

CITY OF ALBUQUERQUE

Albuquerque Police Department



Harold J. Medina, Chief of Police

July 12, 2022

Attorney General Hector Balderas
201 3rd Street NW #300
Albuquerque, NM 87102

I am requesting a formal review by the Office of the Attorney General into a recent critical incident in Albuquerque that resulted in the tragic death of 15-year-old Brett Rosenau.

As you may be aware, the Albuquerque Police Department attempted to arrest a violent fugitive on July 6, 2022. The fugitive, Qiaunt Kelley, was wanted for questioning related to three recent incidents: The June 25, 2022 shooting death of Leonard Fresquez; a shooting on May 5, 2022, that resulted in one officer returning fire; and an armed robbery being investigated by APD and a federal law enforcement agency. Kelley's possible role in these violent crimes, in addition to his warrant for a parole violation, made him a priority for apprehension in order to keep the public safe.

400 Roma NW

Albuquerque

Kelley and a second individual, later identified as Rosenau, barricaded inside a home for several hours as tactical officers attempted to convince him to surrender. After several hours, APD used a non-lethal device used by law enforcement in New Mexico and the federal government. An hour later, the house caught fire, resulting in Rosenau's death. An arson investigation is ongoing to determine the cause of the fire. However, we believe a device used by tactical officers may have ignited the fire.

New Mexico 87102

This incident is considered an in-custody death because officers were taking a suspect into custody. As a result, investigators with a multi-agency task force are conducting the criminal investigation into the incident. The results of this investigation will be submitted to the District Attorney, and a special prosecutor will review the results of the investigation.

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Out of an abundance of caution, I am requesting the assistance of your office to conduct a review of our handling of the incident but also to seek an independent analysis of the deployment and the use of this specific device.

I look forward to your response, and our department will cooperate in any way, should you choose to pursue this review.

Harold Medina

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Chief of Police
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