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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA
11

12
13 **WILLIAM WIESE, et al.,**

14 Plaintiff,

15 v.

16 **XAVIER BECERRA, et al.,**

17 Defendant.
18
19

2:17-cv-00903-WBS-KJN

**EXHIBITS 18 THROUGH 20 TO THE
DECLARATION OF ALEXANDRA
ROBERT GORDON IN SUPPORT OF
PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING ORDER
AND PRELIMINARY INJUNCTION**

Date: June 16, 2017

Time: 10:00 a.m.

Courtroom: 5

Judge: The Honorable William B. Shubb

Action Filed: April 28, 2017
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Exhibit 18

San Bernardino shooting: Carnage was 'unspeakable,' police say

By **Greg Botelho** and **Steve Almasy**, CNN

🕒 Updated 11:02 AM ET, Fri December 4, 2015

Story highlights

NEW: One of the first officers to arrive at mass shootings describes surreal scene

Coroner releases names of the 14 people who were killed in the San Bernardino shooting

Syed Rizwan Farook was in touch with international terrorism subjects, officials say

(CNN) — The gunpowder was still lingering in the air as San Bernardino Police Lt. Mike Madden and three other officers approached a conference center where a mass shooting had been reported.

Bodies had fallen outside the meeting room in San Bernardino, California, where a holiday party with about 80 guests had been underway when two people armed with semiautomatic rifles and pistols walked in and sprayed the crowd with scores of bullets.

Fourteen people died and 21 more were wounded. The names of the dead were [released](#) Thursday.

Madden, a dispatch supervisor on his way to lunch, was a mile away Wednesday when the dispatchers started frantically calling for units to head to the Inland Regional Center.

He said he had trained for events like this, but the scene was still surreal. It was sensory overload.

The fire alarms were blaring. People were moaning. Others cried out for help. Bodies lay in a room with a Christmas tree and festive decorations.

Two minutes after he had arrived at the center, he had assembled a small team to go into the meeting room.

"It was unspeakable, the carnage that we were seeing, the number of people who were injured and, unfortunately, already dead, and the pure panic on the faces of those individuals that were still in need and needing to be safe," Madden told reporters Thursday.

'The moans and the wails'

The officers couldn't be sure the shooters were gone. Some witnesses described two shooters; others said there were three. Someone said one person had escaped in a dark SUV, Madden said.

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- [All 14 victims identified](#)
- [Who were the shooters?](#)
- [What we know, don't know](#)
- [Doctor was first responder](#)
- [Fear at the scene: 'A shooter @ work'](#)
- [In mass killings, multiple shooters rare](#)
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- [Complete coverage](#)

Madden felt bad that he couldn't stop to help the wounded.

"There were people who were obviously injured and obviously in great amounts of pain. And that was evident in the moans and the wails that we were hearing," he said.

But he was worried the 50 or so people who fled to a back hallway were now hostages. Or the shooters were still in the building somewhere. He had to confront that situation.

Backup came quickly, and they tried to evacuate the survivors. The people hiding in the hall were reluctant to move or were too much in shock.

Officers yelled at them to come forward. They stayed. They asked several more times. Finally, one person moved, and it was a rush.

Madden -- who was born in San Bernardino, grew up there and joined the police department 24 years ago -- said he

felt like his town was under attack.

Authorities have said they are still not sure of the shooters' motive, but terrorism likely was part of the killers' plan.

Officials: Farook appeared to have been radicalized

Law enforcement sources said it appears Syed Farook was radicalized and the belief contributed to the shooting motivation, though other motivations like workplace grievances could also have played a role. President Barack Obama hinted as much Thursday when he said that the attackers may have had "mixed motives."

Farook was in touch with more than one terrorism subject who the FBI were already investigating, according to other law enforcement officials. But his contacts with them were scant and months old.

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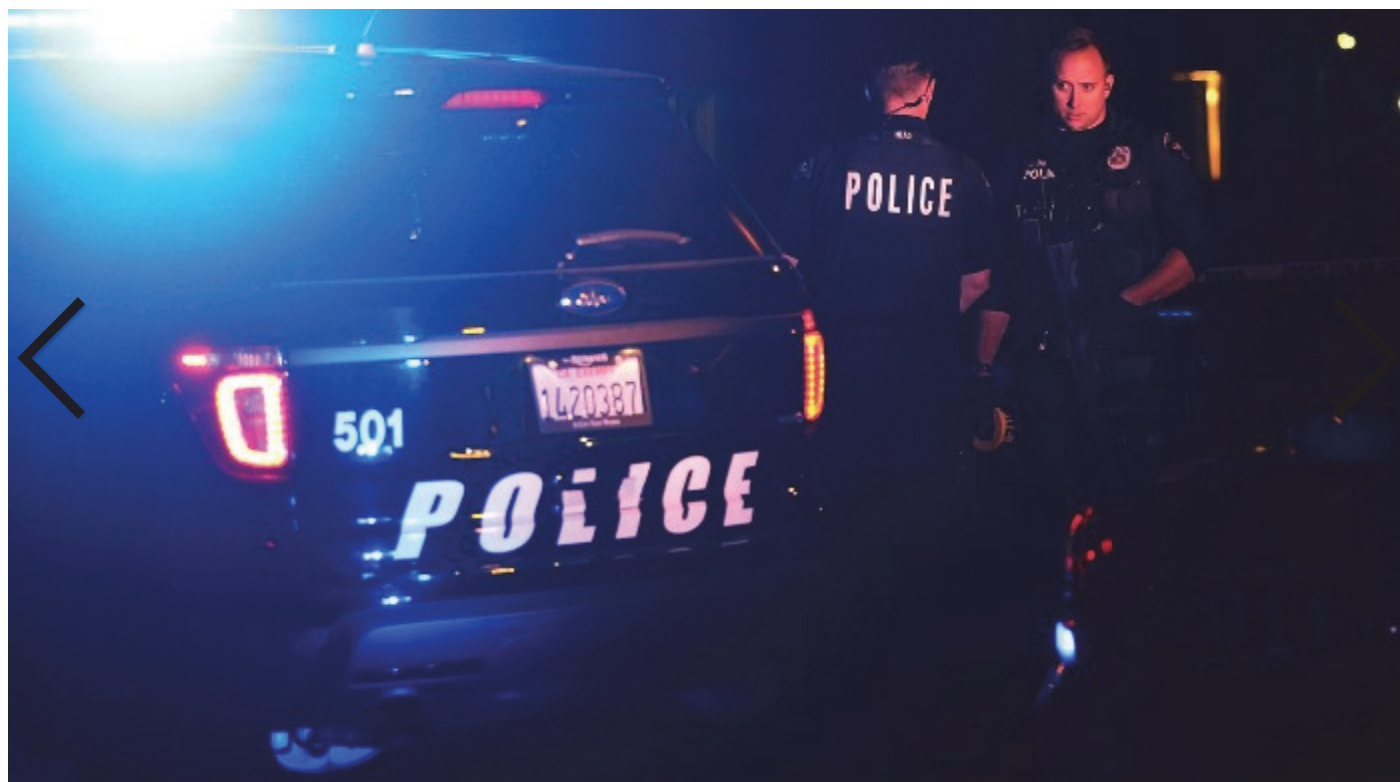


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**Photos:** San Bernardino shooting

Police officers stand guard as they investigate a suspicious vehicle in Redlands, California, on Wednesday, December 2, after a mass shooting in nearby San Bernardino in which 14 people died and 21 were injured. The shooting took place at the Inland Regional Center, where employees with the county health department were attending a holiday event. The two shooters -- Syed Rizwan Farook and his wife, Tashfeen Malik, were fatally shot in a gun battle with police hours after the initial incident. Farook worked for the county health department.

1 of 29

Hide

David Bowdich, assistant director in charge of the FBI's Los Angeles office, told reporters Thursday that Farook had traveled to Pakistan.

And two government officials said no red flags were raised when he'd gone to Saudi Arabia for several weeks in 2013 on the Hajj, the annual pilgrimage to Mecca that Muslims are required to take at least once in their lifetime. It was during this trip that he met Malik, a native of Pakistan who came to the United States in July 2014 on a "fiancée visa" and later became a lawful permanent resident.

Saudi and U.S. officials said records show Farook also was in Saudi Arabia in July 2014. He was there for nine days, a Saudi official said. A U.S. official described the 2014 trip as Farook's "last recorded" trip to the country.

Officials had previously said neither Farook nor Malik were known to the FBI or on a list of potentially radicalized people.

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The communications were "soft connections" in that they weren't frequent, one law enforcement official said. It had been a few months since Farook's last back-and-forth with these people, who officials said were not considered high priority.

FBI official: 'What is the motivation for this?'

As to what role those communications played in the San Bernardino carnage, the official said, "We don't know yet what they mean."

Added Bowdich, from the FBI: "That is the big question for us: What is the motivation for this?"

San Bernardino Police Chief Jarrod Burguan echoed that sentiment, while adding that whatever led the two to launch Wednesday's assault, they could have killed more had they survived. He pointed to the discovery of hundreds of rounds of ammunition in their rented black SUV as well as in their apartment.

Authorities also found 12 pipe bombs there, as well as hundreds of tools that "could be used to construct IEDs or pipe bombs," the chief said.

"If you look at the amount of obvious preplanning that went in, the amount of armaments (they) had, the weapons and the ammunition, there was obviously a mission here," added Bowdich. "We know that. We do not know why.

"We don't know if this was the intended target or if there was something that triggered him to do this immediately. We just don't know."

Also Thursday, law enforcement officials said two smashed cell phones were recovered from a garbage can near one of the crime scenes connected to the shooting.

And a recovered hard drive shows some signs there was an effort to tamper with it, a law enforcement official said. Other electronics have been recovered and are being examined, according to a second law enforcement official.

Victims' names released

The San Bernardino County coroner on Thursday [released the names of the 14 people killed](#):

- Robert Adams, 40
- Isaac Amanios, 60
- Bennetta Bet-Badal, 46
- Har
- Sie

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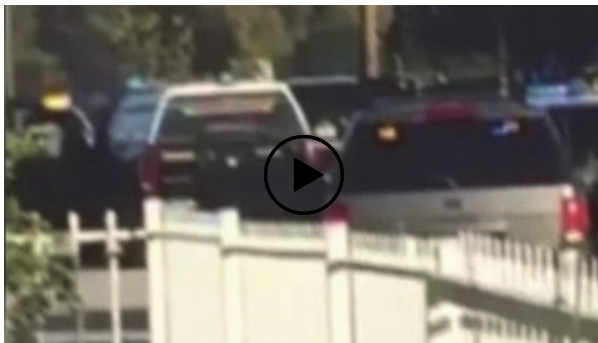
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- Shannon Johnson, 45
- Larry Kaufman, 42
- Damian Meins, 58
- Tin Nguyen, 31
- Nicholas Thalasinis, 52
- Michael Wetzel, 37
- Yvette Velasco, 27

Chief: Shooter left party under 'angry' circumstances



Related Video: Dramatic video shows San Bernardino shootout 01:35

The nightmare began at Wednesday's holiday party, which San Bernardino's police chief said that Farook had left abruptly "under circumstances that were described as angry."

He and his wife returned around 11 a.m. (2 p.m. ET) dressed in "black ... tactical gear" and heavily armed. Then they opened fire, unloading 65 to 75 rounds.

Farook and his wife slipped out a door and into a SUV, which they'd rented locally and had Utah plates.

After officers arrived, they began chasing a number of leads. One of them led them to Farook, after another person at the party at Inland Regional Center expressed "some concern over his behavior," Burguan said Thursday.

Officers went with a search warrant to the couple's rented apartment in the neighboring city of Redlands, where they saw a black SUV drive by them, slowly at first, before speeding away.

A police car took up pursuit, and the SUV raced back toward San Bernardino. Then came shots from that vehicle, and a barrage of police gunfire in return.

The couple ended firing at least 76 rounds, while the 21 responding police officers unleashed about 380 rounds of their own, according to Burguan.

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inside,

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Guns and explosives discovered



Related Video: Police: More than 2,000 ammo rounds in suspect's home 04:26

The husband and wife didn't leave a note to explain their attack, nor did they say anything during the bloodbath, said San Bernardino's police chief.

But they left behind plenty of ammunition and explosives, including three rudimentary devices packed with black powder and rigged to a remote-controlled toy car at the shooting site. None of these went off. The remote was found inside the SUV along with another pipe-like device, which was not an explosive, Burguan said.

Hundreds of unspent rounds were discovered in the vehicle, plus two .223-caliber rifles and two pistols. All were legally purchased three to four years ago, according to Burguan.

More ammunition and more bombs were found inside the couple's rented apartment in Redlands.

Farook and Malik had enough firepower to do more killing.

"They were equipped," the San Bernardino police chief said. "... And they could have done another attack."

Brother-in-law 'in shock'

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18 Oct 2015



Brooke Baldwin
@BrookeBCNN



Brooke Baldwin: There's been a shooting ... again - CNN.com
via CNN

In my first #CNN OpEd, here's what I'm really feeling when you see me on air (again) reporting another shooting:

← ↻ ★

3 Dec 2015



1/10

Farook, an American citizen, was an environmental health specialist with the San Bernardino County health department, which was holding the holiday party. He had worked there for five years.

In an online profile, he described himself as a "Muslim Male living in USA/California/riverside" and his family as "religious but modern."

He "enjoys working on vintage and modern cars, reads religious books, enjoys eating out sometimes. Enjoys travelling and just hanging out in the back yard doing target practice with his younger sister and friends," his profile read.

Farhan Khan said he last talked to Farook, his brother-in-law, a week ago. Farook's family -- including his mother, with whom he and his wife had left their 6-month-old daughter and claimed they were heading to a doctor's appointment -- had tried to reach him all day Wednesday but could not.

"I have no idea why he would he do something like this. I have absolutely no idea. I am in shock myself," Khan said. "I don't have words to express how sad and how devastated I am."

Obama: Mass shootings 'too easy' in U.S.

Whatever their intentions. Farook and Malik caused an avalanche of pain. San Bernardino Mayor Carey Davis saw early

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Center

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At least 10 people were still hospitalized Thursday, split evenly between Arrowhead Regional Medical Center and Loma Linda University Medical Center. The Loma Linda hospital CEO, Kerry Heinrich, said two of the victims there were in critical condition.

Once again after a mass shooting, Obama appealed Thursday for something to be done to prevent more heartache.

"Right now, it's too easy," he said. "We're going to have to search ourselves as a society ... to take basic steps that would make it harder -- not impossible, but harder -- to let individuals get access to weapons."

[Obama calls for gun reforms in wake of San Bernardino shooting](#)

[Ben Carson: Shooting is 'another hate crime'](#)

CNN's Dave Alsup, Joshua Berlinger, Pamela Brown, Tina Burnside, Stella Chan, Ashley Fantz, Deborah Feyerick, Joshua Gaynor, Jason Hanna, Faith Holland, Nadia Kounang, Michael Martinez, Alberto Moya, John Newsome, Evan Perez, Andy Rose, Devon Sayers, Jim Sciutto, Catherine E. Shoichet and Barbara Starr contributed to this report.



Inside Atlanta's 40-foot wall of fire



Portland train suspect: 'I hope everyone I stabbed died'



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Exhibit 19

San Bernardino school shooter fired 10 shots, reloaded once

By Eric Levenson, CNN

🕒 Updated 7:27 PM ET, Wed April 12, 2017



Source: [CNN](#)

Police: School shooting likely murder-suicide 01:22

Story highlights

Cedric Anderon, 53, kills his wife and a student before killing himself

Anderson had threatened his wife previously, family members tell police

(CNN) — When Cedric Anderson entered North Park Elementary School to see his wife, Karen Smith, who worked as a special needs teacher, there was no indication to staff that something was amiss.

Family members often visited their spouses at the San Bernardino, California, school, and school staff recognized Anderson as Smith's new husband.

He signed in, and did not appear agitated on Monday. There was no indication of the violence that would soon come.

From the office, Anderson walked into classroom B-1 and, without saying a word, opened fire at Smith from 10 to 15 feet away, according to a sequence of events presented by San Bernardino Police Chief Jarrod Burguan.

In all, Anderson fired 10 shots from a Smith and Wesson .357 revolver, stopping to reload, police said.

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Another student, Nolan Brandy, 9, was also behind Smith when he was hit in the upper body, police said. He is expected to survive.

Anderson then shot himself to death, police said.



Parents and family of North Park Elementary School students stand across the street from the school waiting to hear from their children after a fatal shooting.

Officials provided those details at a news conference on Tuesday, a day after the episode sparked fear throughout the school community in the California city all-too-familiar with high-profile violence.

San Bernardino was also the site of a terror attack in December 2015 in which a [couple shot and killed 14 people](#) at an office holiday party.

Community members gathered for a vigil Tuesday evening, to mourn the two victims and left flowers, teddy bears and balloons at the elementary school.

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San Bernardino PD

@SanBernardinoPD

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Great showing from the SB community at tonight's vigil at Northpark Elementary... [#SBStillStrong](#)

7:13 PM - 11 Apr 2017 · San Bernardino, CA

24

69

Marital issues

When school staff let Anderson in, they didn't know his relationship with Smith was on the rocks, police said.

The two had dated for four years and got married in January. On Facebook, Anderson posted happy images of the couple enjoying date nights and smiling in selfies.

But those close to Smith told police she said Anderson's behavior had become odd and he had threatened her, Burguan said.

Smith moved out of their home in March and went to live with other family, he said. Yet those at school knew nothing of this discord.

"She effectively kept her private life private," Burguan said.

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Burguan said police searched Anderson's residence and did not find a suicide note. They did, however, find a note believed to be written by Anderson that spoke of feeling disrespected and needing to find closure. The note would not have been alarming if not for this violent event, he said.

Related Article: Student one of 3 dead in San Bernardino school shooting

Family of victim asks for privacy

The family of Jonathan Martinez, the 8-year-old student killed in the shooting, did not wish to speak publicly, Marsden said.

They did, however, wish to bring attention and consciousness to an issue facing Jonathan called Williams syndrome.

Williams syndrome is a genetic condition that is characterized by cardiovascular issues and development delays, and it affects an estimated 20,000 to 30,000 people in the United States, according to the Williams Syndrome Association.

Like others with the condition, Jonathan was social and had an affinity for music, and he brought joy and perspective to his family, Marsden said.

The Mexican government issued a statement regarding the boy's death, saying it "profoundly laments the death of a minor with Mexican nationality and the death of his teacher." The consulate in the city was in contact with his parents and called for a full investigation, according to the statement.

Survivor's family is 'grateful'

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Leon and Rachel Brandy with their son, Nolan, who survived the North Park Elementary School shooting in San Bernardino, California.

On Wednesday, Nolan's parents, Leon and Rachel Brandy, thanked the community for their prayers and support.

Their son was recovering, the couple said in a statement.

"We are grateful," the family said. "Please continue to pray for him and also for Jonathan Martinez's and Karen Smith's families."

CNN's Stella Chan and Leyla Santiago contributed to this report.



Inside Atlanta's 40-foot wall of fire



Prisoner-transport officer accused of sexually assaulting inmates



Ex-NBA player, coach Derek Fisher charged with DUI



5 people reported dead in Orlando workplace shooting

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Exhibit 20

Orlando shooting: 49 killed, shooter pledged ISIS allegiance

By **Ralph Ellis**, **Ashley Fantz**, **Faith Karimi** and **Elliott C. McLaughlin**, CNN

🕒 Updated 11:05 AM ET, Mon June 13, 2016

Orlando, Florida (CNN) — An American-born man who'd pledged allegiance to ISIS gunned down 49 people early Sunday at a gay nightclub in Orlando, the deadliest mass shooting in the United States and the nation's worst terror attack since 9/11, authorities said.

[Read the latest developments](#)

* The gunman, Omar Mateen, 29, of Fort Pierce, Florida, was interviewed by the FBI in 2013 and 2014 but was not found to be a threat, the FBI said.

Related coverage

- [FBI had investigated gunman](#)
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- [Opinion: Real threat is homegrown](#)
- ['If you are alive, raise your hand'](#)
- [Obama: 'Act of terror and hate'](#)



Related Article: Live updates: Latest news on Orlando shootings

* Mateen called 911 during the attack to pledge allegiance to ISIS and mentioned the Boston Marathon bombers, according to a U.S. official.

* Orlando police shot and killed Mateen.

* Mateen's ex-wife said she thinks he was mentally ill.

Mateen carried an assault rifle and a pistol into the packed Pulse club about 2 a.m. Sunday and started shooting, killing 49 people and wounding at least 53, officials said.

After a standoff of about three hours, while people trapped inside the club desperately called and messaged friends and relatives, police crashed into the building with an armored vehicle and stun grenades and killed Mateen.

"It appears he was organized and well-prepared," Orlando Police Chief John Mina said early Sunday. Authorities said they haven't found any accomplices.

'An act of hate'

There has been no claim of responsibility for the attack on jihadi forums, but ISIS sympathizers have reacted by praising the attack on pro-Islamic State forums.

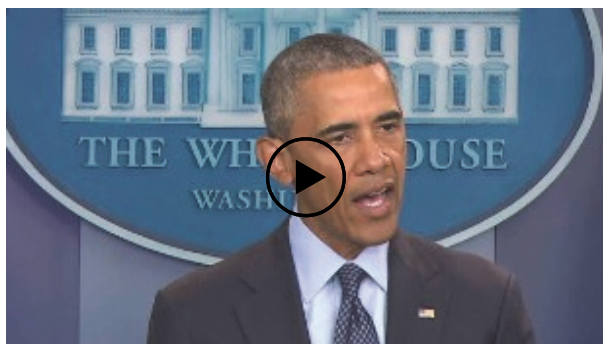
"We know enough to say this was an act of terror and act of hate," President Obama said in an address to the nation from the White House.

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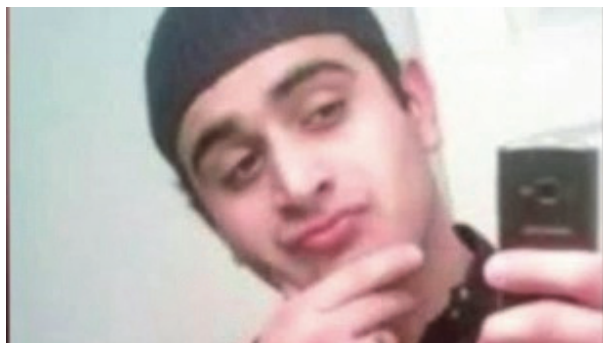
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Related Video: President Obama: 'This was an act of terror and hate' 05:27



Omar Mir Seddique Mateen

Timeline of Orlando nightclub shooting

Omar Mir Seddique Mateen was born in 1986 in New York. Most recently he lived in Fort Pierce, about 120 miles southeast of Orlando. Fearing explosives, police evacuated about 200 people from the apartment complex where he lived while they looked through his residence for evidence.

Mateen's parents, who are from Afghanistan, said he'd expressed outrage after seeing two men kiss in Miami, but they didn't consider him particularly religious and didn't know of any connection he had to ISIS.

He was married in 2009 to a woman originally from Uzbekistan, according to the marriage license, but he filed documents to end the marriage in 2011.

Sitora Yusufiy, interviewed by CNN in Boulder, Colorado, said she and Mateen were together about four months, though it took a long time to complete the divorce because they lived in different parts of the country after separating.

Mateen was a normal husband at the beginning of their marriage but started abusing her after a few months, she said. She said Mateen was bipolar, although he was not formally diagnosed. She also said Mateen had a history with steroids. He was religious but she said she doesn't think his religion played in to the attack.

Mateen had worked since 2007 [as a security officer at G4S Secure Solutions](#), one of the world's largest private security companies.

A message posted in Arabic on a dark web site associated with the ISIS news agency Amaq said "the armed attack that targeted a gay night club in the city of Orlando in the American state of Florida and that bore more than a 100 killed and wounded was carried out by an Islamic state fighter."

But CNN's Salma Abdelaziz, who translated the message and closely monitors ISIS messaging, cautioned about taking the message at face value.

She said the language is inconsistent with previous ISIS announcements and that the Arabic word for gay was used rather than an epithet normally used by ISIS. Also, there was no claim that the attack was directed, just an after-the-fact claim the gunman was an ISIS fighter, she said.

At a Sunday afternoon news briefing, FBI Assistant Special Agent Ronald Hopper said the agency was aware of Mateen. The FBI interviewed him in 2013 and 2014 after he expressed sympathy for a suicide bomber, Hopper said.

"Those interviews turned out to be inconclusive, so there was nothing to keep the investigation going," Hopper said.

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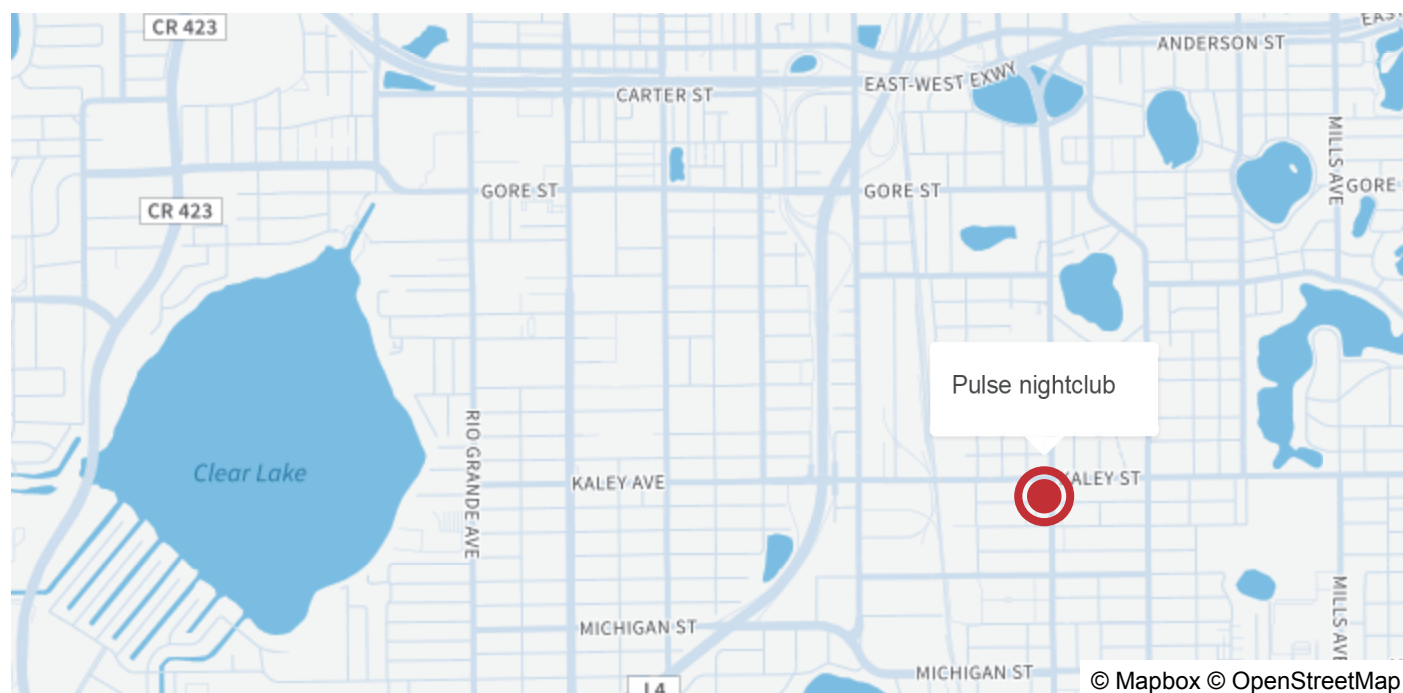


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Mateen was not under investigation at the time of Sunday's shooting and was not under surveillance, Hopper said.

In the past two weeks Mateen legally purchased a Glock pistol and a long gun, ATF Assistant Special Agent in Charge Trevor Velinor told reporters.

It's not known if those weapons were used in the attack.

"He is not a prohibited person. They can legally walk into a gun dealership and acquire and purchase firearms. He did so. And he did so within the last week or so," Velinor said.

Scene inside the club

Pulse [describes itself](#) as "the hottest gay bar" in the heart of Orlando. Hours before the shooting, the club urged partygoers to attend its "Latin flavor" event Saturday night. The club is a vast, open space that was hosting more than 300 patrons late Saturday and into Sunday morning.

People inside the cavernous nightclub described a scene of panic made more confusing by the loud music and darkness.

"At first it sounded like it was part of the show because there was an event going on and we were all having a good time," clubgoer Andy Moss said. "But once people started screaming and shots just keep ringing out, you know that it's not a show anymore."

Christopher Hansen said he was getting a drink at the bar about 2 a.m. when he "just saw bodies going down." He heard gunshots. "just one after another after another"

The

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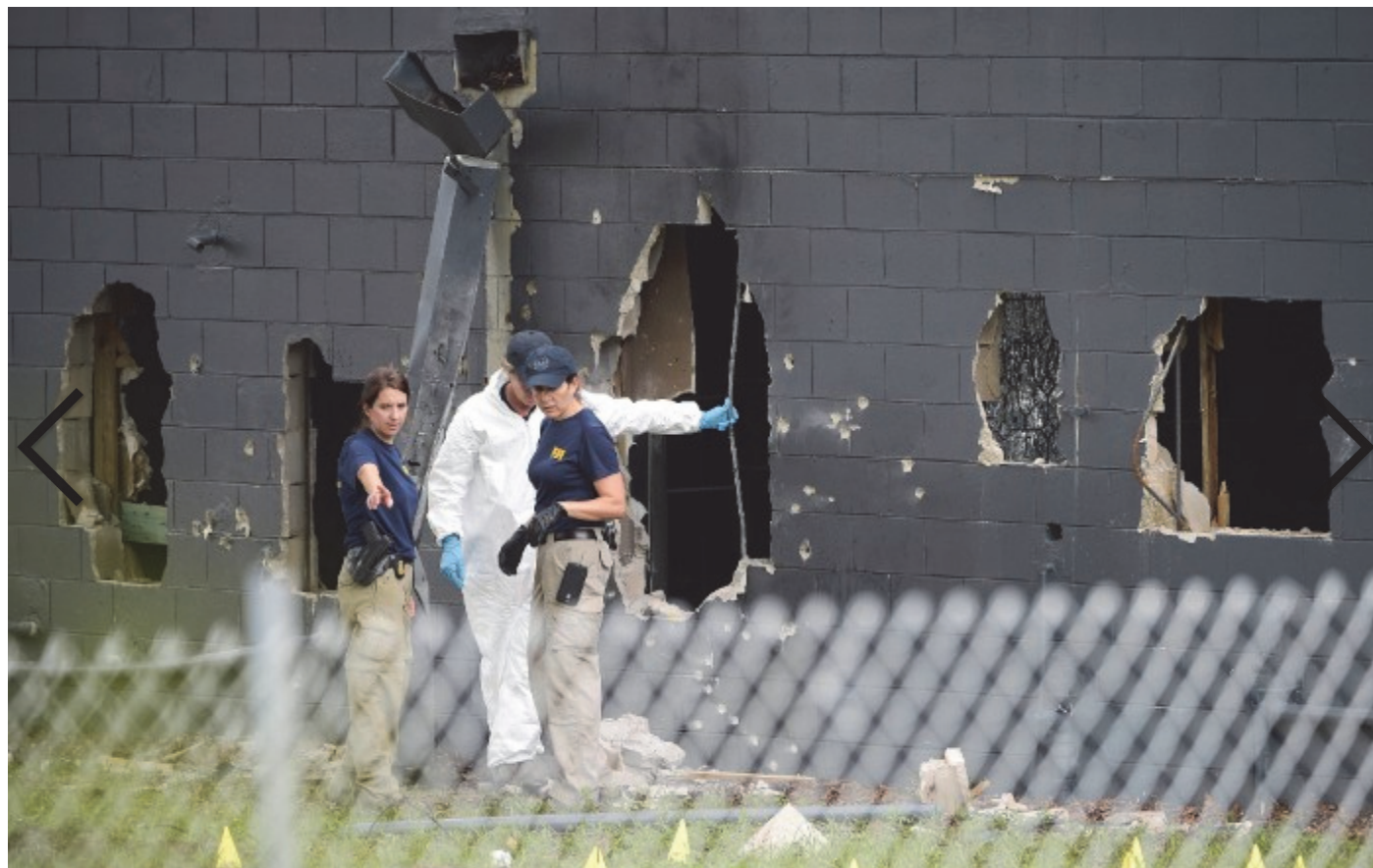
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"I took my bandana off and shoved it in the hole in his back," Hansen said, adding that he saw another woman who appeared to be shot in the arm.



Photos: Orlando nightclub shooting

Police investigate the back of the Pulse nightclub in Orlando on Sunday, June 12. At least 49 people were killed there by Omar Mateen, who was shot and killed by Orlando police. It was the deadliest mass shooting in U.S. history.

1 of 20

Hide

Survivors provided CNN with dramatic accounts of how they avoided death. One person hiding in the bathroom covered herself with bodies to protect herself. Some entertainers hid in a dressing room when the shooting started and escaped the building by crawling out when police removed the air conditioning unit.

One of the bartenders said she hid under the glass bar. Police came in and said, "If you are alive, raise your hand." Then police got her and others out.

After the initial shooting, police surrounded the club while Mateen was inside with clubgoers hiding in bathrooms and other parts of the building. People inside the club were communicating on their phones with law enforcement from that time until around 5 a.m., when authorities used an armored vehicle to break down the club's back door.

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Hospital swamped with victims

Thirty-nine people and Mateen were pronounced dead at the scene, with two bodies found in the parking lot, Mayor Buddy Dyer said. Eleven people were taken to hospitals and pronounced dead there, he said.

The City of Orlando is [posting names of the deceased on a website](#) after next of kin are notified. The youngest person among the first seven named, Luis Omar Ocasio-Capo, was 20 years old.

Forty-three of the wounded people were patients on Sunday afternoon at Orlando Regional Medical Center, a hospital spokesperson said, with 26 operations being performed.

[Blood donors rush to help in Orlando](#)

Before Sunday, the deadliest shootings in U.S. history were at Virginia Tech in 2007 and Sandy Hook Elementary School in 2012, with 32 and 27 killed. Fourteen people were killed December 2 [in an attack in San Bernardino, California](#).

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Photos: Worst mass shootings in U.S.

County.

show. She was an up-and-coming singer who had appeared on NBC's "The Voice." Her shooter then killed himself. The Pulse shooting happened only a few miles from the Plaza Live theater, where Grimmie was killed.

Dyer, the mayor, called for the city to come together. "We need to support each other. We need to love each other. And we will not be defined by a hateful shooter," he said.

President Obama called for flags to be lowered to half staff and Florida Gov. Rick Scott called for a moment of silence across the nation at 6 p.m. Sunday. States of emergency were declared for the city of Orlando and for Orange

Santa Monica arrest

Also on Sunday, authorities in West Hollywood, California, arrested 20-year-old James Wesley Howell. They said they found an arsenal in his car that included, three assault rifles, high-capacity magazines, ammunition and a five-gallon bucket with chemicals that could be used to create an explosive device, officials said. At 5 a.m. PT, police got a call about a prowler and found Howell, who told authorities he was looking for a friend to attend the LA Pride festival.

There was no indication the arrest was related to the Orlando attack.

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Related Video: Police: Approx. 20 dead in Orlando nightclub shooting 01:39

Police on leave

Eleven Orlando police officers and three sheriff's deputies who exchanged gunfire with the suspect will be temporarily relieved of duty pending an investigation.

One officer suffered an eye injury when a bullet struck his Kevlar helmet, said Danny Banks, special agent in charge of the Florida Department of Law Enforcement's Orlando bureau. The helmet saved the officer's life, Banks said.

[Orlando shooting sparks gun control, language debates](#)

'This is a hate crime'

The attacks were denounced on Sunday by numerous groups, including the Vatican, Afghan President Mohammad Ashraf Ghani and the Council on American-Islamic Relations.



Related Video: Muslim leader to ISIS: 'You do not speak for us' 01:08

"This is a hate crime, plain and simple," CAIR National Communications Director Ibrahim Hooper said. "We condemn it in the strongest possible terms."

Nadine Smith of Equality Florida said groups are planning vigils around the nation. "It has just been a devastating day but people are starting to rally," she said.

Barbara Poma, owner of the Orlando nightclub Pulse, released the following statement on Sunday:

"Like everyone in the country, I am devastated about the horrific events that have taken place today. Pulse, and the men and women who work there, have been my family for nearly 15 years. From the beginning, Pulse has served as a place of love and acceptance for the LGBTQ community. I want to express my profound sadness and condolences to all who have lost loved ones. Please know that my grief and heart are with you."

CNN's terrorism analyst Paul Cruickshank, John Couwels, Joe Sutton, Vivian Kuo, Deborah Bloom, Pamela Brown, Evan Perez, Shimon Prokupecz, and MaryLynn Ryan contributed to this report.

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