



**SAN JOSE POLICE DEPT**

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**GO# SJ 2020-201640617 RE-OPEN**

**240-1 240 PC ASSAULT**

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**GO# SJ 2020-201640617 RE-OPEN**

**240-1 240 PC ASSAULT**

**General Offense Information**

Operational status: **RE-OPEN**

Reported on: **Jun-12-2020 (Fri.) 1746**

Occurred on: **Jun-12-2020 (Fri.) 1725**

Approved on: **Jun-13-2020 (Sat.)** by: **4000 - WELCH,RYAN J**

Report submitted by: **4784 - LOPEZ,MIGUEL**

Org unit: **BFO, Patrol, Team 088**

Address: **5638 COTTLE RD**

Municipality: **SAN JOSE**

District: **Y** Beat: **Y3** Grid: **315**

Felony/Misdemeanor: **MISDEMEANOR**

Special study: **NOT APPLICABLE/NONE**

Family violence: **No**

**Offenses (Completed/Attempted)**

Offense: # **1 240-1 240 PC ASSAULT - COMPLETED**

Location: **RESTAURANT**

Offender suspected of using: **NOT APPLICABLE**

Weapon type: **OTHER**

Bias: **NO BIAS**





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**(Case Specific Information)**

Sex: **FEMALE**

Race: **CAUCASIAN**

Date of birth: **Jun-29-1955**

Address: **479 CLISE CT**

Municipality: **SAN JOSE , California 95123**

District: **Y** Beat: Grid: **324**

**Phone Numbers**

Cellular: **(775) 846-7888**

**Particulars**

Employer: **OAK GROVE**

Driver's license: **C3762944 California**

Ethnicity: **CAUCASIAN**

Language(s) spoken: **English**

Height: **5'07** Weight: **160 lbs.**

Build: **Thin** Complexion: **LIGHT**

Eye color: **BROWN**

Hair color: **BROWN**

Hair style: **Long**

**Linkage factors**

Age range : **50-64 YEARS**

**Case Specific Clothing Details**

Shirt: **White, Yellow / Long Sleeve**

Pants: **White / Dress Slacks**

**3. R/P # 1 -** [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



**7. Other # 3 -**

**8. Other # 4 -**



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[REDACTED]

[REDACTED]

**9. JUV-Victim # 2 [REDACTED]**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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Document: SYNOPSIS

Author: 4784 - LOPEZ,MIGUEL

Related date/time: Jun-12-2020 (Fri.) 2319

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On 6/12/20 at approximately 1725 hours, an assault occurred at Yogurtland located at 5638 Cottle Rd in San Jose. The suspect wanted victim 1 to stand 6 feet away from her. Victim 2 is a 1 year old child that was in the stroller that victim 1 was pushing around. The suspect got upset because victim 1 and 2 were not 6 feet away. The suspect removed her face mask, got very close to victim 2 face and coughed 2-3 times. The suspect then left the scene. The suspect was identified and is at large.





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**Related Text Page(s)**

Document: NARRATIVE

Author: 4784 - LOPEZ,MIGUEL

Related date/time: Jun-12-2020 (Fri.) 2327

On 6/12/20 at approximately 1746 hours, I was flagged down at 6087 Great Oaks Pkwy by an unidentified female. I was in full SJPD uniform and driving a marked patrol car. The unidentified female stated that an unknown female(suspect) had coughed at her grandchild. The female stated the incident occurred inside Yogurtland located at 5638 Cottle Rd.

I responded to Yogurtland and contacted victim 1 who is the mother of victim 2. Victim 1 identified herself as [REDACTED]. Victim [REDACTED] stated that the suspect went inside Target which is located across from Yogurtland.

It must be noted that Victim 2 is a 1 year old child that was in a stroller during the crime. Victim 2 was identified as [REDACTED].

Victim [REDACTED] described the suspect as a 50 year old white female adult, thin build. The suspect was wearing a long sleeve shirt with colorful vertical lines and white dress up pants. Victim [REDACTED] provided me with a statement. Refer to Victim [REDACTED] statement text document.

Officers circulated the area and went inside Target to look for the suspect. The suspect was not located.

The suspect was not identified and is at large.

End Of Report.



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**Related Text Page(s)**

Document: **STATEMENT**

Author: **4784 - LOPEZ,MIGUEL**

Subject: [REDACTED]

Related date/time: **Jun-12-2020 (Fri.) 2344**

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[The following is a summary of the statement. Refer to my BWC for the full statement.]

Victim [REDACTED] entered Yogurtland and was standing in line. Victim [REDACTED] had victim 2 in the stroller which Victim [REDACTED] was pushing. The suspect was in front of Victim [REDACTED] standing in line. The suspect turned around and told Victim [REDACTED] to stand 6 feet away from her. Victim [REDACTED] told the suspect she was 6 feet away.

The suspect walked to a Yogurtland employee and told the employee if they can ask Victim [REDACTED] to stand 6 feet away. The employee asked Victim [REDACTED] to stand back. Victim [REDACTED] took a few steps back. The suspect was not satisfy and felt that Victim [REDACTED] was to close to her.

The suspect walked up to the stroller, removed her face mask, got very close to victim's 2 face and coughed 2-3 times. The suspect then exited Yogurtland and walked towards Target.



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**Related Text Page(s)**

Document: STATEMENT

Author: 4482 - WISNIEWSKI,SEBASTIAN WOJCIECH

Subject: [REDACTED]

Related date/time: Jun-22-2020 (Mon.) 2125

[REDACTED] told me she was a School Secretary at Haze Elementary. [REDACTED]  
[REDACTED] told me she saw the news on Channel 11 and recognized the suspect in the featured video. Without a doubt, [REDACTED] identified the suspect as Nancy Nordland, a Resource Specialist with the Oak Grove School District.

[REDACTED] provided the following details from a school directory:

Nancy Nordland  
1286 Woodside Road  
Redwood City, CA 94061  
Cell: 775-846-7888

[REDACTED] described Nancy Nordland as "off-putting," but kind and "not racist."



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**Related Text Page(s)**

Document: **PHYSICAL EVIDENCE**

Author: **4784 - LOPEZ,MIGUEL**

Related date/time: **Jun-12-2020 (Fri.) 2352**

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My BWC was activated through out the investigation.



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**240-1 240 PC ASSAULT**

**Related Text Page(s)**

Document: **SUPPLEMENTAL**

Author: **4482 - WISNIEWSKI,SEBASTIAN WOJCIECH**

Related date/time: **Jun-22-2020 (Mon.) 2113**

On 6-22-2020 I was in full police uniform, driving a marked patrol car, wearing my department issued body worn camera, and on this day I was assigned as 61Y3.

At approximately 2039 hours I responded to [REDACTED] to make contact with [REDACTED]. [REDACTED] had contacted San Jose Police stating she knew the identity of the suspect in Case # 20-164-0617.

I made contact with [REDACTED]. [REDACTED] provided me with a statement. Please refer to Carla Dickerson's statement for further details.

I called Detective Bowman #4340 to update him about my findings and about [REDACTED] statement.

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I obtained a recorded interview with Victim [REDACTED] which lasted approximately 28 minutes. The following is a summary.

I asked Victim [REDACTED] how her son, Victim [REDACTED] was doing. She stated that after the incident, her son had developed a fever and a loss of appetite but had since recovered. The victim was concerned that her son would develop Covid-19, as she had heard that the illness sometimes took up to two weeks to manifest.

Victim [REDACTED] was waiting in line to get frozen yogurt at approximately 1730 hours. She started speaking to her grandmother in Spanish, and the woman in front of her became upset. The suspect told the victim that she was standing too close, and that she needed to move back. The victim pointed out to the suspect that there was a pink line on the floor, indicating where the victim was supposed to stand in order to observe social distancing. The suspect then went to an employee of the store, and asked the employee to direct the victim to move away from the suspect. The employee told the suspect that the victim was standing where she was supposed to stand, but also asked the victim to move back to give the suspect extra room. The victim moved back slightly.

The suspect then approached the victim, took off her mask, and coughed three times on the victim's son's face. The victim then raised the canopy of her son's stroller.

The suspect went back to pouring herself yogurt. People in the store told the suspect that she was wrong for coughing on the victim and her son. The suspect began to leave the store, and an employee asked the suspect to pay for her yogurt. The suspect said that she would not pay, and exited the store.

I asked the victim if she would recognize the suspect if she saw her again. She said, "Yes."

I asked the victim if she wanted to press charges against the suspect. She said, "Yes, I do."

I asked the victim if she had seen the suspect before. She said, "No."

I asked where the suspect went after the confrontation, and the victim believed that the suspect walked towards the Target.

The victim wanted to add to the description of the suspect which she had provided to officers at the scene. She added that the suspect had short hair, was approximately 5'6" tall, and wore a hospital mask.

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The victim had contacted ABC News about this event before my interview with her. I had seen the news article about the incident, and in the article the victim was concerned that this was a race motivated incident. I asked the victim about why she believed this was a race motivated incident. She said that the suspect only became upset with the victim when the victim began talking to her grandmother in Spanish. Also, the suspect was standing closely to a white couple in front of her, but did not seem upset by social distancing in this instance. Finally, the suspect asked the victim, "Do you understand what I'm saying?" The victim believed that this was derogatory.

I asked the victim if the suspect ever made a comment about the victim's ethnicity or language. The suspect did not.



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**Follow Up Report # SJ 1 - IN PROGRESS**

**Narrative Text Report # 2**

Document: **STATEMENT**

Author: **4340 - BOWMAN, DANIEL ROBERT**

Subject: **(Suspect #1) NORDLAND, NANCY (DOB: Jun-29-1955)**

Related date/time: **Jun-24-2020 (Wed.) 847**

I obtained a recorded statement from Suspect Nancy Nordland. The following is a summary.

I explained that I was investigating something that happened on June 12th at a Yogurtland on Cottle Rd in San Jose. I told her that I was looking into an argument she may have had. Suspect Nordland asked me what day of the week this was, and I stated it was a Friday. The suspect stated that she had been in Newberg, Oregon on that date, for her nephew's graduation. She went on to explain that she was also there for her niece's baptism, and that she lived in Oregon part time.

Before I could ask any more she stated that the Yogurtland has been "closed for a long time, since school got out." I explained that it was open on June 12th.

I asked if she would be willing to come to the police station to give a statement. She stated she was still in Oregon, and couldn't come down.

She told me again that there was a graduation party, as well as a baptism that took place in Oregon on the weekend in question. I ask specifically, "So you were in Oregon on Friday the twelfth?" She responded, "Yeah, that, if that was the Friday, yeah because that that would have been, that would have been, umm, yeah so, the, the party for my nephew is Saturday." I said, "Ok." She said, "So I'm sorry. I'd have to look up on the calender to tell what day is which these days because we're home all the time."

I asked when the suspect would return to California. She said, "Before school starts in the fall." I asked if she was planning to come back before then, and she said no. She asked if she was under arrest for something, and I said no. She asked what had happened, and I explained that I was investigating an argument that happened in the Yogurtland, and I had several people who had recognized her. She asked, "Do I have a twin walking around somewhere?" I said that I didn't know.

I asked if there was anyone who could vouch for her whereabouts when this incident happened. She said, "Probably, yeah. But they're in Oregon, I mean, you know?"

I asked if there was anyone she wanted to provide as an alibi. She cut me off and said, "You know what? I'm, uh I'm kinda getting uncomfortable with this situation because I think this is a false accusation. I mean, what, you want my sister to come into San Jose to vouch for me? I mean I think that happens when you know an incidental warrant is arrested or issued or whatever happens. I mean, I don't understand this. I don't understand this at all. I'm completely mystified."

I asked again for the suspect to provide an alibi. The suspect said, "So what what what what you just need someone to call you? Or you need somebody to swear a statement or I don't understand. I mean why would you



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need somebody to do anything if I'm not under arrest?" I told her, "Because you are under investigation." She said, "Wow." She asked if it could be someone related to her, or if she needed to provide a gas receipt.

I told her that we just needed something to verify, in order to continue our investigation. The suspect stated that her brother in law did not like the police, and that he and the suspect's sister were unlikely to talk to the police because of their political views. She then stated it could be her husband or son. I said that I would take anything, including receipts that would help me move on to another suspect.

I told Suspect Nordland that I apologized if it was a case of mistaken identity, but if she could prove she was in Oregon at the time of the assault, it would help me to quickly move on to another direction.

The suspect said that she was a public school teacher, and asked, "Should I be worried about this?" I told her that she had nothing to worry about if she was in Oregon at the time of the assault.

She asked if she needed people to send something in writing, or if they could just call me. I told her that we would start with just a call, and I provided her with my phone number.



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**Follow Up Report # SJ 1 - IN PROGRESS**

**Narrative Text Report # 3**

Document: **STATEMENT**

Author: **4340 - BOWMAN,DANIEL ROBERT**

Subject: **(Other #3)** [REDACTED]

Related date/time: **Jun-24-2020 (Wed.) 1843**

I obtained a recorded statement from Other [REDACTED] The following is a summary.

Other [REDACTED] was the Assistant Superintendent for Oakgrove School District. He had received several calls about Suspect Nancy Nordland's involvement in the current case. Other [REDACTED] had seen the news, and was familiar with Suspect Nordland. I asked him if he thought the person in the surveillance video was Suspect Nordland and he said that he was "ninety percent certain" it was her. He asked me if there was any way he could help with the investigation, and provided his information to me.

I later called Other [REDACTED] and asked when the last time Suspect Nordland was seen in San Jose. He stated he would call the principal of the school where Suspect Nordland worked, and would have the principal call me. See Other [REDACTED] statement for further information.



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**Follow Up Report # SJ 1 - IN PROGRESS**

**Narrative Text Report # 4**

Document: **STATEMENT**

Author: **4340 - BOWMAN, DANIEL ROBERT**

Subject: **(Other #4)** [REDACTED]

Related date/time: **Jun-24-2020 (Wed.) 1849**

I obtained a recorded statement from Other [REDACTED] The following is a summary.

Other [REDACTED] is the Principal for Alex Anderson Elementary in San Jose. Suspect Nancy Nordland worked at Alex Anderson Elementary. I asked when the last time Other [REDACTED] had seen Suspect Nordland at the school. She said that on 6/12/20 the school had a graduation ceremony and several teachers returned to the campus to clean out their classrooms in preparation for the summer. Other [REDACTED] remembered seeing Suspect Nordland cleaning her classroom at approximately 1500 hours. She remembered being irritated with the suspect and other teachers because they were supposed to already have cleaned out their classrooms, and were keeping Other [REDACTED] from leaving.

Other [REDACTED] stated that on 6/18/20, the suspect dropped off the key to her classroom to the school secretary. Other [REDACTED] knew that the suspect had dropped off the key because Suspect Nordland text Other [REDACTED] asking if she had received the key. The text that Other [REDACTED] received read, "Hello. Did you locate the key I turned in last Thursday the 18th?"

I asked Other [REDACTED] if she had seen the surveillance video in the news. She said she had. I asked if the person in the surveillance video looked like Suspect Nordland. Other [REDACTED] said, "It does, unfortunately."

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On 6/22/20, I was assigned this case for follow-up, and I reviewed the officer's report.

I contacted Victim [REDACTED] and obtained a recorded telephone statement. Refer to her statement text document for further details.

I received a call from [REDACTED] who identified herself as a corporate employee of Yogurtland. She emailed me three videos of the incident, which I uploaded to DCS. The videos were not high enough resolution to view the suspect's face, and were also very short.

I went to the Yogurtland located at 5638 Cottle Rd and met with [REDACTED] the owner. She provided access to the video surveillance system, and I obtained several videos, which I uploaded to DCS. The videos depicted the victim, her grandmother, and the victim's son, entering the store at approximately 1723 hours. The video time stamp was approximately one hour behind. The suspect entered the store at approximately 1725 hours. The suspect got into line to buy yogurt, and the victim was directly behind her. At 1728 hours, the suspect leaned over the victim's child, lowered her face mask, and coughed approximately three times in the direction of the victim and the victim's son. The suspect filled up her cup with frozen yogurt, and left the store without paying for the item approximately 30 seconds later.

The suspect appears as follows:

- White
- Female
- Approximately 60 years old
- Short brown hair
- Grey bandanna
- Sun glasses
- White face mask
- White button up long sleeve shirt with gray vertical stripes
- White pants
- Brown leather bag
- Patterned black and white shoes

I provided the surveillance video to Forensic Analyst Triggs. I also spoke to Sgt Garcia #2936 who issued a press release based on the video footage, and the victim's statement.

I went to the Target located in the same parking lot at 5630 Cottle Rd, and obtained surveillance video. Unfortunately, I did not see the suspect enter or leave the store in the thirty minutes after the incident. I uploaded the three videos I gathered to DCS.

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On 6/22/20, I received a call from Ofc Wisniewski #4482. He informed me that he had interviewed someone who could identify the suspect in this case. On 6/23/20, I reviewed his supplemental report. I conducted a NCIC search of the suspect and her approximate age and was able to identify Nancy Katherine Nordland (DOB 6/29/1955). I found the suspect's driver's license photo, and compared it to the surveillance video from the Yogurtland and they appeared to be the same person.

I made a photo line-up with Suspect Nordland's photo in position #2. I met with Victim [REDACTED] at her home, and Det Carvalho #4281 assisted me by presenting the line-up to the victim. The interview was recorded on body worn camera and the victim positively identified Suspect Nordland.

The photos were presented one at a time, and in order from 1 to 6. All of the photos were shown a total of three times. In the first showing, the victim looked at photo number one, and said, "No, that doesn't look like her. She had shorter hair." When she saw photo number two she said, "That kinda looks like her, but I'm trying to, like, really, like, look. She has the same kind of hair cut, and same facial features" and "If that is the woman, and I am correct, that lady, that woman coughed on my son and his face." Ofc Carvalho asked, "Is this the person who did it?" Victim Mora said, "That looks like her." When Victim [REDACTED] saw photo #3 she said, "No, that's definitely not her." On photo #4 Victim [REDACTED] said, "No, that's not her." When she saw #5, she said, "No. She has similarities, but I don't believe that's her." When she saw #6, she said, "No."

The second presentation had similar results. On photo #1, she said, "No." On photo #2 the victim said, "Yeah, I'm pretty sure that's her" and she requested to see #5 again. Det Carvalho showed her all of the other photos in order, to which the victim said "No" to each.

Det Carvalho presented the photos a third time. On photo #1 she said, "No." On photo #2 she said, "I believe that's her. I'm trying to remember the incident and, like, when it happened, and I believe that's her. She has the same kinda hair, it's like short and curly. Umm. Her facial features. And the glasses, that's why." Det Carvalho asked, "So this is the person who coughed on your baby?" Victim Mora said, "Yes. Yes." Det Carvalho then had the victim circle the photo of Suspect Nordland, and sign below the photo. Det Carvalho showed the victim photo #3 and the victim said, "No". The victim also said "No" to photo #4. On photo #5 the victim said, "No. Her hair cut is different. And her glasses, her frame is different. Her facial structure, I don't know what it's called where it's round, circle square, how they try to identify the different, like, figure of the face. It's different." On #6 she said, "No."

I attached a scanned copy of the photo line-up to this case, and booked the line-up into Central Supply as evidence.

On 6/23/20, at approximately 1530 hours, I attempted to contact Suspect Nordland and left her a voicemail message.

At approximate 1600 hours, I received a phone call from Suspect Nordland. I recorded the call and uploaded it to DCS. Refer to her statement text document for further information.

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On 6/24/20, I attempted to verify Suspect Nordland's statement that she had been in Oregon since 6/12/20. I spoke with two neighbors of Suspect Nordland, who had seen the suspect in the last week. One neighbor, Other [REDACTED] who resided at 475 Clise Ct, heard the suspect in her back yard the day before, on 6/23/20. Other [REDACTED] saw the suspect approximately one week ago. Another neighbor, Other [REDACTED] saw Suspect Nordland approximately one week ago, having a fight with her husband in their garage.

While I was talking to the suspect's neighbors, I noticed a vehicle parked in the suspect's driveway. It was a 2007 Toyota Camry with California license plate 6XIR436, and was registered to Suspect Nancy Nordland, and her husband Karl Nordland. I also saw several items in the suspect's driveway that had not been put away, and had the appearance that someone had recently been outside. I knocked on the suspect's door, and rang the doorbell, but did not get an answer.

My interviews with the suspect's neighbors were captured on body worn camera.

On 6/23/20, at approximately 1700 hours, I attempted to contact Suspect Nordland to confront her with the apparent conflict in the statement she provided me. She did not answer the phone, and I left a voicemail.

On 6/23/20, at approximately 1710 hours, I received a call from Other [REDACTED] I obtained a recorded interview with Other [REDACTED] and uploaded it to DCS. See his statement text document for further detail.

On 6/23/20, at approximately 1800 hours, I received a call from Other [REDACTED] and obtained a recorded interview. I uploaded the recording to DCS. See her statement text document for further detail.

On 6/23/20, at approximately 1810 hours, I attempted to call Suspect Nordland, again. She answered the phone, but informed me that she did not want to answer any of my questions, and referred me to her lawyer, [REDACTED]  
[REDACTED]

Between 6/22/20, and 6/23/20, I received several voicemails on my office phone number and through the San Jose Police Tip Line with people identifying Nancy Nordland as the suspect in the surveillance video. Many of these people worked with the suspect in the school district. By 1700 hours on 6/23/20 I had over 20 voicemails with people identifying the suspect as the person in the surveillance footage.



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**Clearance Information**

Agency: **SAN JOSE PD**

Cleared status: **NOT APPLICABLE - NOT APPLICABLE**

Cleared on: **Jun-16-2020 (Tue.)**

Complainant/Victim notified: **No**



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**240-1 240 PC ASSAULT**

**Related Property Report(s)**

**Report Information**

**Property Report #: 304550**

**Property case status: SEIZED/EVIDENCE**

**Submitted on: Jun-23-2020 (Tue.) by: BOWMAN,DANIEL ROBERT**

**Related:**

**Offense: GO SJ 2020- 201640617**

**Related items: 1**

**Articles - Evidence**

**Status: SEIZED/EVIDENCE**

**Tag #: SJ304550- 1**

**Article: YPAPER- OTHER**

**Serial # 1: UNKNOWN**

**OAN:**

**Value: \$0.00**

**Color:**

**Description: PHOTO LINE UP**

**Recovered date: -**

**Recovered value: \$0.00**

**Flags: \*e**

**Current Location: WA MN/A11-1/11-23**

**Flags = d (disposed) x (x-reference) n (entered on NCIC) \*e (evidence)**





**SAN JOSE POLICE DEPT**

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