

Huntington Beach Police Department
09/15/1994

187 PC – Murder
422.75(b) – Hate Crime Enhancement

Vernon Windell Flournoy 05/23/1950 (45yrs)



HUNTINGTON BEACH POLICE DEPARTMENT
Supplementary & Follow-Up Report

Dispatcher's computer screen (CAD) System.

LOC: 20362 BEACH BL-HB AT: RD: 4
 BLDG: MCDONALDS RESTAURANT LOC PHN: 5367977
 CROSS1: 898 KNOXVILLE AV CROSS2: 898 MEMPHIS AV
 HAZ: PH:
 RP: MARCO ANTONIO/EMPLOYEE AD:
 TYPE: 245-ASSAULT W/DEADLY WEAP PRI: 1 RECD: 19:37:12 DISP: 19:37:12
 UNIT: 25A3 BACKUP: 913S3 REG6 6A4 56G 03S 72M 913A
 LOC#2:
 DR: 94-023481 NUM: 1 CN: DISPO: R F
 SOMEONE GOT SHOT.. (SES)
 1039 MEDICS.. (SES)
 P.O. Response area is 4
 ADDL RP...2 SUSPS ...2 M/W/ONE HAD SKI MASK (EEB)
 SUSP 1 M/POSS HISP.. (SES)
 RAN INTO COMPLEX N/MCDONALDS ON E/SIDE STREET... (EEB)

Thursday, September 15, 1994 at 7:37pm

- Multiple witnesses call 911 and report a man shot in need of medical assistance.
- A two man patrol unit was dispatched; however, every unit available in the city responded as well.
- Information is quickly relayed from reporting party to dispatchers to officers over the radio.
- Key items are memorialized on the CAD system. All radio audio is recorded.
- The Officers see a similar screen on their Mobile Data Terminal.

RETURN'-exit, 'VR'-View Reports, 'N'-notes, 'P'-page 2, 'UT'-Unit Times: __

POLICE DISPATCH

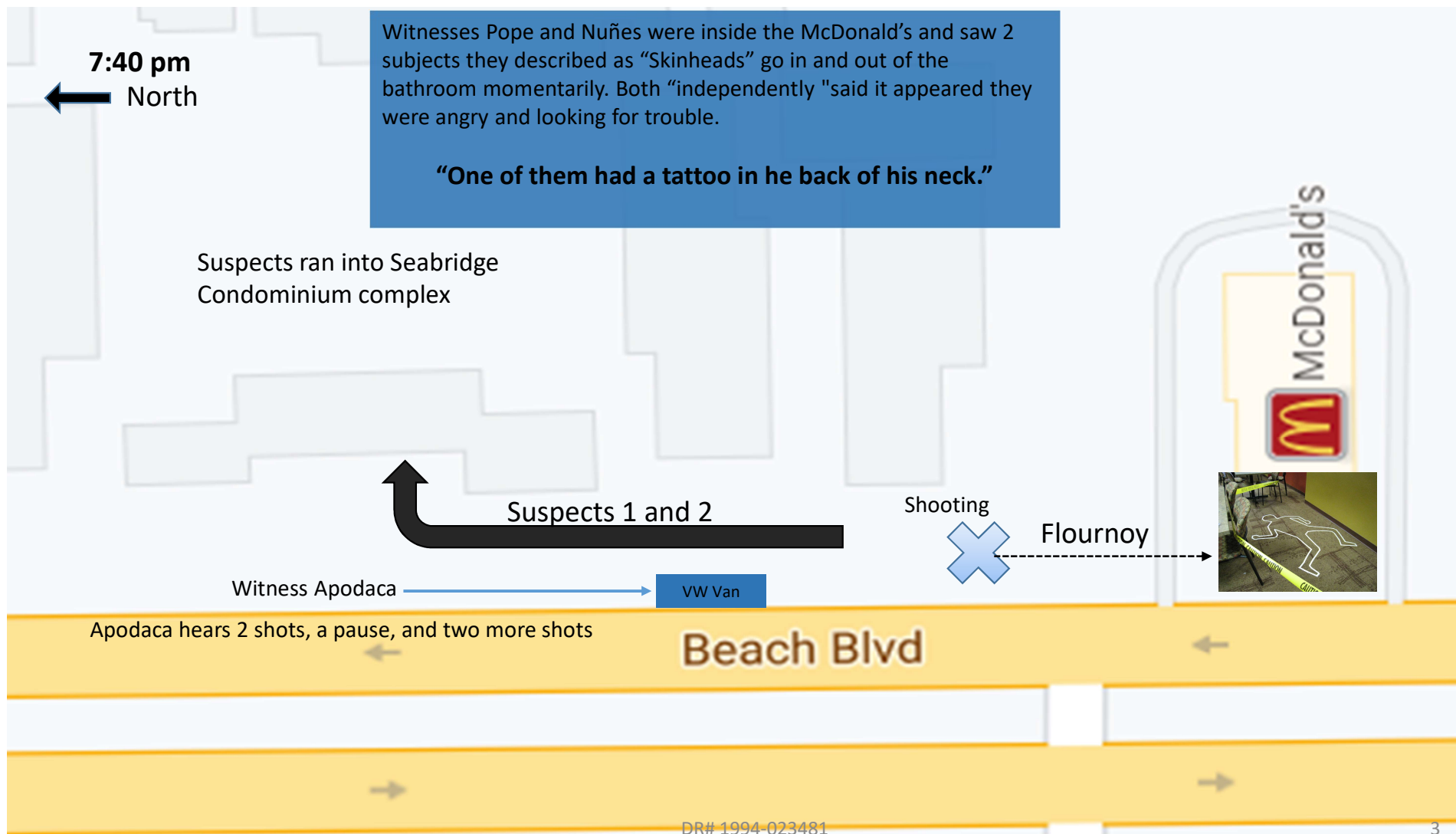
Notes for 245-ASSAULT W/DEADLY WEAP at 20362 BEACH BL-HB

Backup officer: GOSPER, GARY
 Primary officer: CONLOSH, CHARLES J. SANINE, PHILIP D.
 Time closed: 22:23:25
 Disposition 1: R REPORT FILED
 Disposition 2: F FELONY ARREST(S)
 SOMEONE GOT SHOT.. (SES)
 1039 MEDICS.. (SES)
 P.O. Response area is 4
 ADDL RP...2 SUSPS ...2 M/W/ONE HAD SKI MASK (EEB)
 SUSP 1 M/POSS HISP.. (SES)
 RAN INTO COMPLEX N/MCDONALDS ON E/SIDE STREET... (EEB)
 SUSPS ON FOOT... (EEB)
 *OCC'D OUTSIDE OF MCDONALDS... (SES)
 N (SES)
 *VICTIM IS INSIDE MCDONALDS.. (SES)
 #1 DRK BLU STOCKING CAP...5'9"/THIN/DRK SHIRT/ (EEB)
 #2 5'7"/THIN/LIGHT COLOR SHIRT... (EEB)
 *MEDICS STAGING..1039 REF VICTIM INSIDE.. (SES)
 ((DONALD APOADACA 968 0068/847 3673...WITNESS)) (EEB)

19:37:36
 19:37:52
 19:37:59
 19:38:30
 19:38:48
 19:38:51
 19:39:00
 19:39:13
 19:39:20
 19:39:26
 19:39:34
 19:39:46
 19:40:00
 19:40:06

'RETURN' FOR MORE LINES, 'X' TO EXIT: __

POLICE DISPATCH



SUPPLEMENTAL:

ON 9-15-94 AT APPROX. 1937 HRS
OFFICER WILSON & I, RESPONDED TO THE AREA OF
BEACH BLVD. & KNOXVILLE ST., REFERENCE A SHOOT
THAT JUST OCCURRED.

UPON OUR ARRIVAL TO THE AREA
WE WERE INSTRUCTED VIA POLICE RADIO TO ASSIST
IN SETTING UP A PERIMETER AROUND THE SEABRIDGE
CONDOMINIUMS, AS WITNESSES HAD STATED THAT TWO
MALE SUSPECTS HAD RUN INTO THE COMPLEX. OFFICER
WILSON & I WERE ASSIGNED TO SECURE THE DRAINAGE
DITCH INSIDE THE COMPLEX ON SEABRIDGE ST.

WHILE MAINTAINING OUR PERIMETER
OFFICER WILSON & I WERE APPROACHED BY A MR. ROBERT
BAILEY, WHO LIVES AT 8141 WATERSPRAY, PHONE# 536-7805.

MR. BAILEY TOLD US, THAT JUST A
FEW MINUTES PRIOR TO HIM HEARING THE POLICE
STREPS, HE HAD OBSERVED FIVE MALE SUBJECTS WALK
INTO THE RESIDENCE AT 8141 WATERSPRAY.

MR. BAILEY STATED, THAT THE RESIDENCE
AT 8141 WATERSPRAY HAS BEEN A PROBLEM HOUSE WITH
NUMEROUS SKINHEAD TYPES CONVERGING IN AND OUT.

MR. BAILEY ALSO STATED, WHEN
THE FIVE MALE SUBJECTS WALKED PAST HIS HOUSE,
- CONTINUED -

Officer: GOSPER PIN: 75 Supervisor: R. Ryan Date: 9/17/94

HE HAD A REAL BAD FEELING ABOUT THEM.

MR. BAILEY RELATED, THE SKINHEAD
TYPES GOING IN & OUT OF THE RESIDENCE AT
8141 WATERSPRAY, ARE IN HIS OPINION, "JERKS,"
ALWAYS LOOKING FOR & CAUSING TROUBLE.

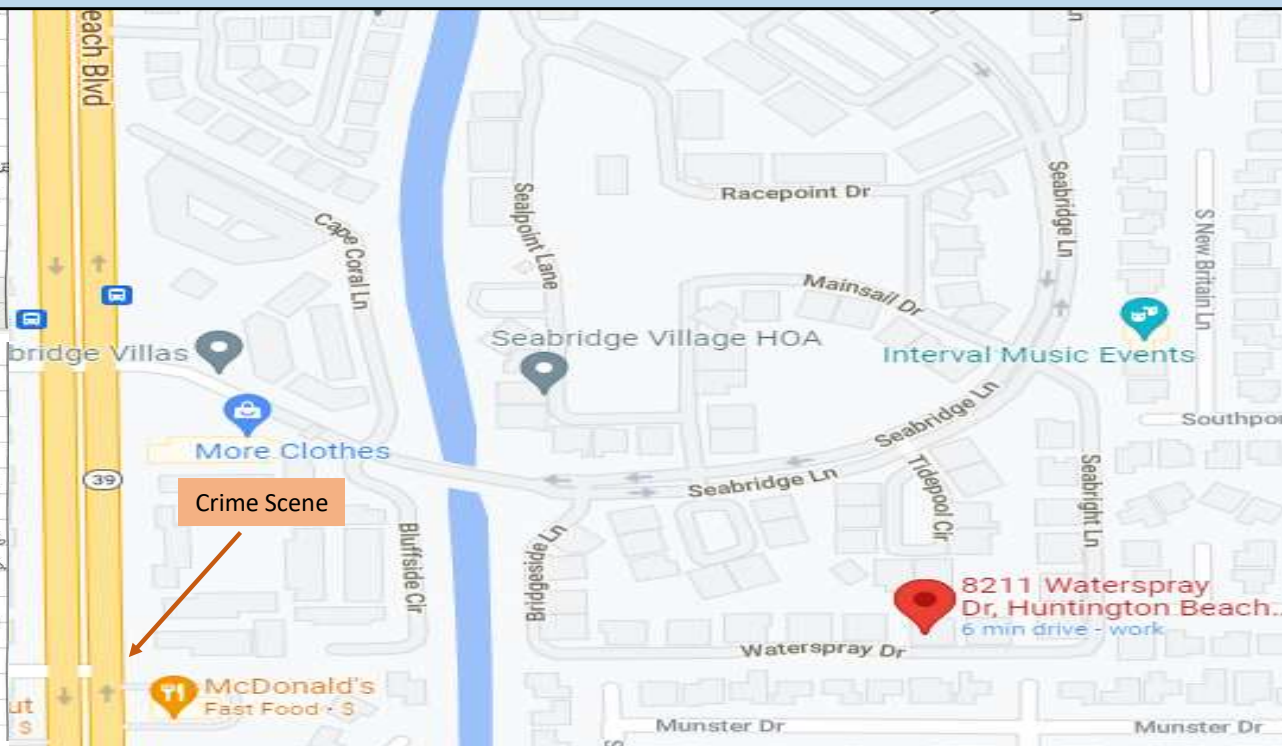
MR. BAILEY TOLD ME, ONE OF THE FIVE
SUBJECTS, HAD A TATTOO ON THE BACK OF HIS HEAD.
HE ALSO DESCRIBED ONE OF THE SUBJECTS AS BEING
VERY TALL, APPROX. 6'3" TALL, WEIGHING ABOUT 200 LBS.

HE DESCRIBED THE SUBJECT WITH THE
TATTOO ON THE BACK OF HIS HEAD, AS BEING 5'6" TALL,
WEIGHING APPROX. 150 LBS.

BASED ON MR. BAILEY'S STATEMENTS
TO US, WE ALERTED SGT. DEVEL OF THE INFOR-
MATION VIA POLICE RADIO.

- AT 7:40 pm Officers set up a perimeter around the Seabridge Condo complex because the suspects were last seen running toward the complex.
- Around 8:15 pm, a witness who lived in the complex contacted an officer maintaining the perimeter and told him he lived on Waterspray and said he lived next to a problem house where numerous "Skinheads" lived.
- He gave a description that closely matched the description of one of our suspects and gave the officers an address where the "Skinheads" lived.

Perfect example of the community partnering with the Police Department



Details:

On 09-15-94 at 1944 hours, I received a call of a gunshot victim at McDonald's Restaurant at the intersection of Memphis and Beach. I responded from the north end of the city.

As I arrived at the location I was detailed by Sergeant DEUEL to respond with victim FLOURNOY to Pacifica Hospital to see if I could obtain a dying declaration from him.

I responded to Pacifica Hospital, arriving at approximately 2003 hours. As I walked into the Emergency Room and to an adjoining room to the rear of the Emergency Room, I heard the attending physician, Doctor NAGY. She stated something to the effect of call code. She then said that the victim's heart was flat. All of the attending personnel in the Emergency Room then stopped their work on victim FLOURNOY. They called the time of death at 2003 hours.

At 2005 hours, the coroner was notified. I spoke with a Deputy Coroner KING, of the Orange County Coroner's Office, who said he was sending out Deputy Coroner MCANALLY. He also told me that their case number would be 94-5758MA.

Later in the evening, Detective RUSSELL arrived and took charge of the victim and assisted MCANALLY with his investigation.

I responded back to the scene where I assisted in traffic control until I was relieved at approximately 2340 hours.

I spoke with paramedics SMITH and DALTON of the Huntington Beach Fire Department, who are stationed at Lake Fire Station. They told me they attended to the victim at the scene and went with him in the ambulance to Pacifica Hospital. They said he never regained consciousness or said anything to them.

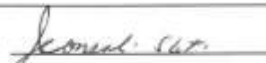
Officer responded to hospital in an attempt to obtain any statement from Mr. Flournoy.

The time of death was 8:03 pm

Officer T. WOOD

PIN 0049

Supervisor



DR# 1994-023481

9:44 pm – Interview of Witness HART

- Witness Hart and his son were monitoring his police scanner and heard the suspect's description. His son immediately recognized him as "Rusty" because of the **tattoo on the back of his neck.**
- About 6 months prior the shooting, Rusty and two other skinheads became involved in a fight at the corner of Main and PCH with Witness Hart's youngest son and the older sibling was there and struck Rusty on his head with a can of soda.
- At that time Rusty and his skinhead friends were known to belong to a gang called, "Irish Brotherhood."
- Hart said Rusty lived in the Seabridge Condo Complex. This is where Witness Apocada saw the suspects run to.
- Rusty's real name is not known at this time

At the same time Officer Tidrick recalls the Field Interview Card

(About a month before the murder) - 08/20/1994 at 10pm in the down town area Officer Tidrick recognizes Johnathan "Rusty" Kennedy from prior contacts and notices a new tattoo in the back of his neck. He documented the new Tattoo in a Field Interview Card.

Jonathan Kennedy Russell 7-11-75

ON 8-20-94 AT APPROXIMATELY 2200 HRS, I WAS ON FOOT PATROL, WITH SGT NEEL, IN THE DOWNTOWN AREA. AS WE WERE WALKING IN THE AREA OF MAIN N/OF OLIVE, I SAW KENNEDY AND AN UNIDENTIFIED FEMALE, WALKING WEST BOUND ACROSS MAIN. I RECOGNIZED KENNEDY FROM OUR PREVIOUS ENCOUNTER, AND SAW THAT HE HAD A NEW TATTOO ON THE BACK OF HIS HEAD.

Consensual contacts with habitual offenders are extremely important

DR# 1994-023481

Car Stop

Surveillance on the 8400 block of Waterspray

Stopped a White 1990 Mercury Sable that came out of the given address where the Skinheads lived, which is the general area where the suspects ran.

They detained 3 subjects:

1. Jeffrey Allen **Franz** (19 yrs).....Arrested for Misdemeanor Warrant (Wearing Black boots with **red shoe laces**)
2. Robert Dylan **Wofford** (17yrs)
3. Erin Rodney **Chapman** (18yrs).....Agreed to drive to the police station on their own accord to talk to detectives in regards to this incident.



Franz' Boots. He said he borrowed them from "Rusty."

The skinhead subculture emerged in Great Britain in the 1970s, its adherents developed shared styles of clothing, including wearing steel-toed work boots made by Doc Martens or other manufacturers. The boots themselves became weapons used to kick people in fights, leading to the term "boot party," which refers to incidents in which multiple skinheads together stomp and kick a victim.

Wearing such boots was and is typical of racist and non-racist skinheads alike, but racist skinheads commonly use red- or white-colored shoelaces in their boots to identify themselves as white power skinheads.

Within a few racist skinhead circles, white or **red laces** have to be "earned" by some violent act such as attacking a perceived enemy of the white race.

Waterspray Dr

Waterspray Dr

Seabright Ln



ast corner of Portview
As I exited my unit
foot, I saw a male
the walkway between
hed the northwest cor-
ambient light that he
" to 5'08", with an
and a baggie yellow

, "Police officer, can
startled and he quickly
there's been a crime
ask you a few ques-
you?", and he replied,
y from him and saw that
tinually licking his

lips and showed signs of "cotton mouth" and also shifting his weight back and forth between his left and right foot.

I asked him where he was coming from, and he replied, "Right there", as he turned and pointed back behind him. I asked him what the address was there, and he replied, 8141. Since this was the residence in question that I was told by Sergeant TIDRICK to watch, I proceeded to pat the subject down for any pos-

le weapons. The subject was cooperative, but as I patted him down, I noticed a tattoo on the back of his neck.

Since the subject was showing signs of nervousness but was still cooperative and I was alone, I advised the subject that he was being detained, but he was not under arrest, but I was going to handcuff him for my own safety for the time being. I told him that he would be handcuffed just long enough for me to obtain enough information to exclude him as a suspect. It was approximately 2200 hours at this time.

The subject identified himself as the last name of KENNEDY, first of Johnathan, middle of Russell, with a DOB of 07-11-75. He told me he lives at 303 19th Street, apartment A, and has a phone number of 840-5727. Subject KENNEDY told me that he was 5'06" tall and weighed approximately 160 pounds.

I radioed Sergeant TIDRICK and advised him of the circumstances and he told me that a detective would be en route.

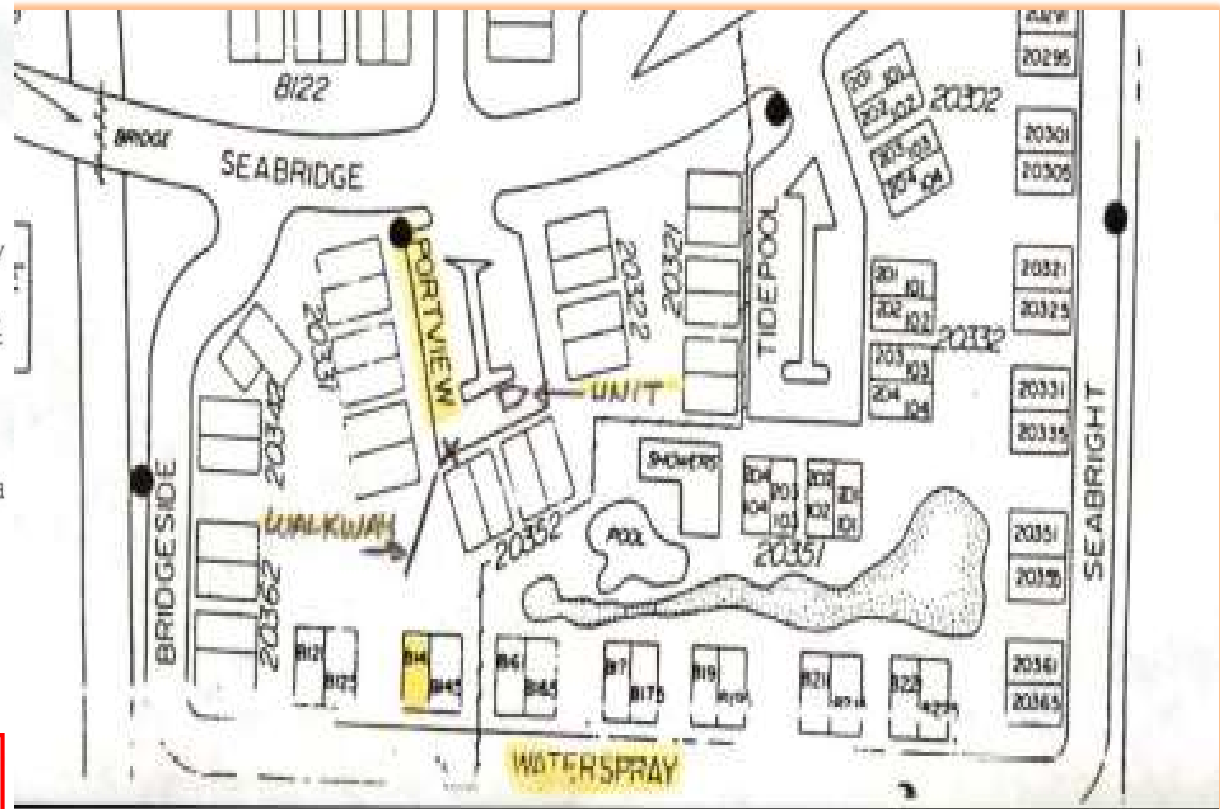
I asked KENNEDY where he had been this evening, and he told me that he and his friend, JAMES, Don, a male white, who he thought was around 18 years old, and

Officer R. REED

PIN 0080

Supervisor

NR



Around 10 pm, Officer Bob Reed detained and later arrested Johnathan Russell Kennedy (19yrs) for suspicion of Murder.

DR# 1994-023481

8



CHAPMAN, ERIN

Huntington Beach Police Department

PRESS RELEASE

9/16/1994 @ 1am

HOMICIDE - DR# 94-023481
(09/16/94 @ 0100)

WHO: Black male, 44 yrs old, Huntington Beach resident
WHAT: Murdered by gunshot
WHERE: 100' north of 20362 Beach Blvd.
WHEN: September 15, 1994 @ approximately 7:35 pm
WHY: Unknown motive at this time

DETAILS

On September 15, 1994 at approximately 7:35 pm, two male suspects were walking northbound on the east side of Beach Blvd., having just left the McDonald's restaurant at 20362 Beach Blvd. Approximately 100' north of the restaurant they came into contact with a black male who was walking southbound on Beach, also on the east side. Witnesses state they heard some kind of verbal exchange between the subjects that soon escalated into a physical altercation between all three individuals. At some point one of the suspects pulled out a small caliber handgun and shot the victim. Both suspects then ran away from the scene continuing north on Beach Blvd. The victim stumbled into McDonald's where employees and customers began first aid and called 911. Paramedics responded, transported the victim to Pacifica Hospital where he was pronounced dead.

At this time the name of the victim is not being released pending the notification of next of kin.

It is unknown exactly what type of handgun was used, and there is no apparent motive.

SUSPECT DESCRIPTION

SUSPECT #1: A white male; 17-20; 6'1"; 185; stocky build; wearing a dark blue or black beanie pulled down low over his face, no shirt, and a dark blue colored light jacket.

SUSPECT #2: A white male; 17-20; 5'10"; 165; medium build; wearing a white T-shirt, three-quarters length baggy shorts, possibly green in color.

Investigation continues and a police artist is currently attempting to draw a composite of at least one suspect from witness description.

Prepared by:



Michael H. Corcoran, Ph.D.
Press Information Officer
(714) 960-8806

No mention of a Hate Crime

DR# 1994-023481

10

Wofford's First Interview (9/16/@ 1205 am)

- Denied knowing Rusty, denied being at the McDonalds, denied knowing anything about the shooting.



Chapman's Interview (9/16 @ 1205 am)

- Admits to drinking at 8411 Waterspray with Franz, Wofford. He denied knowing Rusty until detectives told him they were seen together at the Seven Eleven and at the Condo's racquet ball court.
- After "Much" conversation Chapman admits that after the police stopped them (Franz, Chapman, and Wofford), Wofford told him Rusty shot some black guy one at the Mc Donalds. They ran to 8411 Waterspray, changed clothes, and Rusty disappeared.

Franz' Interview (9/16@1am)

- Under arrest for misdemeanor warrant. Admits knowing Rusty and drinking at 8411 Waterspray (Seabridge Condos) with Rusty prior to the shooting, but denies any knowledge of the shooting.

Franz' 2nd Interview with Detective Mack (9/16@ 3:25 am)

- Rusty and Wofford tell Franz about the shooting. Rusty admitted to Franz he shot Flournoy.
- Franz saw Rusty empty the revolver cylinder onto a bed - 3 live rounds and 3 spent casings. Rusty flushed them down a toilet.
- Rusty left the gun inside the master bedroom of the condo. Franz admitted he picked it up with a t-shirt and threw it inside near by bushes.
- Franz later led detectives to the revolver and it was recovered in a bush near the residence.
- .22 cal Smith & Wesson Model 51 Revolver with 3 ½ inch barrel and wood grips.

Eventually, FRANZ stated that when Dylan and Rusty came back to the house, he remembers both Dylan and Rusty saying that they got into a fight. He remembers Dylan stating that they "got in a fight with a nigger." FRANZ said that Dylan told him that he, Dylan, started fighting with a black guy and then Rusty stepped in and shot him. FRANZ remembers Rusty making a comment similar to "yeah, I shot the guy."

Wofford's Second Interview (9/16 @ 1:50 pm)

- Admitted he lied during the first interview
- Said He and Rusty went to the McDonalds and right after they walked out, Rusty became involved in a fight with a black guy.
- During the fight, he heard shots and thought the black guy was shooting at them so he ran back to the Seabridge Condos.
- Never saw Rusty with a gun.
- Rusty ran back to the condo, changed clothes, and left.
- Later in the conversation, he admits he told the owner of the Condo that Rusty shot someone.
- Wofford was **ARRESTED** for suspicion of Murder after the interview.

Both suspects are in custody. Clock Starts!

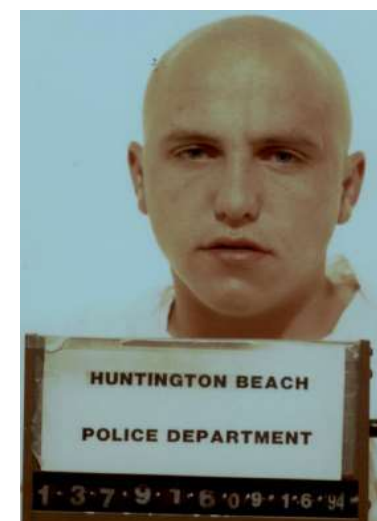
**We have 48 Hours to file charges, or let them go free
until we have enough evidence for an arrest warrant.**



Hundreds of reports for officers to organize, much evidence to analyze.



RECORD TYPE		DISPOSITION OF ARREST AND COURT ACTION	
<input type="checkbox"/> CORRECTION <input type="checkbox"/> COURT INITIATED <input type="checkbox"/> FINGERPRINTED FOR DOJ <input type="checkbox"/> TYPE OF EVENT <input type="checkbox"/> ARREST <input type="checkbox"/> CITATION <input type="checkbox"/> LETTER/NOTICE TO APPEAR <input type="checkbox"/> COURT ORDERED BOOKING			
W ENFORCEMENT INFORMATION NAME (LAST, FIRST, MIDDLE) <i>Kinsey, Jonathan Russell</i> AKA <i>KENNEDY, Jonathan Russell</i>		FP CARD/DOCA NO. <i>137-916</i> CH NO. <i>137-916</i>	
SEX <i>M</i> RACE <i>W</i> HOT <i>505</i> DOB <i>07-11-75</i> AGE <i>19</i>	ARRESTING AGENCY <i>HUNTINGTON BEACH POLICE DEPT</i> BOOKING AGENCY <i>HUNTINGTON BEACH POLICE DEPT</i>		BOOKING/CITE NO. <i>201-558</i> FBI NO. <i>94-23481</i> CRIME REPORT NO. <i>94-23481</i> S.S. NO. <i>574825032</i> D.L. NO. <i>An Kansas</i>
ARREST DATE <i>09-16-94</i> CHARGE 1 (SECTION, CODE) <i>187PC</i> CHARGE 2 (SECTION, CODE) <i>664-187(a) PC</i> CHARGE 3 (SECTION, CODE) <i>245(a)(2) PC</i>	CHARGE 4 (SECTION, CODE) <i>245(a)(2) PC</i> IN-COUNTY WARRANT NO. <i>574825032</i> REMARKS <i>An Kansas</i>		
REASON FOR RELEASE <i>849(b)(1) PC</i> <input type="checkbox"/> COMPL. REFUSES TO PROS. <input type="checkbox"/> 849(b)(2) PC <input type="checkbox"/> ARRESTEE EXONERATED <input type="checkbox"/> 849(b)(3) PC <input type="checkbox"/> FURTHER INVEST. <input type="checkbox"/> OTHER LAW ENFORCEMENT DISPOSITION (SPECIFY) <input type="checkbox"/> ADMISS. EVID. INSUFF. <input type="checkbox"/> JUVENILE DISPOSITION (SPECIFY) <input type="checkbox"/> ASCERT. EVID. INSUFF.		RELEASED DATE OUT-OF-COUNTY WARRANT INFORMATION WARRANT NO. <i>1203.2 PC - IN LIEU OF FILING</i> ISSUING AGENCY MAJOR OFFENSE RELEASE DATE <input type="checkbox"/> RELEASED ON BAIL <input type="checkbox"/> EXTRADITION PROCEEDINGS <input type="checkbox"/> RELEASED ENROUTE TO OTHER AGENCY/JURISDICTION (SPECIFY)	
B. PROSECUTION INFORMATION DATE CHRG 1 CHRG 2 CHRG 3 CHRG 4		<input type="checkbox"/> 1203.2 PC - IN LIEU OF FILING <input type="checkbox"/> REFILED - ORIGINAL CASE DISMISSED ORIG. COURT CASE NUMBER	
C. COURT LOWER COURT DATE FILED <i>9-19-94</i> FILE NO. <i>94WP2460A</i> CONSOLIDATED FILE NO.		TYPE OF TRIAL <input type="checkbox"/> COURT <input type="checkbox"/> JURY	
DISPOSITION FILE NO. <i>94WP2460A</i> DISPO DATE <i>2-3-95</i> CHARGES AND ENHANCEMENTS AT DISPOSITION SECTION/CODE/LITERAL <i>187(a) PC</i> <i>664-187(a) PC</i> <i>664-187(a) PC</i> <i>245(a)(2) PC</i>		DISPO DATE CHARGES AND ENHANCEMENTS AT DISPOSITION SECTION/CODE/LITERAL <i>187(a) PC</i> <i>664-187(a) PC</i> <i>245(a)(2) PC</i>	
SUPERIOR COURT DATE FILED <i>11-95</i> TYPE OF FILING <input checked="" type="checkbox"/> INFORMATION <input type="checkbox"/> CERTIFICATION <input type="checkbox"/> INDICTMENT TYPE OF TRIAL <input type="checkbox"/> JURY <input type="checkbox"/> COURT <input type="checkbox"/> TRANSCRIPT		CONSOLIDATED FILE NO.	
DISPOSITION FILE NO. <i>94WP2460A</i> DISPO DATE <i>03/01/96</i> CHARGES AND ENHANCEMENTS AT DISPOSITION SECTION/CODE/LITERAL <i>187(a) PC</i> <i>664-187(a) PC</i> <i>245(a)(2) PC</i>		DISPO DATE CHARGES AND ENHANCEMENTS AT DISPOSITION SECTION/CODE/LITERAL <i>187(a) PC</i> <i>664-187(a) PC</i> <i>245(a)(2) PC</i>	
D. SENTENCE INFORMATION DATE OF SENTENCE <i>05/03/96</i> TRUE NAME <i>KINSEY, JONATHAN RUSSELL</i>		PRISON SENTENCE INFORMATION TOTAL FIXED TERM (ALL COUNTS) YEARS MONTHS <i>19 to Life</i> <input type="checkbox"/> SUSPENDED <input type="checkbox"/> CONG. <input type="checkbox"/> CONS.	



Jonathan Kennedy Russell 7-11-75

Arrest date: 09/16/1994

Charges

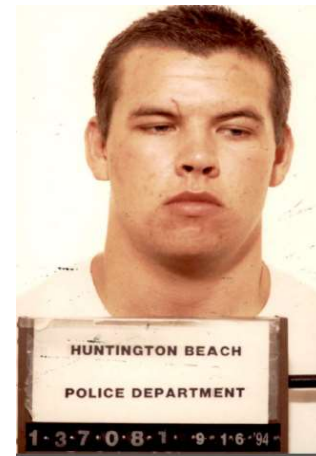
- 1) 187 PC – Murder
- 2) 664/187PC – Attempt Murder
- 3) 245(a)(2)PC – Assault with deadly weapon

DR# 1994-023481

RECORD TYPE		DISPOSITION OF ARREST AND COURT ACTION	
<input type="checkbox"/> CORRECTION	<input type="checkbox"/> COURT INITIATED		
<input type="checkbox"/> FINGERPRINTED FOR DOJ	TYPE OF EVENT	<input type="checkbox"/> CITATION	<input type="checkbox"/> LETTER/NOTICE TO APPEAR
<input type="checkbox"/> COURT ORDERED BOOKING			
LAW ENFORCEMENT INFORMATION			
NAME (LAST, FIRST, MIDDLE)		FP CARD/CA NO.	CR NO.
WOFFORD, ROBERT DYLAN		137-081	
SEX	RACE	HGT	DOB
			11-3-76
ARRESTING AGENCY		BOOKING AGENCY	CRIME REPORT NO.
HUNTINGTON BEACH P.D.		Huntington Beach Police Dept.	94-023481
ARREST DATE		IN-COUNTY WARR. NO.	S.S. NO.
9-16-94			536-77-3326
CHARGE 1 (SECTION, CODE)	CHARGE 2 (SECTION, CODE)	CHARGE 3 (SECTION, CODE)	CHARGE 4 (SECTION, CODE)
187(a) PC			
REASON FOR RELEASE		RELEASED DATE	OUT-OF-COUNTY WARRANT INFORMATION
849(b)(1) PC			WARRANT NO.
<input type="checkbox"/> COMPL. REFUSES TO PROS. <input type="checkbox"/> ARRESTEE EXONERATED <input type="checkbox"/> FURTHER INVEST. <input type="checkbox"/> ADMISS. EVID. INSUFF. <input type="checkbox"/> ASCERT. EVID. INSUFF.		<input type="checkbox"/> 849(b)(2) PC <input type="checkbox"/> 849(b)(3) PC <input type="checkbox"/> OTHER LAW ENFORCEMENT DISPOSITION (SPECIFY)	ISSUING AGENCY
		MAJOR OFFENSE	RELEASE DATE
		<input type="checkbox"/> RELEASED ON BAIL <input type="checkbox"/> EXTRADITION PROCEEDINGS <input type="checkbox"/> RELEASED/ENROUTE TO OTHER AGENCY/JURISDICTION (SPECIFY)	
B. PROSECUTION INFORMATION		REASON FOR REJECTION	
DATE		CHRG 1 CHRG 2 CHRG 3 CHRG 4	
C. COURT INFORMATION		FILE NO.	
DATE FILED		94NF2460B	
L.C. JUD. DIST. NO.		CONSOLIDATED FILE NO.	
30440			
TYPE OF TRIAL		TYPE OF TRIAL	
COURT		JURY	
CHARGES AND ENHANCEMENTS AT DISPOSITION		CHARGES AND ENHANCEMENTS AT DISPOSITION	
SECTION/CODE/LITERAL		SECTION/CODE/LITERAL	
187(a) PC			
D. SENTENCE INFORMATION		DATE OF SENTENCE	
		09/16/96	
TRUE NAME			
PRISON SENTENCE INFORMATION		STAYED INFORMATION (SPECIFY COUNTS)	
TOTAL FIXED TERM (ALL COUNTS)			
YEARS MONTHS			
18 to life			
<input type="checkbox"/> CONG. <input type="checkbox"/> SUSPENDED		<input type="checkbox"/> CONG. <input type="checkbox"/> SUSPENDED	
REMARKS			
5 1140 = 1160 + 380			
add to collect \$5000			



WOFFORD, ROBERT



Robert Dylan Wofford 11/05/1976

Arrested on 09/16/1994

Charges :

1) 187 PC – Murder/422.75(b)

DR# 1994-023481

Huntington Beach Police Department

PRESS RELEASE

UPDATE

HOMICIDE - DR# 94-023481
(09/16/94 @ 1800)

WHO: Vernon Windell Flournoy
WHAT: Murdered by gunshot
WHERE: 100' north of 20362 Beach Blvd.
WHEN: September 15, 1994 @ approximately 7:35 pm
WHY: Unknown motive at this time

DETAILS

On September 16, 1994 at approximately 12:30 am, Huntington Beach Police Detectives arrested Jonathan Russell Kennedy, a 19 year old Huntington Beach resident, for the murder of victim Vernon Windell Flournoy, a 44 year old Huntington Beach resident. Kennedy was placed into the Huntington Beach jail where bail was set in the amount of \$ 250,000. He will probably be arraigned this coming Monday.

Also on September 16, 1994, at approximately 3:00 pm, the second suspect in this case was being questioned at the police department when it was determined he was involved, and he too was arrested for this murder. He is a 17 year old Huntington Beach resident.

There is still no motive at this time.

Numerous inquires have persisted as to whether or not this was some sort of "hate-crime". Because of the suspicion of this type of crime, we would be negligent if we did not look into this possibility. But it must be clearly understood at this point there is no evidence to suggest this was anything more than two individuals coming upon one and an altercation ensued resulting in the death of the one.

**No mention of a Hate Crime??
The media and city council
goes wild!**

atter.

Prepared by:



Michael H. Corcoran, Ph.D.
Press Information Officer
(714) 960-8806

DR# 1994-023481

Slaying suspect tied to 2 more shootings

CRIME: Police don't know if the fatal shooting of a black man last week in Huntington was a hate crime.

By **JEFFREY MILLER**
and **JONATHAN VOLZKE**
The Orange County Register

HUNTINGTON BEACH — A shaved-headed, tattooed teenager who was arrested in the

slaying of a black man last week — an attack characterized by some as a hate crime — also was charged Monday with shooting two Hispanic men in August.

Jonathan Russell Kennedy, 19, appeared in West Orange County Municipal Court in Westminster, where he declined to enter a plea to a murder charge and two counts of attempted murder. His arraignment was continued to Oct. 7.

Deputy District Attorney Jim Tanizaki said prosecutors were

filing a petition in juvenile court to try Kennedy's co-defendant, a 17-year-old boy, as an adult.

Police suspect Kennedy shot and killed Vernon Windell Flournoy, 44, outside a McDonald's restaurant on Beach Boulevard on Thursday night. They also suspect him of shooting and wounding Juan Vergara and Angel Campos Silia in Huntington Beach on Aug. 3, police said.

Police Chief Ron Lowenberg said at a news conference Monday that Kennedy has associated

in the past with white-supremacist skinheads, but investigators lack conclusive proof that the killing was racially motivated.

"We're not afraid to say it is a hate crime if it is a hate crime, but right now we don't have the evidence," Lowenberg said.

If authorities determine the slaying was racially motivated, Kennedy could face life in prison

Please see **SLAYING Page 2**

► **VICTIM:** Heart attack had changed his view on life. **Page 2**

HUNTINGTON BEACH POLICE DEPARTMENT
Supplementary & Follow-Up Report

COPIES TO: DR#: 94-23481
CLASSIFICATION: 187 PC DATE: 09-21-94
DETAILS: PAGE 1

AUTOPSY EXAMINATION OF VERNON WINDELL FLOURNOY:

09-16-94, 0900 hours

I attended the pre-autopsy meeting at the Orange County Coroner's Office. Present were Dr. Joseph HALKA, Huntington Beach Police Department Criminalist Ruben FLORES, an Orange County Sheriff's Office ID technician and myself.

During the external examination of FLOURNOY, I observed a puncture wound in the left side of his chest, a few inches left of the mid-line. I observed a second puncture wound on the upper left portion of his back. I noted that his skin was darker on the knuckle area of both hands and his eyelids. Dr. HALKA incised these areas looking for possible evidence of bruising, with negative results. I did not note any obvious bruises or abrasions on FLOURNOY's body.

Mr. FLOURNOY's body was X-rayed prior to the examination. I noted two objects in the torso area that appeared to be projectiles. During the internal examination, Dr. HALKA removed a .22 caliber bullet from his descending colon. At the time I left the autopsy examination, Dr. HALKA was still attempting to locate the second bullet which had been seen in the X-ray.

Dr. HALKA advised me that his preliminary opinion was that FLOURNOY died as a result of exsanguination due to gunshot wounds that penetrated his heart and lung.

The Coroner removed 2 (.22 cal) bullets.

The Coroners' opinion was that Flournoy died as a result of exsanguination (blood loss) due to gunshot wounds that penetrated his heart and lung.

HUNTINGTON BEACH POLICE DEPARTMENT



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HUNTINGTON BEACH POLICE DEPARTMENT



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Kennedy's Interview with Detention Release Officer

TOLMAN asked KENNEDY if he was a white supremacist and KENNEDY said that he was. He said that he was proud of the white race and that's why he practiced white supremacy.

TOLMAN asked KENNEDY if he hated Blacks and KENNEDY said that he did not. KENNEDY said that he did not hate Blacks but that he would not be friends with any blacks.

TOLMAN asked KENNEDY his feelings about Mexicans and KENNEDY said that they

were okay. TOLMAN asked him to expound on his feelings and KENNEDY said, "They don't fuck with me and I don't fuck with them."

TOLMAN then asked KENNEDY if he would ever donate blood for example to the Red Cross. KENNEDY said that he didn't know if he would or not and that he had never really thought about it. TOLMAN then asked KENNEDY if he would take blood if he were in the hospital and needed it. KENNEDY said that he would if he were dying and wanted to live. TOLMAN then asked KENNEDY if he would take blood if he were in the hospital and knew that the blood was coming from a black person. KENNEDY said that he would not accept blood from a Black person. When TOLMAN asked KENNEDY how he would know if the blood was from a Black person or not, KENNEDY replied, I don't know.

TOLMAN then asked KENNEDY if he had ever been in a hospital before. KENNEDY replied that he had and TOLMAN asked KENNEDY what had happened. KENNEDY told TOLMAN that he had been hit over the head with a baseball bat and that his head had been split open. He said that this occurred in Texas and that the injury caused him to be hospitalized. TOLMAN asked him, "Who gave you that?" and KENNEDY replied, "A Black." TOLMAN asked KENNEDY if it was a kid who hit him in the head with a bat and KENNEDY said, "No, a full grown man." KENNEDY stated that he had been harassed by Blacks both in Texas and in Huntington Beach.

TOLMAN asked KENNEDY when he started practicing White supremacy and KENNEDY stated that he began practicing his White supremacist activities after the incident where the Black man hit him in the head with the baseball bat.

KENNEDY denied shooting anybody at any time in his life.

Teens Plead Not Guilty to Hate Crime Slaying



KAREN TAPIA / Los Angeles Times

Robert Wofford, left, 17, is being tried as an adult along with Jonathan Kennedy, 19, of Laguna Niguel.

■ **Courts:** Attorneys for the co-defendants say they acted in self-defense and are not white supremacists. They are accused of murdering a black Huntington Beach man.

By RENE LYNCH
TIMES STAFF WRITER

WESTMINSTER—A high school dropout from Huntington Beach has admitted shooting a black man, but his defense attorney said Thursday the killing was in self-defense and had nothing to do with the man's race.

Attorneys for Jonathan Kennedy, 19, and his co-defendant, Robert Wofford, 17, of Laguna Niguel, also say their clients have been unfairly portrayed by police as white su-

premacists.

"I think when all the evidence is in, it will show Mr. Kennedy did fire the gun, but it was in self-defense," Deputy Public Defender Sharon Petrosino said. "The evidence will also show this had nothing to do with race. Mr. Kennedy is not a skinhead."

Kennedy and Wofford appeared in court Thursday to plead not guilty to murder charges for the death of Vernon W. Flournoy, and an allegation that the victim was targeted because of his race. Flournoy, 44, of Huntington Beach was on his way to

Please see CASE, B7

ORANGE COUNTY

2 plead innocent
in racial killing

The Orange County Register

An alleged skinhead and his friend, both white, pleaded innocent Tuesday in Orange County Superior Court to charges they attacked and shot a man to death last year because he was black.

Jonathan "Rusty" Kinsey, 19, of Huntington Beach and Robert Wofford, 17, of Laguna Niguel were ordered earlier this month to stand trial on charges of second-degree murder in the Sept. 15 killing of Vernon Flournoy, 44, outside a fast-food restaurant in Huntington Beach.

After their arraignment Tuesday in Santa Ana, Judge David Carter scheduled both teen-agers to reappear Feb. 24 to have a date set for trial. Wofford is being tried as an adult.

A judge earlier had decided the shooting was racially motivated and both defendants should be tried for the special allegation of committing a hate crime — which could add four years to their sentences upon conviction.

Kinsey, an alleged white supremacist also known by the last name Kennedy, is suspected of firing the .22-caliber handgun that killed Flournoy. He also pleaded innocent Tuesday to two counts of attempted murder against two Hispanic men in an unrelated incident.

CASE: Two Teen-Agers Plead Not Guilty

Continued from B1

get dinner Sept. 15 when he was gunned down. He was not armed.

Kennedy also pleaded not guilty to two counts of attempted murder and hate crime allegations in the shooting of two Latino men one month earlier. But Petrosino said authorities have the wrong man in the August shootings of Angel Campos Silia and Juan Vergara, both 22.

"He was not there, he wasn't even around," said Petrosino, who declined to discuss her client's alibi.

Kennedy was attacked Wednesday by inmates at the Orange County Men's Jail as the door to his single cell opened. Petrosino said it could not be ruled out that the attack was linked to the charges against Kennedy. Kennedy has been moved to a different location, officials said.

Defense attorney Pat McNeal, who represents Wofford, said he is also concerned that labeling his client a "skinhead" could trigger attacks from other inmates. McNeal said his client has previously associated with people who

subscribe to white supremacist beliefs, but his client does not. Wofford is being tried as an adult because of the severity of the charges.

Rhody Kennedy, Kennedy's mother, said he is not a skinhead and that he was beaten up in the dispute with Flournoy. She said police labeled her son a skinhead because he had a shaved head, but she said her son was only trying to get rid of a bad dye job.

"This was not racism whatsoever," she said. "This was the wrong people at the wrong place at the wrong time. No one mentions that my son was beaten up too."

McNeal said he wants to see the hate allegations dismissed and the attempted-murder charges reduced to a lesser offense at a Dec. 16 preliminary hearing in Municipal Court in Westminster.

Deputy Dist. Atty. Jim Tanizaki, who filed the new hate crime charges Thursday, disagreed with the defense assessment of the cases.

"We wouldn't have filed the charges if the evidence wasn't

there," he said.

The prosecutor said authorities are continuing to investigate whether Kennedy and Wofford are linked to skinhead groups.

Flournoy's wife, Sharon, declined to discuss the new charges Thursday. But Eugene Wheeler, a spokesman for 100 Black Men of Orange County, commended the Huntington Beach Police Department for its work on the case and the Orange County district attorney's office for filing the toughest charges possible.

"The police did a vigorous and complete investigation and we are very pleased with that," Wheeler said. "We believe a crime like this should get the maximum."

Before hate crime charges were formally filed Thursday, the case had been especially disturbing to minority activists who contend prosecutors are not filing hate crime allegations in all eligible cases and who fear that hate crimes are on the rise in Orange County.

Although they note that the hate crime charge carries a maximum of four years in certain cases, they feel a powerful warning sent by the

How to prove that it was in fact a HATE CRIME

Wofford's Criminal History

Subject: WOFFORD, Robert Dylan
DOB: 11-05-76



rd
Beach, CA 92646
467

VIOLENCE

conduct a background
tion record of WOFFORD, I
uty Probation Officer Sandra
nge, CA, 92668, (714)
WOFFORD's complete file. I
on which is reported in

4-11-91; 240/242, 417 PC; Huntington Beach PD Case #91-08316:

This case had been purged from HBPD files, however probation records show that a companion of WOFFORD pulled another minor from a bicycle to the ground. WOFFORD and his friend then threatened the victim with clubs, but did not strike him. Probation notes stated that the victim did not wish to prosecute, and apparently no further action was taken.

08-19-91; 459 PC; Huntington Beach PD Case #91-18581:

WOFFORD and two other minors forced entry to the residence of a friend where they knew the family was on vacation in another state. They were caught in the house by another family member who came by to check on the house. The minors had broken into a gun cabinet, stole money, slept overnight and changed into the clothes of the victims. WOFFORD was referred to CSP for counseling, restitution, and law classes, but this was terminated

C. Alquist
Det. C. Alquist #66
Reporting Officer

Signature of Supervisor

DR# 1994-023481

09-26-91; 71 PC; Huntington Beach PD Case #91-23370:

WOFFORD was contacted by a teacher at Sowers School and ordered to leave the campus as he was not a student there. WOFFORD left, but returned on a skateboard. When the same teacher picked-up the skateboard, WOFFORD stated, "Get your fucking hands off my skateboard or I'll kick your ass." A petition was filed and the District Attorney filed 71 PC, a misdemeanor. The petition was sustained. As the result of later juvenile court proceedings, WOFFORD was ordered to make a \$75 donation to Orangewood. His file was transferred to San Bernardino County as he was to be living with his mother in Chino.

10-28-91; 496 PC; Huntington Beach PD Case #91-25996:

WOFFORD and two companions were identified and arrested after selling stolen musical records to a record store. The tapes were taken the same day during a residential burglary. A petition was filed, but Deputy District Attorney Jane SHADE dismissed the petition due to "insufficient evidence."

During a probation background investigation of this crime, WOFFORD's mother described him as "combative, racially biased, and defiant."

03-07-92; 459, 245 PC; Huntington Beach PD Case #92-05522:

WOFFORD was caught in the backyard of a residence apparently about to commit a burglary. He ran to a truck which was parked nearby, the engine of which was running. The truck, driven by WOFFORD's adult brother, Jason WOFFORD, sped away as the victim obtained the license number. Jason WOFFORD later returned accompanied by his brother. When the victim confronted Robert WOFFORD about the burglary, Jason WOFFORD interceded by threatening the victim with a knife. The patrol officers

C. Alquist
Det. C. Alquist #66
Reporting Officer

Signature of Supervisor

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Wofford's Criminal History, Page 2

06-10-93, 182(A), 417.2(A)(1), 422 PC; Huntington Beach PD Case #93-13519:

WOFFORD and three companions were arrested following an incident in which WOFFORD pointed a black plastic cap pistol at two male black juveniles and yelled, "Hey, nigger! Hey, you fucking niggers!" WOFFORD was also seen to direct a "Hitler" style salute toward the victims.

When the patrol officers investigated this crime, they found the words "niggers suck" written on clothing items in the car in which WOFFORD and the others were riding. One suspect in this case claimed not to be a gang member, but advocated "white power." WOFFORD maintained that he, too, was not a gang member.

I then found in WOFFORD's probation file two papers each measuring 8 1/2" x 11." Depicted on both of these pages are very intricate drawings showing male "skinheads" involved in fighting and other violent activity. Some characters are shown wearing military boots, armbands with Nazi swastikas, and other Nazi type clothing. One picture is titled, "Anti niggers, spics, gooks, gangs. White supremists (sic) gathering and fuck you if you don't like it." In one corner of one of the pictures were the words, "Done by Dylan." Deputy Probation Officer MARTINEZ allowed me to photocopy these pictures, but wanted the originals to remain in the file. See attached photocopies of these pictures.

12-08-93; 240/242 PC; Costa Mesa PD Case #93-47880:

WOFFORD and two companions were arrested per a citizen's arrest following an traffic incident in which WOFFORD accused the victim of "flipping him off" and then punching him in the face.

On 01-23-94, Deputy Probation Officer J. PFALMER wrote a probation report in which he stated, "The minor resides with his grandparents and works part-time @ Pic \$ Sav in Huntington Beach.

He is obviously well beyond the control of any adult in his life. He is viewed as a predatory racist individual who presents a serious danger to society. Obviously, formal intervention is in order and some serious consequences must be administered in attempt to stop what is becoming a lengthy pattern of violent criminal behavior."

A petition on WOFFORD was referred to the District Attorney's Office where it was rejected pending further investigation. No further action was taken.

Eventually, FRANZ stated that when Dylan and Rusty came back to the house, he remembers both Dylan and Rusty saying that they got into a fight. He remembers Dylan stating that they "got in a fight with a nigger." FRANZ said that Dylan told him that he, Dylan, started fighting with a black guy and then Rusty stepped in and shot him. FRANZ remembers Rusty making a comment similar to "yeah, I shot the guy."

We need to prove the motivation was **HATRED** because he was black

"Rusty" Kennedy's Criminal History

10-23-91: A petition was filed on KENNEDY for violation of 602 WIC and 459 PC, first degree residential burglary. This resulted from HBPD Case #91-02536 dated 1-21-91 in which KENNEDY and another minor, Dylan HADDOCK, were identified as having burglarized a residence in Huntington Beach for approximately \$4,000 worth of property, including a television, VCR, telephone, jewelry and clothing. Entry was made via an open door.

11-14-91: A petition was filed on KENNEDY for violation of 602 WIC, and 459 PC, first degree residential burglary. Orange County Sheriff's Department Case #91-51653 alleged that KENNEDY and three companions, including Dylan HADDOCK, burglarized a residence in Rossmoor in which rifles, shotguns, cash and jewelry was taken. The exact loss estimate was not known.

During the investigation, KENNEDY bragged about being a past member of the "Huntington Beach Death Squad" and the "Crips." He claimed he was the current leader of a gang called "Mafia Disciples." Another minor alleged that KENNEDY bragged about killing someone and often carrying a gun such a sawed off .22 Cal rifle.

12-09-91: A "commitment assessment" of KENNEDY was conducted by an unknown Deputy Probation Officer. (The signature was illegible and current Probation Department personnel did not recognize the signature.)

The officer reported that KENNEDY admitted to being in two "gang related" fights with the past 2 years. KENNEDY claimed to be a member of "Mad Ones," an Italian American" gang, for the past four months. This gang has hostilities with "Weste Trece," "South Side Huntington Beach," "LADS," and "Skinheads." The

03-03-93: Probation Officer PRESLEY reported that he had a conversation with Arkansas Probation Officer Carol WILKINS of Little Rock, AK, (501) 340-6670. She reported that KENNEDY had pled guilty in Adult Court in Arkansas to "felony theft" of property and received 14 days in custody, \$250 fine, \$750 restitution to the victim, and 5 years formal probation. In addition, KENNEDY was sentenced to one day in the State Penitentiary.



Jonathan “ Rusty” Kennedy’s Criminal History, Page 2

Date of Report: 08/03/94 DR Number 94-019317

Code	Offense	Description
PC	664/187	- ATTEMPTED MURDER

Date Occurred: WED 08/03/94 at 00:23
Or Between: at
Discovered: at
Reported: WED 08/03/94 at 00:23

Location: 7661 AMBERLEAF (NORTH ALLEY)
At or Near:
Name of Place:
RD: 412 Beat: 6



CRIME SCENE INVESTIGATION | _____

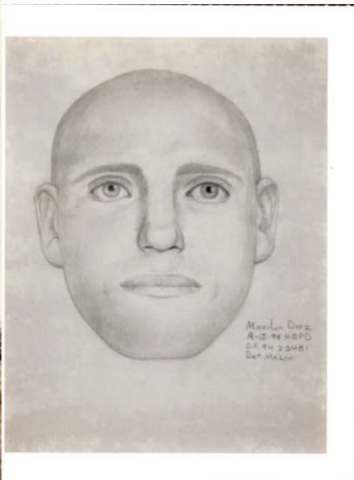
CSI Conducted: Y by C. BROWN PIN 0681

INVESTIGATIVE ANALYSIS | _____

Rusty was the main suspect in an attempt murder that occurred a year prior to Flournoy’s murder.

On 8/03/1994 at 12:23 am, Rusty and another subject confronted two male Hispanics dinking in the alley of 7661 Amberleaf. During the argument, Rusty produced a .22 handgun and shot both of them.

After his arrest for the Murder of Flournoy, the District Attorney agreed to charge Rusty with both Murder and the Attempt Murder of Juan Vergara.



1. Irish Brotherhood
2. White Pride
3. SWP88: Supreme White Power Heil Hitler
4. Crucified Skinhead



The crucified skinhead image is a longstanding symbol used by the entire skinhead subculture (i.e., both racist and non-racist). Skinheads often use it to convey a sense of persecution or alienation or that society is arrayed against them.



DR# 1994-023481



Irish Brotherhood Tattoo

1-27-1995

We're peckerwood soldiers, down for the cause.
California convicts & solid outlaws.
The rules we live by are written in stone, awesome and fearless, we are bad to the bone.
The cells we live in, they can't break our pride. We live in a war zone, we're (unreadable).
Our bodies are solid and covered in ink. Dragons and bolts, that's how we think.
We got into battle with our own heads held high. Some get hurt, others will die.
None of that matters when the battles begun, We fight to the finish the battle is won.
Sometimes we're called ruthless & (unreadable). But that's a small price to pay to survive in the park.

We're peckerwood soldiers down for the cause
We're bad motherfuckers and solid outlaws.

1-27-1995 @ 11am

Rusty Kennedy assaulted Richard Silverstein at the Orange County Jail.
Rusty admitted he "fucked him up" because he was Jewish. The above drawing was found in his cell.

94-023481

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In The mean
time, their
attorneys are
pushing out
fake news!??

Mother Says Son No Skinhead or Racist

■ **Suspect:** White teen investigated for hate slaying 'has had friends of every race' and harbored no animosity, she says.

By KEN ELLINGWOOD
TIMES STAFF WRITER

HUNTINGTON BEACH—Jonathan Russell Kennedy—the white teen-ager whose alleged slaying of an African American man last week is being investigated as a possible hate crime—was not part of any skinhead group and held no racist views, his mother said in an interview Tuesday.

"Every time something starts happening between people of dif-

but described Jonathan Kennedy as having blond hair.

"Everybody in Huntington Beach . . . they all shave their heads," Rhody Kennedy said.

She said her son, a 19-year-old high school dropout, harbored no racial bias.

"He's had black friends and Mexican friends and Filipino girlfriends," she said. "He's had friends of every race."

Jonathan Kennedy and a 17-year-old youth are charged with murder in the shooting death last week of Vernon Windell Flournoy, 44, outside a McDonald's restaurant in Huntington Beach. Prosecutors said Tuesday they would attempt to try the juvenile as an adult.

Jonathan Kennedy has also been charged with attempted murder in

dropped out of high school and was convicted as a juvenile for taking part in a burglary, Rhody Kennedy said.

Jonathan Kennedy, who has a 2-month-old son living with a girlfriend elsewhere in Huntington Beach, was on his own for more than a year before he moved back in with his mother two weeks ago, Rhody Kennedy said. She said she does not know where in Huntington Beach he lived during that time but said he kept in close touch by phone.

"He always calls and says 'I love you, Mom,'" she said, picking a 2-year-old photograph of her son from a cluster of family pictures on the coffee table. "I know I should know more, but he was always doing his own thing," she said.

ORANGE COUNTY

Defendant Denies That Racism Sparked Slaying

■ **Courts:** He admits exchanging blows with African American victim but says he did not know an acquaintance on the scene had a gun until it was fired.

Flournoy and eventually that provocation led to a fight," Tani-zaki told jurors.

Wofford's past writings, including a high school essay about white

The prosecutor further contended that Wofford knew Kinsey was armed and should have known that a gun, mixed with racial hatred and provoking taunts, could lead to "extreme violence and death."

Man Pleads Guilty to Murder in 1994 Hate Crime Shooting

By ANNA CEKOLA
TIMES STAFF WRITER

SANTA ANA—A high school dropout who allegedly embraced white supremacist beliefs pleaded guilty Monday to the 1994 hate-crime shooting death of an African American man in Huntington Beach and another shooting attack on two Latino men.

Jonathan Kinsey, 20, of Huntington Beach entered his plea to murder and other charges just before a jury was to be selected in his trial before Superior Court Judge Robert R. Fitzgerald.

Jury selection will resume today in the trial of co-defendant Robert Wofford, who is also charged with murder in the slaying of Vernon Flournoy, 44, during a confrontation outside a fast-food restaurant.

Deputy Dist. Atty. Jim Tanizaki said Kinsey faces a maximum of 58 years to life in prison when he is sentenced April 26, although the judge can consider his early plea as a factor for a shorter sentence. He was charged with murder and commission of a hate crime in connection with Flournoy's death.

Kinsey's plea did not include any promises for a shorter sentence, the prosecutor said.

Prosecutors allege the September 1994 attack on Flournoy, of Huntington Beach, was racially motivated. Kinsey admitted shooting Flournoy, although he initially contended the killing was in self-defense, according to testimony at his preliminary hearing last year.

A witness told authorities it appeared the two men were blocking the victim's path when angry words were exchanged and a fight broke out. The witness said the two young men were "getting the better" of Flournoy when shots rang out.

An investigator specializing in "skinhead" cases testified that tattoos covering Kinsey's body showed a "personal affirmation to the racist skinhead philosophy."

Wofford, of Laguna Niguel, was 17 at the time of the killing but was ordered to be tried as an adult.

Kinsey also pleaded guilty to charges of attempted murder, assault with a firearm and of committing a hate crime for the August 1994 wounding of two Latino men in Huntington Beach.

COURTS: Jonathan Kinsey admits shooting a black man in a 1994 racial slaying.

By STUART PFEIFER
The Orange County Register

An alleged white supremacist pleaded guilty Monday to murder moments before he was to stand trial for shooting a black man to death in 1994 outside a Huntington Beach fast-food restaurant.

The surprise plea means Jonathan Kinsey, 20, now faces a maximum term of 58 years to life in prison. He admitted shooting Vernon Flournoy to death outside a McDonald's restaurant and shooting two Hispanic men a month earlier.

"It's a surprise to me," said Deputy District Attorney Jim Tanizaki. "Maybe he's taking personal responsibility for his actions."

Judge Robert R. Fitzgerald is scheduled to sentence Kinsey on April 26.

Kinsey and Robert Wofford started a fistfight with Flournoy outside the restaurant before Kinsey drew a handgun and began firing, witnesses said. The victim, 44, staggered into the restaurant, then collapsed.

L.A. Times 3-20-96 Teen Accomplice Guilty in 1994 Hate-Crime Killing

■ **Courts:** Reputed white-power advocate could get 19 years to life in black Huntington man's murder.

By KEN ELLINGWOOD
TIMES STAFF WRITER

SANTA ANA—A teenager who toted Hitler quotations and a white-supremacist cartoon was convicted Tuesday of murder and a hate crime as the accomplice in the fatal shooting of a black man in Huntington Beach in 1994.

An Orange County Superior Court jury deliberated about

2½ days before finding Robert Dylan Wofford, now 19, guilty of second-degree murder and the added hate crime charge. Wofford, who is white, faces up to 19 years to life in prison.

The verdict unleashed a torrent of emotion among relatives and friends of 44-year-old Vernon Flournoy, a refrigeration technician slain by strangers outside a fast-food restaurant.

Please see HATE, B5

ORANGE COUNTY

Man Admitted Killing African American, Detective Sa

Courts: At hearing on whether there is enough evidence to support hate-crime charges, investigator says co-defendant used racial slur. Both have pleaded not guilty.

By RENE LYNCH
TIMES STAFF WRITER

WESTMINSTER—A Huntington Beach man suspected of embracing white supremacist beliefs admitted to a friend that he gunned down an African American man during a street confrontation in September, a homicide detective testified Wednesday.

A co-defendant in the case also used a racial slur to describe the slaying victim, the detective added.

The testimony came during a court hearing to determine whether there is sufficient evidence to support charges that Jonathan Kinsey, 19, shot and killed Vernon W. Flournoy, 44, of Huntington

because he was black. Robert W. Wofford, 17, of Laguna Niguel also involved in the confrontation and faces the same murder and hate-crime charges.

The two have pleaded not guilty. Their defense attorneys say law-enforcement officials and the media have wrongly portrayed their clients as "skinheads."

In addition, Kinsey, who is also known by the last name of Kennedy, faces two counts of attempted murder and one count of committing a hate crime for shooting two Latino men a month earlier. Shooting victims Angel Campos Siliu and Juan Vergara, both 22, survived their injuries.

Deputy Public Defender Sharon

could not tell who threw the first punch, the detective testified.

According to the optometrist, the young men were "getting the better" of Flournoy when shots rang out. Flournoy collapsed and the two others continued on their way, Mason said.

He said that Kinsey and Wofford

went to the nearby home of friend Donald James, who told police the pair admitted the shooting. James told authorities Kinsey admitted that "he shot [Flournoy] a few times" while Wofford used a racial slur to describe the victim, Mason testified.

A search of James' home turned up several casings and several live rounds from a .22-caliber weapon that apparently had been flushed down the toilet, Mason testified. Flournoy was shot with a .22-cal-

iber weapon, he said.

In other testimony, Eric Chapman testified that he and Wofford belong to the Drunken Irish Brotherhood, a "party crew" of young men. Chapman testified that they get together to drink and and is not involved with white supremacist beliefs.

The hearing before Judge Thomas J. Borris is expected to conclude next week, after prosecutors call a hate crime expert to the stand.

ber weapon, he said.

In other testimony, Eric Chapman testified that he and Wofford belong to the Drunken Irish Brotherhood, a "party crew" of young men. Chapman testified the group gets together to drink and hang out and is not involved with white supremacist beliefs.

The hearing before Judge Thomas J. Borris is expected to conclude next week, after prosecutors call a hate crime expert to the stand.

Alleged skinhead, pal to be tried in man's death

COURTS: One also is suspected of trying to kill two Hispanic men in a separate hate crime.

By BRYON M...

Victim Held Animosity Only Against Prejudice

■ Profile: Friends say Vernon Flournoy was willing to fight over racial insults. It may have cost O.C. black his life.

By TRACY WEBER
TIMES STAFF WRITER

HUNTINGTON BEACH—Vernon Flournoy's parents brought their 10 children up to believe that people were just people. There was no such thing as race. Color didn't matter.

Growing up in East Los Angeles and later living in Seattle, there was only one thing the quiet, serious Flournoy couldn't abide: "rude remarks, especially racial things," said his sister, 53-year-old Betty Lewis.

"He always said that our parents taught us when we were growing up that everyone is the same," Lewis recalled from her Ridgecrest, Calif., home. "Then you grow

After a hearing in Municipal Court, Judge ruled that the second charges

LOS ANGELES TIMES

FLOURNOY: Victim Held Anger Only Against Racism

Continued from A1

of Flournoy emerged to investigate the epithet triggered cost the 44-year-old American man his life. Kennedy, a 19-year-old man with a shaved head, shot Flournoy during a walk-along altercation on a boulevard in Huntington Beach.

He also been charged with murder of two assault the month he has been seen associated with st organizations.

up and you find out that it isn't that way. I think he always had a hard time dealing with that."

If someone on the street gave him trouble because he was black, a dozen friends and relatives unanimously agreed Tuesday, Flournoy wouldn't have backed down.

"He said if someone does some-

■ MOTHER IN DEFENSE
Suspected hate killer is not racist, his mother insists. A19

thing racial directed at him, 'I will fight it. I will fight that person. I will become instantly angry,' said Raymond Johnson of Westminster, a co-worker of Flournoy's at Matson Navigation, a shipping company. Please see FLOURNOY, A19

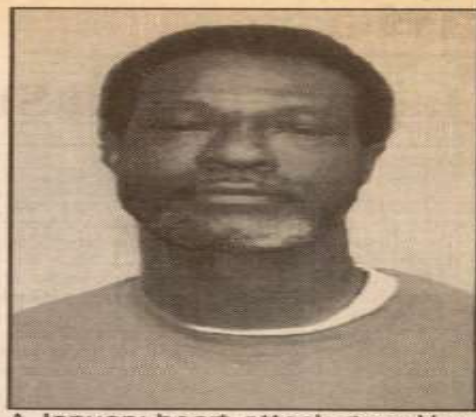
"He was happy," Honorato said. "Today I kept thinking he was going to come up to me in the shop at 5 p.m. and say, 'C'mon, let's go home.' That'll never happen again."

Flournoy's siblings said he and his new wife had moved to Huntington Beach from Seattle as newlyweds in 1992 to be closer to their children from earlier marriages.

For Vernon Flournoy, the move was something of a homecoming.

Flournoy's parents—"looking for the good life"—had moved their six girls and four boys from DeWitt, Ark., to the Aliso Village section of East Los Angeles when Flournoy was 12.

As a youngster, the shy, well-



A January heart attack gave Vernon Flournoy a new perspective.

took long strolls through the neigh-

Slaying suspect tied to 2 more shootings

CRIME: Police don't know if the fatal shooting of a black man last week in Huntington was a hate crime.

By JEFFREY MILLER
and JONATHAN VOLZKE
The Orange County Register

HUNTINGTON BEACH — A shaved-headed, tattooed teenager who was arrested in the

slaying of a black man last week — an attack characterized by some as a hate crime — also was charged Monday with shooting two Hispanic men in August.

Jonathan Russell Kennedy, 19, appeared in West Orange County Municipal Court in Westminster, where he declined to enter a plea to a murder charge and two counts of attempted murder. His arraignment was continued to Oct. 7.

Deputy District Attorney Jim Tanizaki said prosecutors were

filing a petition in juvenile court to try Kennedy's co-defendant, a 17-year-old boy, as an adult.

Police suspect Kennedy shot and killed Vernon Windell Flournoy, 44, outside a McDonald's restaurant on Beach Boulevard on Thursday night. They also suspect him of shooting and wounding Juan Vergara and Angel Campos Silia in Huntington Beach on Aug. 3, police said.

Police Chief Ron Lowenberg said at a news conference Monday that Kennedy has associated

in the past with white-supremacist skinheads, but investigators lack conclusive proof that the killing was racially motivated.

"We're not afraid to say it is a hate crime if it is a hate crime, but right now we don't have the evidence," Lowenberg said.

If authorities determine the slaying was racially motivated, Kennedy could face life in prison. Please see SLAYING Page 2

► VICTIM: Heart attack had changed his view on life. Page 2

cancer, died a short time later.

"I don't think he ever got over it," said elder sister Betty Lewis. "It affected us all."

Flournoy, who divorced his first wife in the early 1970s, moved north with his brother to a job in

whom Flournoy believed disparaged him and other black workers. In one incident, Flournoy told Johnson he saw the other mechanic bark at a black truck driver, then politely help a white truck driver.

"He said the other mechanic

9-21-94



Jonathan Kennedy Russell 7-11-75
Arrest date: 09/16/1994

Charges at disposition (By DA):

Found guilty on March 04, 1996

- 1) 187 PC – Murder/422.75(b) – Hate Crime Enhancement
- 2) 664/187PC – Attempt Murder/422.75(b) – Hate Crime Enhancement
- 3) 245(a)(2)PC – Assault with deadly weapon/ Hate Crime Enhancement

Sentenced on May 03, 1996 : **19 years to life.**

This means Russell has to spend a minimum of 19 years in jail for his crime before being paroled. Only after 19 years have been served can he apply for parole. (not to say they are going to get it).

Today:

Russell still in custody at the High Desert State Prison in Susanville California. He had a hearing at the Santa Ana Superior court in February 2022 in order to change the amount of years of his sentence.

It was "Denied." ☺



DR# 1994-023481



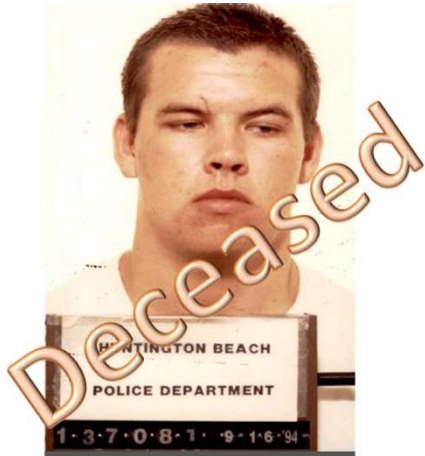
WOFFORD, ROBERT

Robert Dylan Wofford 11/05/1976
Arrested on 09/16/1994

Charges at disposition (By DA):
Found guilty on March 04, 1996
1) 187 PC – Murder/422.75(b) – Hate Crime Enhancement

Sentenced on May 03, 1996 : **18 years to life.**

This means Russell has to spend a minimum of 18 years in jail for his crime before being paroled. Only after 18 years have been served can he apply for parole. (not to say he will be approved.)



Today:

He died custody in a San Diego at the Richard J. Donovan correctional facility on April 30, 2002.