE HEARD STUART SAY, "WHAT AN ASSHOLE".

THEY STOPPED AT A RED LIGHT AT PINNACLE PEAK AND TATUM. THEY WERE IN THE LANE TO GO WEST ON PINNACLE PEAK. CINDY SAID THE ISUZU PULLED RIGHT UP TO THEM, SO CLOSE THAT STUART WOULD NOT BE ABLE TO OPEN HIS DOOR. AT THIS POINT IN THE INTERVIEW, I HAD CINDY DRAW A DIAGRAM WITH MY ASSISTANCE OF HOW THE VICTIM PULLED UP NEXT TO THEM.

CINDY CONTINUED TO SAY THAT THE BEASLEY CAME OUT OF HIS VEHICLE AND STARTED TO APPROACH THEIR VEHICLE. HE (BEASLEY) SCREAMED "YOUR WIFE'S A CUNT" AND STUART CALLED HIM AN "ASSHOLE". SHE SAID THEY HAD WORDS BETWEEN THEM. I ASKED HER IF SHE COULD REMEMBER WHAT WAS BEING SAID. SHE SAID SHE HEARD (BEASLEY) SAY, "I'M GONNA KICK YOUR ASS; YOU NEED YOUR ASS KICKED... YOU'RE GOING TO DIE, I'M GONNA PULL MY GUN ON YOU AND I'M GOING TO DRAW MY GUN". I ASKED HER IF STUART WAS CALM DURING THIS. SHE SAID, "YES, PRETTY CALM".

CINDY SAID STUART TRIED TO OPEN HIS DOOR, BUT COULD NOT BECAUSE THE OTHER VEHICLE WAS TOO CLOSE TO THEM. SHE SAID BEASLEY WAS TRYING TO REACH INTO THE WINDOW AND STUART WAS TELLING HIM TO "STOP NOW AND GET BACK". SHE SAID THE GUY (BEASLEY) REACHED INTO THE WINDOW AND "JOHN SHOT HIM".

CINDY SAID THEY HAD A CRAZY GUY AT THE WINDOW TRYING TO HIT THEM. SHE SAID, "WE WERE IN FEAR OF OUR LIVES". I ASKED CINDY WHAT WAS SAID IN THE CAR WHEN THEY LEFT. SHE SAID SHE WAS JUST SCREAMING TO GET OUT OF THERE BECAUSE SHE SAW A WOMEN GO TO THE GUY (BEASLEY) AND SHE THOUGHT SHE WAS GOING TO GET A GUN AND SHOOT THEM. I ASKED HER IF SHE EVER SAW A GUN ON BEASLEY. SHE SAID, NO; SHE SAW HIS HANDS IN THE WINDOW. SHE THEN SAID

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BEASLEY WAS HITTING STUART SAYING, "I'M GOING TO KILL YOU BOTH, I'M GONNA PULL MY GUN ON YOU AND KILL YOU BOTH".

CINDY SAID WHEN THEY GOT HOME, STUART TOLD HER TO LEAVE TO HER DAD'S HOUSE AND CALL THE POLICE. I ASKED HER WHY STUART DID NOT CALL THE POLICE. SHE DID NOT KNOW. CINDY DESCRIBED THE GUN STUART USED AS A SMALLER GLOCK THAT HE KEPT IN A COMPARTMENT ABOVE THE STEERING WHEEL. SHE SAID STUART IS VERY GOOD WITH GUNS AND KNOWS GUNS. SHE ENDED BY SAYING HE LEFT THE SCENE BECAUSE OF HER.

DURING THIS INTERVIEW I CONFRONTED CINDY THAT IT WAS STUART THAT BLOCKED BEASLEY'S VEHICLE. SHE SAID SHE COULD NOT RECALL THAT. I ALSO TOLD HER THAT SEVERAL WITNESSES AT THE SCENE WERE SAYING THAT BEASLEY WAS AWAY FROM THEIR VEHICLE WHEN STUART SHOT HIM. SHE SAID THIS IS WHAT SHE REMEMBERED. CINDY COULD NOT PROVIDE ANY OTHER INFORMATION. I ENDED THE INTERVIEW AT 0247 HOURS. PLEASE REFER TO HER AUDIO/VIDEO RECORDING FOR COMPLETE DETAILS OF HER INTERVIEW.

AT 0300 HOURS, I READ JOHN STUART HIS MIRANDA RIGHTS VERBATIM PER MY DEPARTMENT ISSUED CARD. HE REPLIED, "YES" TO UNDERSTANDING HIS RIGHT.

JOHN REQUESTED "CO-COUNSEL" AND DID NOT MAKE A STATEMENT.

I HAD CINDY CANTRELL BROUGHT INTO HIS INTERVIEW ROOM WHILE IT WAS BEING AUDIO/VIDEO RECORDED. SHE TOLD HIM WHAT SHE SAID IN MY INTERVIEW AND HE TOLD HER AT ONE POINT THAT HE BELIEVED THAT THEY WERE BEING RECORDED. STUART TOLD HER THAT HE (BEASLEY) HAD HIT OR POKED HIM IN THE EYES AND HIT HIS NECK. HE TOLD HER THAT THE REASON HE WENT HOME WAS BECAUSE HE HAD "SHIT HIS PANTS". HE CHANGED THEM AND THEN THREW THEM OUT THE WINDOW AT A PASSING TRUCK. IT SHOULD BE NOTED THAT THERE WERE NO SOILED PANTS/UNDERWEAR FOUND AT HIS HOUSE AND HE DID NOT SMELL LIKE HE HAD SOILED HIS PANTS. PLEASE REVIEW THE AUDIO/VIDEO RECORDING FOR COMPLETE DETAILS OF THESE STATEMENTS.

I LATER REMOVED CINDY FROM THE ROOM AND HAD HER BROUGHT BACK TO HER VEHICLE. CRIME SCENE SPECIALIST RICK KERGER TOOK PHOTOGRAPHS OF STUART. THERE WERE NO VISIBLE INJURIES TO HIS EYES OR NECK. STUART WAS BOOKED INTO MCSO JAIL.

ON 1-31-08, I ATTENDED THE AUTOPSY OF THOMAS BEASLEY. DOCTOR ROBERT LYON PERFORMED THE AUTOPSY AND DETERMINED THE CAUSE OF DEATH TO BE A GUNSHOT WOUND TO THE HEAD AND THE MANNER OF DEATH TO BE A HOMICIDE. PLEASE REFER TO THE AUTOPSY PROTOCOL FOR COMPLETE DETAILS OF HIS EXAMINATION.

THIS CASE WILL BE CLEARED BY ARREST AND CLOSED...

VICTIM RECEIVED RIGHTS INFORMATION: YES

MAIL-IN SUPPLEMENT:

INVOICES:

DR ENTERED BY : 5174 DR FINALIZED BY : 5174

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