(Reference FSH 5309.11)		Case/File Number 20-05-MAMP0J1	
Controlling Office	Investigating Office		
R-5 – Law Enforcement and Investigations	R-5 – Sierra National Forest	R-5 – Sierra National Forest	
Case Type	Investigative Period		
Fire	From: September 4, 2020 To: Ma	y 25, 2021	
Case Status	Report Type		
Closed—Solved	Final		
Case Name	Investigated By		
Creek Fire, SNF Special Agent b6 & b7C			
SYNOPSIS			
On September 4, 2020, at approximately 1818 hours, Fresno County Sheriff's Dispatch received a 911 call indicating there was a fire in the area of Big Creek, CA near Camp Sierra. Additionally, the fire was called into the Sierra National Forest Dispatch Center at approximately 1833 hours by a Fire Prevention Technician stationed in Big Creek.			
The Creek Fire originated just south Big Creek drainage, west of Camp Sierra and north of Huntington Lake Road, on the Sierra National Forest, within the Eastern District of California, Fresno County. The Creek Fire burned 379,895 acres, destroyed 853 structures, and damaged an additional 64 structures.			

To date, investigators have exhausted all available leads and resources in an attempt to identify subject/s that were in the vicinity of the Creek Fire origin prior to and shortly after the fire was reported. At this time, no subject/s have been identified. Based on the above facts, along with the fact that no physical evidence was located to support any other fire cause categories as the probable cause of the Creek Fire; investigators have determined that lightning is the probable cause (see exhibit 30, Creek Fire Origin and Cause Report).

Future leads or information obtained related to the cause of the Creek Fire may result in a change of this conclusion.

Case considered closed, pending further leads.

Distribution			Prepared By:	6 & b7C	Digitally signed by b6 & b7C Date: 2021.07.15 11:43:03 -07'00'
<u>Unit</u>		<u>Copies</u>		Signature	Date
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FS-5300-24a (2/2008)



REPORT OF INVESTIGATION

(Reference FSH 5309.11)

Case/File Number

20-05-MAMP0J1

INTRODUCTION

On September 4, 2020 between 1818 and 1833 hours, the Fresno County Sheriff's Dispatch and Sierra National Forest Dispatch received reports of a wildfire in Big Creek, CA near Camp Sierra. The fire, identified as the Creek Fire, was burning on National Forest System (NFS) lands of the Sierra National Forest, within the Eastern District of California. Over the next several days and weeks, the Creek Fire recorded critical rates of fire spread. The Creek Fire was declared contained on December 24, 2020. The Creek Fire destroyed 853 structures, damaged 64 structures and burned 379,895 acres in both Fresno and Madera counties.

A US Forest Service Wildland Fire Investigation Team (WFIT) was requested to conduct the origin and cause investigation. Additionally, Cal Fire provided two Fire Investigators to assist with the origin and cause investigation as well. Personnel involved in the origin and cause investigation included: USFS SA **b6 & b7C**, USFS SA^{b6 & b7C}, USFS SA **b6 & b7C**, USFS SA **b6 & b7C**, USFS LEO **b6 & b7C**, USFS Fire Patrol (FPT) **b6 & b7C**, Cal Fire Investigator **b6 & b7C**, and Cal Fire Investigator

DETAILS OF THE INVESTIGATION

18 U.S.C. § 1855: Whoever, willfully and without authority, sets on fire any timber, underbrush, or grass or other inflammable material upon the public domain or upon any lands owned or leased by or under the partial, concurrent, or exclusive jurisdiction of the United States, or under contract for purchase or for the acquisition of which condemnation proceedings have been instituted, or upon any Indian reservation or lands belonging to or occupied by any tribe or group of Indians under authority of the United States, or upon any Indian allotment while the title to the same shall be held in trust by the Government, or while the same shall remain inalienable by the allottee without the consent of the United States, shall be fined under this title or imprisoned not more than five years, or both.

18 USC § 1856: Whoever, having kindled or caused to be kindled, a fire in or near any forest, timber, or other inflammable material upon any lands owned, controlled or leased by, or under the partial, concurrent, or exclusive jurisdiction of the United States, including lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted, and including any Indian reservation or lands belonging to or occupied by any tribe or group of Indians under the authority of the United States, or any Indian allotment while the title to the same is held in trust by the United States, or while the same shall remain inalienable by the allottee without the consent of the United States, leaves said fire without totally extinguishing the same, or permits or suffers said fire to burn or spread beyond his control, or leaves or suffers said fire to burn unattended, shall be fined under this title or imprisoned not more than six months, or both.

* * * * *



REPORT OF INVESTIGATION

(Reference FSH 5309.11)

Case/File Number

20-05-MAMP0J1

REPORTING PARTIES, WITNESSES & INITIAL RESPONSE INTERVIEWS

September 4, 2020

INITIAL REPORTS:

On September 4, at approximately 1818 hours, Fresno County Sheriff's Dispatch received a 911 phone call from telephone number **b6 & b7C** The call was traced back to the residence of **b6 & b7C** in Lakeshore, CA. It was later determined that **b6 & b7C** was the first 911 caller. **b6 & b7C** was interviewed by Investigator **b6 & b7C** on September 15. During the interview, **b6 & b7C** substantiated the following:

b6 & b7C was at b6 & b7C received a call from b6 & b7C , who indicated there was a fire below Big Creek. b6 & b7C had tried to call 911 on her cell phone, but the line was busy. b6 & b7C made the 911 call to Fresno Sheriff's Dispatch from the landline at the b6 & b7C residence (see exhibit 1, 2020-09-15_MOI b6 & b7C).

On September 4, at approximately 1833 hours, USFS Fire Patrol **b6 & b7C** reported the Creek Fire to Sierra National Forest Dispatch. **b6 & b7C** was interviewed by SA **b6 & b7C** on September 7. During the interview **b6 & b7C** substantiated the following:

b6 & b7C indicated he was working at the USFS Big Creek Fire Station when he received a walk-in report regarding the fire. b6 & b7C indicated b6 & b7C

, came into the fire station and said there was a fire. Do & D/C then went out to the helicopter landing zone (LZ) to confirm the fire. After confirming the fire, b6 & b7C notified Sierra National Forest Dispatch (See exhibit 2, 2020-09-07 MOI b6 & b7C).

September 5, 2020

On the morning of September 5, SA **breat** was notified of the Creek Fire. SA **breat** responded to the Creek Fire from the Dolan Fire, which was located on the Los Padres NF. While in route to the Creek Fire SA **breat** received multiple sources of information related to incident, including: a map identifying the suspected general origin area of the Creek Fire, the CAD card from Sierra NF Dispatch, and lightning activity maps from Sierra NF Dispatch.

While in route to the Creek Fire, SA ^{68,676} was monitoring radio traffic for the incident. Based on the immediate life threat, along with the immediate threat to communities and infrastructure surrounding the Creek Fire, SA ^{68,676} requested the assistance of the USFS Wildland Fire Investigation Team (see exhibit 3, 2020-09-05_SIR_b6 & b7C

September 6, 2020

On September 6 at approximately 1030 hours, SA **be a brc** LEO **be a brc** FPT **be a brc** SA **be a brc** and USFS Patrol Captain **be a brc** entered the Creek Fire and went to the location identified by fire suppression personnel as the access point to the origin area. Due to the amount of smoke, vegetation burning in the area, and active fire in the vicinity it was determined the area was unsafe to work in.



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At approximately 1400 hours, all personnel involved in the origin and cause investigation were in-briefed at the Sierra NF Supervisor's Office in Clovis, CA. Initial reporting parties and fire suppression personnel were identified, and team members were tasked with conducting interviews.

Investigator ^{b6 & b7C} conducted a telephonic interview with the first arriving **b6 & b7C** Air Attack--15, **b6 & b7C** AA-15 was identified on the Sierra NF Dispatch CAD card as the first air resource over the fire on September 4. During the interview, ^{b6 & b7C} substantiated the following:

AA-15 arrived over the fire at approximately 1900 hours on September 4. $b^{6 \& b7C}$ observed the fire burning near a creek bottom on the north facing slope of the hillside. $b^{6 \& b7C}$ indicated the fire was approximately one acre or less in size when they arrived. $b^{6 \& b7C}$ did not see any people in the area of the fire. $b^{6 \& b7C}$ directed one tanker plane to make a split drop on the fire. Additionally, a helicopter made two water drops on the fire. All air resources were then released from the fire and returned to the Fresno Air Tanker Base in Fresno, CA.

b6 & b7C provided Investigator b6 & b7C a map outlining where he first saw the fire. Additionally, b6 & b7C provided Investigator b6 & b7C with a photo taken by AA-15 b6 & b7C , as they were initially arriving over the fire (see exhibit 4, 2020-09-06_MOI AA15 b6 & b7C.

SA b6 & b7C contacted b6 & b7C is the b6 & b7C for Helicopter 25M (H25M), the helicopter identified as making water drops on the fire on September 4. b6 & b7C provided SA b7C with a mapped "pin drop" originally obtained from H25M b6 & b7C (see exhibit 5, 2020-09-06_SIR-H25M_b6 & b7C).

SA also contacted personnel assigned to Helicopter 534 (H534). H534 was identified on the Sierra NF Dispatch CAD card as another air resource that had responded to the Creek Fire. During SA distribution interview with H534 personnel, the following was substantiated:

While en route to the fire, H534 was directed by Air Attack to land at Ely Meadow. While flying over the fire, **b6 & b7C** indicated he saw light smoke but no flames. **b6 & b7C** indicated the location was close to the bottom of Big Creek. According to **b6 & b7C** the fire was stationary and not showing much growth. **b6 & b7C** estimated the size of the fire to be about one acre or less in heavy fuels (**see exhibit 6, 2020-09-06_SIR-H534**_b6 & b7C).

Due to the presence of powerlines and electrical utility infrastructure around the suspected origin area or the Creek Fire, preservation requests were submitted via email to both Southern California Edison (SCE) and Pacific Gas and Electric (PGE), by SA ^{bos bre} (see exhibit 7, 2020-09-06_SIR SCE phone cal ^{b6 & b7C}.

September 7, 2020

At approximately 0814 hours, SA ^{b6 & b7C} and LEO ^{b6 & b7C} interviewed **b6** & **b7C** and **b6** & **b7C** are both USFS firefighters on the Sierra National Forest. During the interview **b6** & **b7C** and **b6** & **b7C** & **b7C**

		O /Ella Namala
UAS	REPORT OF INVESTIGATION (Reference FSH 5309.11)	Case/File Number 20-05-MAMP0J1
b6 & b	mately 0900 hours, SA ^{be & b7C} conducted a telephonic interview with b6 & b7C 7C the Creek Fire. Based on ^{b6 & b7C} it was determined that ^{b6 & b7C} had uring the interview, ^{b6 & b7C} substantiated the following:	likely seen the fire in its early
agreed t		, agreed to provide SA
initial repo	mately 0930, SA ^{b6 & b7C} conducted a telephonic interview with b6 & b7C rting party by Sierra NF Dispatch. <mark>b6 & b7C</mark> is a <mark>b6 & b7C</mark> assigned to the Big Creek interview, <mark>b6 & b7C</mark> substantiated the following:	was identified as the station in Big Creek, CA.
b6 & b b6 & b also a Fo from the initially a	 indicated he did call the fire in to dispatch; however, it was actually a walk-in report a identified the walk-in subject as b6 & b7C and provided SA b6 & b7C and provided SA b6 & b7C also provided SA b6 & b7C with b6 & b7C orest Service employee, was one of the initial witnesses to the fire and assisted with direct Big Creek Helipad. b6 & b7C described his initial observations of the fire. b6 & b7C described his initial observations of the fire. b6 & b7C described his initial observations of the fire. b6 & b7C described his initial observations of the fire had b ng in heavy jackpotted fuels. 	contact information. indicated ^{b6 & b7C} who is cting initial suppression efforts C indicated the fire was
b6 & b vegetatio	TC indicated he had not observed lightning activity in the Big Creek drainage during the TC also indicated the area where he observed the fire is not very accessible to the publion and the large quantity of fallen bug kill trees. b6 & b7C also provided SA b7C with pin location of where he estimated the fire was at (see exhibit 2, 2020-09-07_MOI b6	ic due to the thick brush t <u>h a Google Earth i</u> mage and a
b6 & b7C b6 & b7C are detailed de	mately 1032 hours, SA ^{b6 & b7C} and LEO ^{b6 & b7C} interviewed b6 & b7C and b6 & b7C and b6 & b7C and b6 & b7C , respectively, for the Fresno 4 has both USFS firefighters on the Sierra National Forest. During the interview, b6 & b7C escription of their initial attack actions during the evening of September 4, when the fire firefighters b7C b.	and ^{b6 & b7C} provided a
At approxi substantia	mately 1158 hours, SA 568 b7C conducted a telephonic interview with b6 & b7C . Durin ted the following:	ng the interview, ^{b6 & b7C}
notified o b6 & b70 reported	contact information. ^{b6 & b7C} confirmed he had gone to the Big Creek Fire Station, after the fire to b6 & b7C . Additionally, ^{b6 & b7C} identified one of the subjects observe el as b6 & b7C , who is a Cal Fire firefighter (see exhibit 1	vided SA ^{b6 & b7C} with ^{b6 & b7C} observing the fire, and ed on a UTV by incoming fire
	mately 1237 hours, SA ^{b6 & b7C} conducted a telephonic interview with b6 & b7C. D ted the following:	ouring the interview, ^{b6 & b7C}

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(Photograph provided by AA-15b6 & b7C

At approximately 1250 hours, SA^{be & b7C} and LEO^{be & b7C} conducted a telephonic interview with b6 & b7C. b6 & b7C is a USFS firefighter assigned as b6 & b7C on Engine 42. b6 & b7C was identified as the first person to access the area of the fire on foot. During the interview, b6 & b7C substantiated the following:

b6 & b7C and engine 42 were in Prather, CA when they were dispatched to the fire reported to be below Camp Sierra. While on Huntington Road near Camp Sierra Engine 42 was flagged down by two subjects hanging pink flagging to alert responding resources of the fire's location. Engine 42 first attempted to drive down into the canyon, but realized the road was not accessible with the engine.

b6 & b7C continued on foot down the road, passing a woodchipper and fresh cuts on trees and brush along the road. Additionally, b6 & b7C noticed red and black flagging leading into the brush as he began to scout a way into the fire. As b6 & b7C continued hiking downhill towards the location of the fire, he continued to notice the flagging along with foot tracks that appeared to have been recent. The footprints appeared to only be going downhill towards the bottom of the canyon. Hatchet marks on the branches were also visible along with cigarette butts.

b6 & b7C was able to hike all the way to the fire's edge with the flagging and footprints still visible up to the fire.
 b6 & b7C estimated the fire to be 2 to 3 acres at the time, burning downhill towards Big Creek, with winds blowing 5-10

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miles per hour and gusting to 20 miles per hour, the slope was approximately 45%, fuel bed wa pine needles cast, and white thorn bush. With all the signs in the area b6 & b7C decided to l exhibit 14, 2020-09-07_MOI b6 & b7C).	
On September 7, and again on September 8, SA spoke with Sierra NF b6 & b7C observed in the area of the fire origin observed by initial attack suppression resources. During th substantiated the following:	regarding the flagging e conversations,
stated that the area north of the Dumpster Road and west of the Camp Sierra site contain timber sale and fuel break units that were part of the proposed Musick Project. Areas designate these units were marked with red and black striped flagging. Rather than being just around the this flagging was throughout the acreage so that a future contractor would know to cut the entire could be reforested.	d for reforestation within boundary of the unit,
emailed store several project maps related to the Musick Project within the Big Creek drait observed that units 39, 4, and 95 appeared to be in proximity to the fire as shown by the i photographs.	nitial attack
SA sked asked bit if she was familiar any other activity in the area. stated that she rece from SCE's b6 & b7C that they were conducting brushing and chipping work a areas of marked units. was unaware of any other significant recreation trails or use mining or occupancy associated with the sites.	•
SA stated asked what work had been recently completed in the units. stated that the the site was the reforestation marking, which was completed as of July 21, 2020, and forwarded 21, 2020 that documented the completion of the work. stated that no additional work had is conducted in the area, and as b6 & b7C she would know if any work was being conducted or Forest Service contractors in the units (see exhibit 15, 2020-09-07_MOI b6 & b7C.	recently been
At approximately 1800 hours, Investigator ^{b6 & b7C} reviewed the Fresno County Sheriff 911 record of the Creek Fire. According to <u>b6 & b7C</u> , only one person called in to Center. According to the recording, the caller was driving on Huntington Lake Road when she sat Sierra area. The call originated from phone # <u>b6 & b7C</u> and was traced back to the residence b6 & b7C . Lakeshore, CA. At the time the actual identity of the caller was unknow 07_FSO 911_b6 & b7C).	report the fire to FSO Dispatch aw drift smoke in the Camp ce of <mark>b6 & b7C</mark>
At approximately 1940 hours, SA break brea	
 b6 & b7C described the fire as being about ½ to 1 acre in size upon their arrival. b6 & b7C indicates the south side of the Big Creek drainage, west and slightly south of the confluence of Big Creek b6 & b7C estimated the fire to be approximately 100 yards above the creek bottom. b6 & b7C indicates the dead snag on fire. According to b6 & b7C the dead snag had spots on fire on it from the gramade two water drops on the fire. 	and Sheep Thief Creek. indicated there was a 150-foot ound up. b6 & b7C advised he

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also indicated he did not see any obvious trails or roads near the fire (see exhibit 17, 2020-09-07_MOI b6 & b7C (H25M b6 & b7C)

September 8, 2020

On September 8 at approximately 1000 hours, SA the time the fire began. During the second interview, beautic substantiated the following additional details:

b6 & b7C the fire on Facebook. Once b6 & b7C on Point Road he saw a small smoke chimney and a single standing dead snag, with the entire length of the snag on fire. According to b6 & b7C seeing b6 & b7C at the helipad as well. 2020-09-08_MOI b6 & b7C).

On September 8 at approximately 1100 hours, SA ^{b6 & b7C} interviewed **b6 & b7C** at the Incident Command Post (ICP). ^{b6 & b7C} a Forest Service employee, was identified as a witness to the early stages of the Creek Fire. During the interview ^{b6 & b7C} substantiated the following:

b6 & b7C was notified about the fire by b6 & b7C At approximately 1825 hours, $b^{6 & b7C}$ first saw the fire from the point (LZ). $b^{6 & b7C}$ stayed out on the point as a lookout while b6 & b7C was trying to gain access to the fire. $b^{6 & b7C}$ observed the tanker make split drops on the fire. $b^{6 & b7C}$ described the fire as a single column of smoke burning in heavier fuels. $b^{6 & b7C}$ said the column was dark and the fire was not moving much for the first 30-40 minutes. By the time the tanker had dropped, $b^{6 & b7C}$ could see open flames on the fire. $b^{6 & b7C}$ did not take any photos of the fire but indicated that $b^{6 & b7C}$ had good photos of the fire. When asked about the location of the fire, $b^{6 & b7C}$ indicated people do not go down that far on Big Creek to recreate. $b^{6 & b7C}$ described it as an unpleasant area, with an overgrown road that is difficult to get to (see exhibit 19, 2020-09-08_MOI b6 & b7C).

At approximately 1400 hours SA ^{b6 & b7C} FPT ^{b6 & b7C} and Investigator ^{b6 & b7C} went to the access point for the suspected origin area. The location in question is a large turnout on Camp Sierra Road, just north of Huntington Lake Road (commonly referred to as the "dumpster site"). At approximately 1450 hours, b6 & b7C and b6 & b7C and b6 & b7C is a logger from Tollhouse, CA. SA ^{b6 & b7C} and Investigator ^{b6 & b7C} is a logger from Tollhouse, CA. SA ^{b6 & b7C} and Investigator ^{b6 & b7C} is a logger from Tollhouse, CA. SA ^{b6 & b7C} and Investigator ^{b6 & b7C} is a logger from the early stages of the Creek Fire. During the interview ^{b6 & b7C} and b6 & b7C is substantiated the following:

be 3 b7C got a text message from 56 b7C indicating a smoke check had been dispatched in the area of Camp Sierra. and be a b7C drove to the end of point road to check it out (the LZ). be and been dispatched in the area of Camp Sierra. According to 56 b7C the fire was in its incipient stage. 56 b7C estimated the size of the fire as a spot approximately 50' x 50' or 100' x 100'. 56 b7C indicated the fire was really slow with low to no rate of spread at the time. There were no winds and the column was going straight up. Approximately 1-2 hours later, the down canyon winds started coming in with pretty good gusts. That is when the fire started running up the south slope with significant fire growth.

When asked about access to the area, ^{b6 & b7C} and <mark>b6 & b7C</mark> both indicated there were heavy and nasty fuels and the area was overgrown with oak, blackberries and manzanita. They also indicated it was steep terrain and described the area as ugly

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and nas	ty. Both ^{b6 & b7C} and <mark>b6 & b7C</mark> indicated they had taken some photos of the fire and see exhibit 20, 2020-09-08_MOI b6 & b7C).	agreed to email them to SA
	tional Forest b6 & b7C when he arrived on scene at the	S b6 & b7C on the Creek Fire. During the
radio. ^b high tre	was at the district office in Prather, CA when he heard Patrol b6 & b7C) call be b7C is familiar with the area of Big Creek, having worked there for several years and kr e mortality rate. be word arrived on scene at approximately 1910 hours and b6 & b7C mately 1921 hours.	in the smoke report over the new it was rough terrain with a at
b6 & t returned	b7C (E-42) arrived on scene prior to ${}^{b6 \& b7C}$ and attempted to make access where ${}^{b6 \& b7C}$ recalled ${}^{b6 \& b7C}$ was having trouble accessing the area due to the thick b7C saying he had begun to see fresh cuts in the brush and footprints in the area. After to ${}^{b6 \& b7C}$ location they discussed ${}^{b6 \& b7C}$ observations and concluded there make area, although no marijuana plants or irrigation lines were seen by ${}^{b6 \& b7C}$	brush. ^{b6 & b7C} also recalled b6 & b7 C disengaged and
how to a and wat	time later, Fresno Crew 3 and Fresno Crew 4 reengaged the fire. b6 & b7C went with access the area of the fire. b6 & b7C reported to b6 & b7C that the fire was approximate er drops at the head of the fire. Additionally, multiple dead standing trees were on fire. A ged from suppression efforts due to the fire burning in the dead standing trees in the area	ely 1 acre in size with retardant Il resources were eventually
^{b6 & b7C} b6 &	also stated access to the area prior to the fire was unlikely by the general public (see exh b7C).	nibit 21, 2020-09-08_MOI
Septemb	er 10, 2020	
California	mber 10 at approximately 0900, Investigator ^{b6 & b7C} received and reviewed 911 recordin Highway Patrol (CHP). A review of the recordings confirmed there were no reports of the ober 5 (see exhibit 22, 2020-09-10_CHP 911_ b6 & b7C).	
cabin owr operation	orning of September 10, SA ^{b6 & b7C} spoke with <mark>b6 & b7C</mark> her at Camp Sierra, a small community consisting of recreational cabins and a commercia . The area of Camp Sierra is the closest populated area to the identified origin area of the with <mark>b6 & b7C</mark> she substantiated the following:	
referred area fre been do road tha along th in that a also adv	family has had a cabin in Camp Sierra for many years. There is a trail from Camp Sier to as "the potholes", but that trail goes up drainage from the Camp Sierra area. $b^{6 \ \& b7C}$ quently. When SA $b^{6 \ \& b7C}$ showed $b^{6 \ \& b7C}$ the general location the Creek Fire started, s were tree because the vegetation was so thick and there were so many trees down. $b^{6 \ \& b7C}$ at was overgrown, which goes down to Big Creek in the general area of the origin. $b^{6 \ \& b7C}$ has not noticed an in rea. $b^{6 \ \& b7C}$ also indicated there were trees down along the fire road, making it inacces vised that people from Camp Sierra don't generally hike down drainage along Big Creek bed there are a lot of areas that cliff out.	walks and hikes around the he indicated she had never b7C was aware of an old fire did indicate she walks crease in foot or vehicle traffic ssible for vehicles. b6 & b7C

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b6 & b7C mentioned there have been rumors among cabin owners within Camp Sierra that there was a marijuana grow somewhere below the camp. b6 & b7C indicated she had never seen anything in the area to corroborate the rumor.

b6 & b7C was at her cabin in Camp Sierra the day the fire started. She indicated her cabin is b6 & b7C Camp Sierra and they were out on the back deck most of the evening. b6 & b7C specifically recalled she did not hear any shooting in the area the entire day. b6 & b7C said the road behind the dumpsite is outside of the no shooting area, so people do go back there to shoot sometimes (see exhibit 23, 2020-09-10_MOI b6 & b7C).

September 11, 2020

On September 11, SA ^{b6 & b7C} conducted telephonic interviews with Forest Service employees assigned to lookout towers around the area where the Creek Fire had originated. SA ^{b6 & b7C} spoke with **b6 & b7C** (Mt. Tom Lookout), **b6 & b7C** (Shuteye Lookout), and **b6 & b7C** (Shuteye Lookout). During the interviews with the lookouts, the following was substantiated:

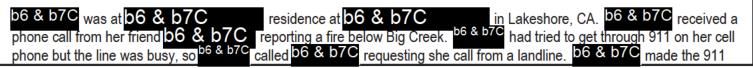
b6 & b7C, the Mt. Tom lookout indicated the monsoonal thunder and lightning storms that typically develop on the crest of the Sierra-Nevada mountain range do not typically reach the area of Big Creek. When asked specifically about the lightning event that occurred during the overnight hours of August 23-24, b6 & b7C could not recall if he was working. Additionally, b6 & b7C indicated Kaiser Peak and the Kaiser mountain range obstruct his view from the lookout to the area of Big Creek and the area towards Shaver Lake.

b6 & b7C, one of the Forest Service employees assigned at the Shuteye lookout, indicated the majority of lightning activity he has observed over the summer was to the east of the lookout, in the area of Balloon Dome. **b6 & b7C** also advised there is typically a decent view towards the Big Creek area; however, it is partially obstructed by a ridgeline. When asked specifically about the lightning event that occurred during the overnight hours of August 23-24, **b6 & b7C** said he had swapped out with the other Shuteye lookout, **b6 & b7C**.

b6 & b7C, the other Forest Service employee assigned at the Shuteye lookout, indicated visibility from the lookout was limited prior to and on the day the Creek Fire started, due to smoke from the surrounding wildfires. b6 & b7C indicated he could not see the Creek Fire from the lookout when it was first called in on September 4, 2020, due to reduced visibility caused by smoke. When asked specifically about the lightning event that occurred during the overnight hours of August 23-24, b6 & b7C indicated the lookout got really socked in and there was poor visibility to the east and west. Additionally, b6 & b7C recalled getting woke up by the thunder associated with the storm; however, he did not stay awake and watch the storm as it passed over (see exhibit 24, 2020-09-11_SIR_b6 & b7C

September 15, 2020

On September 15, 2020, Investigator ^{b6 & b7C} went to Big Creek to meet with ^{b6 & b7C}, in order to obtain original photographs directly from ^{b6 & b7C} phone (see exhibit 25, 2020-09-15 MOI ^{b6 & b7C} Photos b6 & b7C While in Big Creek, Investigator ^{b6 & b7C} also encountered and interviewed **b6 & b7C** the first 911 caller for the Creek Fire. During the interview b6 & b7C



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call to the Fresno Sheriff's 911 dispatch center reporting the fire. ^{b6 & b7C} arrived at <mark>b6 & b7C</mark> call was completed and showed b6 & b7C a picture of the fire taken on b6 & b7C mobile photeness of the fire taken on b6 & b7C arrived at b7C arrived at b6 & b7C arrived at b7	residence after the 911 ne (see exhibit 1, 2020-09-
Investigator be & b7C also encountered and interviewed be & b7C was the fire. During the interview be & b7C substantiated the following:	ne first person to notify
b6 & b7C was at his home in Big Creek, CA. b6 & b7C received a phone call from his wis social media there was a fire near Big Creek. b6 & b7C rode his motorcycle up Huntington L Slide" to see the fire. b6 & b7C confirmed there was a fire and returned to his house in Big C the way to his house, b6 & b7C saw b6 & b7C and stopped to tell him there was a fire. b6 b7C pictures of the fire when he first saw it from the "Beaver Slide" area (see exhibit 26, 2020-09-15).	ake Road to the "Beaver Creek to begin evacuating. On & b7C did not take any
Investigator ^{b6 & b7C} also spoke with b6 & b7C while in Big Creek. b6 & b7C is b6 & with her when they initially saw the fire from the "Beaver Slide" on Huntington Lake Road. During the substantiated the following:	
b6 & b7C was riding his motorcycle with his wife, b6 & b7C , to the b6 & b7C readinner. When they were near the "Beaver Slide" on Huntington Lake Road, and b6 & b column coming from the canyon below Big Creek. b6 & b7C tried to call 911 from her cell b6 & b7C then called her friend, b6 & b7C at the b6 & b7C residence to call b6 & b7C took a picture with her mobile phone, and they continued up to the b6 & b7C	7C both noticed a smoke phone but the line was busy. <u>9</u> 11 from a landline phone.
Investigator ^{b6 & b7C} spoke with b6 & b7C via telephone regarding the picture she had taken indicated she was looking for the pictures on her phone but had not been able to find them (see ex b6 & b7C).	
While in Big Creek, Investigator ^{b6 & b7C} was also provided contact information for ^{b6 & b7C} and ^{b6 & b7C} and ^{b6 & b7C} and ^{b6 & b7C} and ^{b6 & b7C} had taken phot from the Big Creek Heliport on the day the fire started. ^{b6 & b7C} and ^{b6 & b7C} provided Investigator ^{b6} had taken via mobile phone (see exhibit 28, 2020-09-15_MOI ^{b6 & b7C} Photos_b6 & b7C); and exhibit 28, 2020-09-15_MOI ^{b6 & b7C} Photos_b6 & b7C).	ographs of the Creek Fire ^{8 b7C} with the photos they
ORIGIN AND CAUSE INVESTIGATION (see exhibit 30, FS-5300-45 Wildland Fire Origin and Cause Repor	-+)
September 6, 2020	
	SFS Patrol Captain Sectore as the access point to the ity it was determined the area

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At approximately 1630 hours, SA attempted to reach the access point to the origin area again. Due to active fire spread and fire suppression efforts along Highway 168 near Camp Edison, SA was not able to access the area (see exhibit 31, 2020-09-06 SIR b6 & b7C

September 7, 2020

At approximately 1200 hours, Investigator ^{b6 & b7C} attempted to reach the access point for the suspected origin area, to determine if it would be safe for origin and cause investigators to enter the area. As ^{b6 & b7C} passed Cressman's Market on Highway 168, he observed heavy fire activity impacting the area east of his location. ^{b6 & b7C} was forced to turn around due to the fire activity. A short time later, ^{b6 & b7C} made a second attempt and was successful at getting through the perimeter of the fire. When ^{b6 & b7C} reached the access point he observed heavy down fuels and stumps still burning, along with many snags near and along the access road to the suspected origin area. Investigator ^{b6 & b7C} returned and advised the team that chainsaws, off highway vehicles and possibly a dozer would be needed to gain access to the origin area (see exhibit 33, 2020-07-07_Daily Log_ b6 & b7C

September 8, 2020

September 9, 2020

On the morning of September 9, origin and cause investigators returned to the suspected origin area. Personnel used off highway vehicles to gain access to the area above the origin. FPT ^{bes bree} and LEO ^{bes bree} began observing burn indicators within the advancing run observed the day prior by FPT ^{bes bree} SA ^{bes bree} and Investigator ^{bes bree} hiked the GPS track provided by Fresno 3 **bes bree**. SA ^{bes bree} and Investigator ^{bes bree} walked to the east down the trail created by the crews during initial attack and followed a small drainage towards Big Creek. ^{bes bree} and ^{bes bree} did not observe any signs of recent human activity in the area, aside from the signs of suppression activities. SA ^{bes bree} hiked from the area of Camp Sierra to the suspected origin area. SA ^{bes bree} observed a well-used trail accessing Big Creek in the area below Camp Sierra known as "the potholes". As SA ^{bes bree} continued west the trail diminished significantly, and the terrain became steep. SA ^{bes bree} did not observe any signs of recent human activity in the area beyond the potholes below Camp Sierra (**see exhibit 39, 2020-09-09_SIR_ bes bree**

To the north of the origin area, Investigators observed aerial retardant on the rocks and vegetation. Investigators believed this to be a second drop from the tanker during initial attack suppression on September 4. Additionally, Investigators were able to use photographs taken by Fresno 3 b 6 & b7C on the evening of initial attack to identify the northeast edge of the fire at

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the time the photo was taken. As investigators hiked out of the area, they followed the line cut in by the Fresno Crews during initial attack. The line in question travelled up from a small drainage to the two-track where the retardant line was identified (see exhibit 40, 2020-09-09_Daily Log_b6 & b7C

On the evening of September 9, SA between the Corelogic STRIKEnet lightning data for the area between the dates of August 22, 2020 and September 4, 2020. The lightning data identified three cloud-to-ground lightning strokes within a fifteenmile radius of Big Creek; however, none of the strokes were in the immediate vicinity of the identified origin area. Additionally, all three documented lightning strokes occurred during the early morning hours on August 24, 2020 (see exhibit 42, 2020-09-09_CoreLogic Lightning Maps_b6 & b7C

September 10, 2020

On the morning of September 10, Investigators **b6 & b7C** and ^{b6 & b7C} entered the area above the origin utilizing off highway vehicles. Investigators continued to observe and flag fire spread indicators within the identified general origin area.

On the afternoon of September 10, Fire Engine Operator (FEO) b6 & b7C the first resource to hike into the fire on September 4, met with investigators near the origin area. FEO b6 & b7C identified the area where he observed the fire burning to investigators. Additionally, b6 & b7C pointed to a large snag and identified the tree as the "candlestick" (burning snag) that was burning when he first approached the fire (see exhibit 46, 2020-09-10_MOI b6 & b7C).

Due to the hazard posed to investigators by the standing burned snag, along with several other snags within the general origin area, personnel were unable to continue working any further into the area. As personnel departed the area, SA because and Investigator beta break bre

On the evening of September 10, SA tilized Earth Networks system to obtain additional lightning data for the area the Creek Fire originated. The lightning data obtained from Earth Networks was from August 21, 2020 to September 5, 2020. According to the lightning data captured by Earth Networks, there were three cloud-to-cloud strikes and one cloud-to-ground strike during the time period; however, all strikes were at least eight miles west-northwest of the Creek Fire origin area (see exhibit 47, 2020-09-10_Report-Earth Networks Lightning Map 08212020-09042020_bf & b7C

Additionally, SA dotting obtained two more sets of Corelogic STRIKEnet lightning data for the area covering the dates of July 25, 2020 to August 21, 2020. The lightning data identified 10 additional cloud-to ground lightning strikes within a fifteen-mile radius of Big Creek; however, none of the strikes were in the immediate vicinity of the identified origin area (see exhibit 48, 2020-09-10_CoreLogic Lightning Maps__________).

September 11, 2020

On the morning of September 11, Investigators **b6 & b7C** gained access to the origin area. The hazard trees identified the day prior were still standing. Investigators continued to identify spread indicators in areas away from the snags. and b6 & b7C determined they could not proceed with the origin and cause investigation until the hazard snag was mitigated. located a standing live fir tree to the south of the snag. the snag and knocking it to the ground. The fir tree contacted the snag; however, it did not knock it down. At approximately 1400 hours b6 & b7C hours and b6 & b7C determined they could not proceed with the origin and cause investigation until the hazard snag was mitigated. Is a break br

September 12, 2020

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On September 12, Investigator b6 & b7C obtained camera footage from the Meadow Lakes Fire Detection Camera, located in the Meadow Lakes area of unincorporated Fresno County. The camera in question is part of the Alert Wildfire camera system which is a system of cameras throughout the western United States used to detect fires and monitor fire activity. Investigator b6 & b7C reviewed footage obtained from the Meadow Lakes camera from September 2, 2020 through September 4, 2020. Based on Investigator b6 & b7C review of the camera footage, he determined the area was hazy but moderately clear during the time prior to the Creek Fire starting. Additionally, Investigator b6 & b7C did not observe any cloud buildup or storm cells over the general fire area that was shown on the camera (see exhibit 51, 2020-09-12_Daily Log_b6 & b7C).

On September 12 at approximately 0800 hours, Investigators **b6 & b7C** met at the two-track road and accessed the origin area. The identified hazard tree was still standing and displayed minimal fire activity in the areas it had been burning on days prior. **beautometer and beautometer and flagged** burn indicators to the northeast of the snag. Lower burn intensity was observed to the northeast of the snag indicated by protection on brush stems and rocks (backing fire).

and b6 & b7C walked the west side of the ridgeline, confirming westerly advancing fire spread starting at the ridgeline and continuing west. Spread indicators observed and flagged included protection behind rocks, sooting and staining on rocks, cupping on small brush trunks and protection on trees. b6 & b7C and b6 & b7C continued in a clockwise direction around the identified origin area. North of the origin area they observed and flagged low intensity fire spread indicating backing fire from the area near the snag to the north and northeast. Additionally, much of the ground litter in this area to the north and northeast of the origin was not fully consumed, and the ladder fuels displayed minimal fire damage (see exhibit 52, 2020-09-12_Daily Log_b6 & b7C and exhibit 53, 2020-09-12_SIR_b6 & b7C

September 13, 2020

Due to the continued presence of hazardous snags within the origin area, investigation team members determined no additional examination of the origin area could be completed without mitigating the hazard posed by the snags. Investigators determined the best course of action would be to have the hazard trees felled. Investigator b^{6 & b7C} coordinated with b⁶ & b^{7C} assigned to the Creek Fire to have a felling team cut the hazard trees down (see exhibit 54, 2020-09-13_Daily Log_^{D0 & D/C})

September 14, 2020

On September 14th at approximately 0830 hours, fire investigation personnel, along with two fallers assigned to the fire (the), met at the two-track to access the origin area. **b6 & b7C** was escorted into the origin area and fell the three hazard trees identified within the origin area. Within the general origin area, **b6 & b7C** was escorted into the origin area and fell the three hazard fallers assigned to the west which was being consumed by fire at its base. **b7C** felled a tree partially consumed by fire and a second large Ponderosa Pine to the west which was being consumed by fire at its base. **b7C** felled both of these trees to the north and down the slope--away from the specific origin area. **b6 & b7C** felled a burning Douglas Fir that was within the specific origin area.

After the snag was felled, **b6 & b7C** observed and flagged burn indicators around the area and to east. Backing indicators with low burn intensity were observed such as protection and curling on brush stems east of the large snag (heel of the initial advancing run and left flank). Based upon these indicators, a specific origin area (SOA) was established as approximately a 5-foot radius from the center of stump of the felled large snag.

At approximately 1430 hours, and Cal Fire Law Enforcement Battalion Chief **b6 & b7C** photographed the general origin area of the Creek Fire from the Southern California Edison Helipad located in Big Creek, California. SA data and BC b6 & b7C duplicated the approximate locations of photographs taken shortly after the fire was reported on September 4, 2020.

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As a reference point, ^{b6 & b7C} and ^{b6 & b7C} stood in the general origin area and ^{b6 & b7C} stood on the stump visible from the Big Creek Helipad, this stump was just east of the specific origin area. This stump was also 33'4"east of the Douglas Fir stump located in the specific origin area (the Douglas Fir stump was not visible from the Big Creek Helipad as the site line was obstructed by small trees and brush). ^{b6 & b7C} took 17 photographs from this location. By comparing the photographs ^{b6 & b7C} and **b6 & b7C** provided with the series of photographs taken by ^{b6 & b7C} it appeared that the Douglas Fir felled within the specific origin area was the same tree photographed with visible flame in the top portion of the tree shortly after the fire was reported (see **exhibit 57, 2020-09-14_SIR_Tree Falling and Photographs from Big Creek Helipad**_^{b6 & b7C}

September 15, 2020

On September 15 at approximately 0845 hours, investigators accessed the Creek Fire origin area. **Sector** and **Sector** arrived on scene and made a close visual inspection within the SOA. No competent ignition sources were found within the identified specific origin area. A significant opening (crack) in the fallen snag, which ran from the top of the remaining tree snag to the base of the trunk, was once again inspected. The crack appeared to run through the bark on the eastern side of the trunk. Investigators examined the area surrounding the stump of the felled snag to determine if blow holes, fulgurites, or other signs of lightning were present. Investigator inspected the root collar area and methodically dug a hole at the base of the trunk where the crack met the soil. **Sector** used small tools, wooden skewers and a two-inch paint brush to slowly pick and brush away the soil, with the intention of observing the roots of the tree for possible damage due to a lightning strike. At approximately 15 inches deep from the surface of the soil, **Sector** located what appeared to be charred material. SA **Sector** collected three samples of the possible charred debris for future examination, if possible (**see exhibit 60, 2020-09-15 SIR-Collection of Charred Root Debris**.

September 16, 2020

On September 16, SA beautic contacted beautic co

SA^{b6 & b7C} also contacted **b6 & b7C**, a meteorologist with the National Weather Service that was **b6 & b7C b6 & b7C** for the southern portion of the fire. **b6 & b7C** assisted SA **b6 & b7C** by obtaining a series of photos and videos of weather systems that moved over the origin area prior to the start of the Creek Fire. The videos and photos contain radar data based on precipitation intensity (**see exhibit 63, 2020-09-16-SIR b6 & b7C**

September 17, 2020

On September 17, **b6 & b7C** on the Sierra National Forest was escorted by investigators and conducted an inspection of the snag tree within the specific origin area previously identified by origin and cause investigators. The tree in question had been partially consumed by fire and felled on September 14 due to the hazard it posed to personnel conducting the investigation in the area. ^{b000070} was requested to examine the tree in order to identify the species, the estimated height prior to burning, and to determine whether the tree was live or dead at the time of the ignition of the Creek Fire (**see exhibit 64, 2020-09-17_SIR**¹⁰⁰⁰⁰⁷⁰ Tree Cruise

Based on between 45-48". The remains of the tree measured at approximately 94"-8" with no true top present.



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determined the tree was likely dead when the Creek Fire started. Additionally, did not observe any obvious signs of lightning inflicted wounds that were outwardly apparent on the tree (see exhibit 65, 2020-09-17_Tree Report________

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September 22, 2020

On September 22, SA sector accessed the origin area of Creek Fire on foot. Due to rumors circulating that the cause of the Creek Fire was associated with a marijuana cultivation site, SA hiked areas surrounding the origin of the Creek Fire, which had not been previously hiked by investigators, in an attempt to identify if there was a cultivation site in the surrounding area. SA first hiked the unnamed drainage just south and east of the Creek Fire origin area and did not observe signs of recent cultivation activity. Additionally, SA first hiked up Sheep Thief Creek from its confluence with Big Creek up towards Stump Springs Road and did not observe any signs of recent cultivation activity. Lastly, SA first hiked down drainage along the southern side of Big Creek from the Creek Fire origin and did not observe recent signs of cultivation activity.

September 24, 2020

On September 24, SA conducted a registration check on the woodchipper that was located on the two-track road above the origin area of the Creek Fire. The woodchipper had been burned as a result of the Creek Fire. Additionally, there were signs of recent hazard fuels removal activity along the powerlines near the chipper. The woodchipper came back registered to Mowbray's Tree Service in San Bernardino, CA. SA contracted Mowbray's was contracted by SoCal Edison to conduct vegetation removal along their powerlines and infrastructure.

SA ^{b6 & b7C} contacted **b6** & **b7C**, a Senior Utility Forest for SoCal Edison. ^{b6 & b7C} had emailed Forest Service ^{b6 & b7C} b6 & b7C on August 22, 2020. The email indicated he had crews in the area of Big Creek, within the Musick Project area, cutting brush and small trees. During my conversation with ^{b6 & b7C} I requested contact information for the crew working with the chipper down on the two-track road behind the Camp Sierra dumpster. ^{b6 & b7C} indicated he would reach out to the contractor, Mowbray's, to see if there were any crews working in the area on the day the Creek Fire started.

SA beaution also spoke with **b6 & b7C**, a Lightning Technical Support Specialist with Vaisala. CoreLogic STRIKEnet reports are generated using data obtained from Vaisala's National Lightning Detection Network (NLDL). SA beaution had previously reached out to Vaisala, requesting them to review lightning data in the area of the Creek Fire prior to the time the Creek Fire was reported. The task of reviewing the data would involve such an exponential amount of data that it would not be feasible. The task of reviewing the data would involve such an exponential amount of data that it would not be feasible. The task of reviewing the data would involve such an exponential amount of data that it would not be feasible. The task of reviewing the task of reviewing the reliability of Vaisala's sensors to detect lightning activity. According to be the task of stational Lightning Detection Network (NLDN) is capable of detecting approximately 70-80% of cloud-to-ground lightning strokes. Additionally, the NLDN detects approximately 90-95% of all cloud-to-ground lightning flash contains multiple lightning strokes) (see exhibit 66, 2020-09-24_MOA_b6 & b7C

September 25, 2020

On September 25, **b6 & b7C** all cabin owners in the Camp Sierra Tract. SA b6 & b7C also spoke with **b6 & b7C** is involved in the **b6 & b7C** of Camp Sierra. SA b6 & b7C requested contact information for subjects that had rented cabins in Camp Sierra when the Creek Fire started. **b6 & b7C** indicated three of the four groups had checked in prior to the fire starting. **b6 & b7C** did not have contact information for the renters available, because it is still at Camp Sierra.

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indicated b6 & b7C w	b6 & b7C , a claims specialist with SoCal Edison, contacted SA act information for b6 & b7C for Mowbra would be able to get SA b6 & b7C into contact with the crew leader and crew mocated on the two-track road above the Creek Fire origin.	ay's Tree Service. b6 & b7C
SA <mark>b6 & b7C, b7E 25_MOA_^{D6 & b7C}</mark>	■ (see exhibit 6	37, 2020-09-
September 27, 2020		
On September 27, SA D United States Attorney's	6 & b7C, b7E Office-Fresno for review. Additionally, SAb6 & b7C, b7E	, Assistant
September 28, 2020		
Mowbray's employees. track road that leads to the	the origin area, on the day the Creek Fire started. The Mowbray's Camp Sierra; however, they were along Huntington Lake Road.	
Some work had been cor points on the mapping da	rewmembers showed SA ^{book bree} the online mapping database used to track ompleted in the area of the access road; however, it was well prior to Septe latabase in the area of the two-track road that had been edited at 0533 hou vbray's. The identifiers associated with the edits were b6 & b7C and b6	ember 4. There were some urs September 4, but they were
various locations and use sometimes the sub-contr may have been working sub-contracted companie agreed to check with the	oper located on the two-track road, b6 & b7C indicated they would some them as needed. Additionally, b6 & b7C indicated Mowbray's employ ractors will lease equipment from Mowbray's. b6 & b7C indicated it was down on the access road where the chipper was located. b6 & b7C als is working in the area, ITM (International Tree Management) and Unlimite Mowbray's sub-contractors to determine if they had been working on the to d (see exhibit 68, 2020-09-28_MOA_b6 & b7C	y's sub-contractors and s possible that sub-contractors so indicated there were two ed Tree Service. <mark>b6 & b7C</mark>
October 28, 2020		
On October 28, SA b6 November 5, 2020	& b7C, b7E	
November 5, 2020		

On November 5, SA b6 & b7C, b7E

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November 6, 2020	(
On November 6, SA	o6 & b7C, b7E	
December 14, 2020		
On December 14, SA	b6 & b7C, b7E	
December 15, 2020		
On December 15, SA	b6 & b7C, b7E	
December 25, 2020		
On December 25, D	6 & b7C, b7E	
January 3, 2021		
On January 3, <mark>b6</mark> &	6 b7C, b7E	
January 27-28, 2021		
On January 27, b6		
On January 27 28 S/	Ab6 & b7C, b7E	
Off January 27-20, 37		
February 5, 2021		
On February 5, <mark>b6</mark> 8	& b7C, b7E	

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b6 & b7C, b7E		
b6 & b7C, b7E		
b6 & b7C, b7E		
February 8, 2021		
On February 8, SA b6 & b7	'C, b7E	
February 10, 2021		
On February 10, SA <mark>b6 & b</mark>	7C, b7E	
February 16, 2021		
On February 16, SA b6 & b	7C, b7E	
February 19, 2021		
On February 19, SA b	7C, b7E	

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b6 & b	97C, b7E	
February	26, 2021	
On Febru	ary 26, SA <mark>b6 & b7C, b7E</mark>	
March 19), 2021	
On March	19, SA <mark>b6 & b7C, b7E</mark>	
Additiona	lly, SA <mark>b6 & b7C, b7E</mark>	
March 23	8, 2021	
On March	23, SA <mark>b6 & b7C, b7E</mark>	
April 1, 2	021	
On April 1	I SA b6 & b7C, b7E	
April 13,	2021	
On April 1	ß,b6 & b7C, b7E	
April 15,	2021	
On April 1	15, SA <mark>b6 & b7C, b7E</mark>	

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b6 & b7C, b7E		
b6 & b7C, b7E		
April 16, 2021		
On April 16, SA b6 & b7C, b7 E		
April 29, 2021		
On April 29, b6 & b7C, b7E		
	CONCLUSION	
CAUSE DETERMINATION:		
Excluded Cause Categories:		

Based on information identified during the investigation and observations made within the Creek Fire origin area, investigators excluded a number of cause categories, including: equipment use, campfire, debris burning, railroad, children, and the categories falling under miscellaneous (power lines, fireworks, cutting, welding, grinding, firearms use, blasting, structures, glass reflection/refraction, spontaneous combustion, and flare stacks/fire pits).

Included Possible Cause Categories:

• Smoking

Investigators were not able to exclude smoking as a possible cause of the Creek Fire. The Guide to Wildland Fire Origin and Cause Determination handbook identifies the cause category of smoking as wildfires caused by smoking activities or accoutrements, including matches, cigarettes, cigars, pipes, illegal substances, etc. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 207, (2016). In determining the probability of a cigarette as a competent ignition source, investigators consider the following: physical characteristics of the cigarette, environmental factors, physical placement factors. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 207, (2016). Cigarette ignition factors are 0% RH, Start Likely; 10% RH, Start Possible; 18% RH, Start Unlikely; and 22% RH, No Start. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 208, (2016). Environmental factors include: finely particulate fuel bed, loose fuel arrangement, fine dead fuel moisture (FDFM) less than 14%,

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80°F + ambient temperature, microclimate location (temperature at ground level vs. temperature at higher level), Relative Humidity (RH) of 22% or less. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 208, (2016).

The environmental factors within the identified origin area of the Creek Fire were within the parameters required for smoking to be considered as a possible cause. The weather recorded by fire suppression personnel at 2000 hours on September 4, 2020, was as follows: temperature 80 °F, relative humidity 20%, and winds 0-5 mph out of the southeast. Additionally, the weather recorded at a Southern California Edison weather station in Big Creek, CA at 1820 hours on September 4, 2020, was as follows: temperature 80 °F, relative humidity 20%, and winds 3 mph out of the west. The ground fuel bed in the area of the origin was a combination of light annual grasses mixed with leaf litter along with areas containing a heavy duff layer consisting of pine needles, leaves and twigs. The fine dead fuel moisture for the Sierra National Forest is currently at critical levels, well below 14%.

There was no physical evidence located within the origin area of the Creek Fire to support smoking as a probable cause. However, USFS FEO **b6 & b7C** indicated he observed hatchet marks on vegetation as well as cigarette butts as he was initially gaining access to the Fire. Additionally, investigators observed areas within the general origin where re-burn may have occurred due to rolling debris downhill, indicating that portions of the origin area may have burned a second time after the Creek Fire initially started. Subsequent follow-up investigation into the Creek Fire has failed to identify the presence of a subject/s in or around the origin area for a time period of 12 hours before and immediately after the Creek Fire was reported (from 0700 hours to 1900 hours on September 4, 2020).

Arson/Incendiary

Investigators were not able to exclude arson/incendiary as a possible cause of the Creek Fire. The Guide to Wildland Fire Origin and Cause Determination handbook identifies the cause category of arson/incendiary as wildfires deliberately or maliciously set with the intent to damage or defraud. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 215, (2016). Arson is more specifically defined as the intentional and wrongful burning of someone else's property or one's own property (as to fraudulently collect insurance). (Garner, 2009) "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 299, (2016). Incendiary is more specifically defined as deliberately and unlawfully setting fire to property. (Garner, 2009) "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 299, (2016). These terms are often used interchangeably.

No evidence specifically supporting arson/incendiary was located within the origin of the Creek Fire. However, due to the fact there was not conclusive data, physical evidence, or witness accounts of lightning activity in the area, investigators cannot rule out the possibility that the Creek Fire was caused by arson/incendiary. The Guide to Wildland Fire Origin and Cause Determination handbook indicates the majority of wildland arson fire scenes are accessed by motor vehicles due to the low risk of access and egress (PMS 412, Chapter 7, page 303). The Creek Fire origin was not accessible by vehicle and would have required a suspect to hike in a significant distance, with an increased risk and exposure during egress from the area. The follow-up investigation into the Creek Fire has failed to identify the presence of a subject/s in or around the origin area for a time period of 12 hours before and immediately after the Creek Fire was reported (from 0700 hours to 1900 hours on September 4, 2020).

Included Probable Cause Category:

• Lightning

Investigators ultimately concluded lightning is the probable cause of the Creek Fire. The Guide to Wildland Fire Origin and Cause Determination handbook identifies the cause category of lightning as any wildland fire started as the result of lightning activity. Lightning occurrence maps are a significant tool to be utilized in suspected lightning caused fires. Lightning is



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discharged static electricity associated with thunderstorm activity. Lightning is typically a series of short bursts approximately two inches in diameter, lasting for about one-half second. These lightning discharges include cloud-to-ground strikes which are in the range of 100 million volts, 200,000 amperes, and 54,000 °F. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 197, (2016). The circumstances indicating a possible lightning strike as a cause includes recent electrical storm (hours/days/weeks) activity in the area, the presence of indicators of sleepers and holdovers, scarring on trees or snags, precipitated sap, needle shower, ballistic penetration of adjoining vegetation by needles and small twigs or splinters, blow-holes at base of tree, fulgurites, and splintered wood or vegetation. "NWCG Handbook", PMS 412, NFES 1874, Chapter 6, page 197, (2016).

Investigators initially examined lightning activity data provided to them by Sierra National Forest Dispatch (obtained through the BLM Lightning Services Database) on September 5, 2020. The data obtained from the BLM Lightning Services Database indicated there had been no lightning activity near or surrounding the Creek Fire origin area for the previous seven days. Additionally, SA retrieved lightning data from Earth Networks. According to Earth Networks, there were four lightning strokes in the general area between August 21, 2020 (00:00 PDT) and September 4, 2020 (23:55 PDT). All of the lightning strokes detected by the Earth Networks system occurred on August 24, 2020. Only one of those four strokes detected by Earth Networks was cloud to ground and all the strokes detected were over eight miles away from the origin area of the Creek Fire.

SA also retrieved STRIKEnet lightning data reports from CoreLogic to determine if lightning activity was present at or near the identified origin area of the Creek Fire. CoreLogic STRIKEnet reports use data from Vaisala's National Lightning Detection Network (NLDN). Vaisala identifies their NLDN network as being the most comprehensive lightning strike archive database in North America. According to Vaisala, their NLDN is capable of identifying approximately 70-80% of all cloud-to-ground strokes that occur. Additionally, Vaisala's NLDN is able to detect approximately 95% of all cloud-to-ground lightning flashes that occur. A "lightning stroke" is a lightning discharge that connects a charge region in a cloud to the ground. A "lightning flash" consists of one or more cloud pulses and/or cloud-to-ground strokes that typically occur within one second (https://www.vaisala.com/sites/default/files/documents/Lightning-Booklet.pdf). According to the STRIKEnet report for Saturday August 22, 2020 (00:00 PDT) through Friday September 04, 2020 (23:59 PDT), there were three cloud-to-ground lightning strokes detected within a fifteen-mile radius of the identified origin area for the Creek Fire. All three of the strokes occurred on the morning of August 24, 2020, and were over eleven miles away from the origin area of the Creek Fire. According to the STRIKEnet report for Saturday August 8, 2020 (00:00 PDT) through Friday August 21, 2020 (23:59 PDT), there were four cloudto-around lightning strokes detected within a fifteen-mile radius of the identified origin area for the Creek Fire. The four strokes identified during this timeframe all occurred on August 17, 2020, and were over twelve miles away from the origin area of the Creek Fire. According to the STRIKEnet report for Saturday July 25, 2020 (00:00 PDT) through Friday August 7, 2020 (23:59 PDT), there were three cloud-to-ground lightning strokes detected within a fifteen-mile radius of the identified origin area for the Creek Fire. The three strokes identified during this timeframe occurred on July 25-26, 2020, and were all over twelve miles away from the origin area of the Creek Fire. The CoreLogic STRIKEnet reports include maps identifying the locations of the recorded lightning strokes. Additionally, confidence ellipses for each stroke are identified on the map. The Lightning Confidence Ellipse Map indicates with 99% certainty that the recorded lightning even contacted the ground within the bounds of the ellipse.

Based on the rate of error for the National Lightning Detection Network (capable of identifying approximately 70-80% of all cloudto-ground strokes that occur and approximately 95% of all cloud-to-ground lightning flashes that occur), it is possible that undetected lightning activity did occur within the Big Creek drainage. If this were true, it would have most likely occurred during the early morning hours of August 24, 2020, when a significant lightning storm developed off the Pacific Ocean and moved inland during the overnight hours. It is not uncommon to discover "sleeper" or "holdover" fires caused by lightning several days or even weeks after a lightning event; however, it requires the presence of fuels capable of holding a smoldering fire for an extended period of time. In the area of the Creek Fire, the estimated live fuel moistures in the brush component were at approximately 60%, and 1000-hour fuel moistures for larger diameter downed timber was approximately 6%. Both of these fuel moistures are at critically dry levels.

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Witnesses interviewed during the investigation did not indicate the presence of lightning activity within the Big Creek area prior to the ignition of the Creek Fire. **b6 & b7C**, a USFS Fire Patrol assigned to the Big Creek station, indicated he had not observed any lightning activity in the area of the Big Creek drainage during the entire summer. **b6 & b7C**, a resident of Big Creek and a Cal Fire firefighter, also indicated there hadn't been any lightning activity and the area had been "bone dry". **b6 & b7C**, USFS Mt. Tom lookout, indicated the monsoonal thunder and lightning storms that typically develop on the crest of the Sierra Nevada mountain range do not typically reach the area of Big Creek. Additionally, a review of camera footage from the Meadow Lakes Fire Detection Camera (part of the Alert Wildfire camera system) determined the area was hazy but moderately clear during the time prior to the Creek Fire starting. The time period the footage was reviewed covered September 2, 2020 through September 4, 2020.

Lightning has ultimately been identified as the probable cause of the Creek Fire for four reasons:

- 1) Investigators obtained a photograph by a witness showing significant fire activity in the upper portion of a tree during the early stages of the fire. The photograph in question was taken by b6 & b7C at 1924 hours on September 4, 2020, approximately one hour and six minutes after the Creek Fire was initially reported. also described the fire as being a smoke chimney with a single snag on fire. Additionally, initial attack fire suppression personnel indicated they observed a fully engulfed tree during the early stages of the Creek Fire. Helicopter 25M b6 & b7C also indicated the group observed a fully engulfed tree during the early stages of the Creek Fire. Helicopter 25M b6 & b7C also indicated the fire was only ½ to 1 acre in size when he first arrived. b6 & b7C indicated fire was in the top of the tree; however, he also said the fire appeared to have started from the bottom and climbed up the snag. When FEO b6 & b7C the first ground resource to access the fire, was escorted into the origin area by investigators, he pointed to the large burning snag downslope to the north and identified this tree as the "candlestick" that was burning when he first approached the fire. b6 & b7C identified that the fire was actively burning downslope off a steep drop off to the east northeast of the burning snag and was also backing upslope to the east of the broad ridge. It was determined by investigators that the tree identified by b6 & b7C was the same tree photographed by b6 & b7C
- 2) The significant fire activity in the identified snag tree was not equivalent to the fire activity within the remainder of the fire perimeter during the initial stages of the fire. USFS b6 & b7C described his initial observation of the fire as being a small wisp of smoking turning into a column. b6 & b7C indicated he could tell the fire had been a ground fire, but it was developing in the heavy jackpotted fuels. b6 & b7C, who was observing the fire from the Big Creek SCE helipad, described the fire as being a smoke chimney with a single snag on fire. Helicopter 25M b6 & b7C, indicated the fire was about ½ to 1 acre in size when he arrived. b6 & b7C specifically described the snag tree as having spots of fire along the snag from the ground up. Additionally, b6 & b7C indicated the light flashy ground fuels in the fire area had already been burned and only the larger diameter logs and fuels on the ground were burning.
- 3) Investigators located the tree identified in the above referenced photograph provided by Performance of the Creek and identified by USFS FEO b6 & b7C within the origin area of the Creek Fire. Investigators photographed and closely examined the tree in question, which investigators identified as a large snag within the specific origin area. Investigators observed large quantities of tree branches scattered on the ground approximately 10-15 feet northeast of the snag, in an area where backing fire indicators were observed. Scattered tree debris is an indicator of a lightning struck tree; however, in some instances these remains will be consumed by the fire. The large snag in question was one of the trees that posed a hazard to investigators and was felled on September 14, 2020. After it was felled investigators conducted a closer examination of the tree and the area immediately surrounding the tree. There was a distinct "V" shaped spiral down the remaining surface of the tree; however, due to the significant fire damage and consumption, investigators were not able to determine if the "V' shaped spiral was a lightning pathway or as a result of

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the tree being impacted by fire for an extended period of time. Additionally, no fulgurites were located in the area surrounding the snag tree.				
4) Dur as I	ring the initial origin and cause investigation and the subsequent follow-up investigation, no being in or around the Creek Fire origin area. SA b6 & b7C, b7E	o subject/s has been identified		
Add	ditionally, SAb6 & b7C, b7E			
vicinity of Based or	y, investigators have exhausted all available leads and resources in an attempt to identify f the Creek Fire origin prior to and shortly after the fire was reported. At this time, no subje n the above facts, along with the fact that no physical evidence was located to support any able cause of the Creek Fire; investigators have determined that lightning is the probable o	ct/s have been identified. other fire cause categories as		
Future le	uture leads or information obtained related to the cause of the Creek Fire may result in a change of this conclusion.			
	* * * *			
	JUDICIAL ACTION			
• (On October 28, 2020, SA <mark>b6 & b7C, b7E</mark>			
• (On November 5, 2020, SA b6 & b7C, b7E			
• (On December 14, 2020, SA <mark>b6 & b7C, b7E</mark>			
• (On January 12, 2021, SA <mark>b6 & b7C, b7E</mark>			

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• 0	n February 19, 2021, SA <mark>b6 & b7C, b7E</mark>	
• 0	n March 19, 2020, SA b6 & b7C, b7E	
• 0	n March 19, 2021, SA b6 & b7C, b7E	
• 0	n June 3, 2021, SA <mark>b6 & b7C, b7E</mark>	
• 0	n June 3, 2021, SA <mark>b6 & b7C, b7E</mark>	

EXHIBITS

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2	2020-09-07_MOIb6 & b7C	
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3	2020-09-05_SIR_b6 & b7C	
	Attachment 1-Sierra Dispatch Initial Origin Map	
	Attachment 2-Sierra Dispatch CAD Run Card	
	Attachment 3-Sierra Dispatch Lightning Maps	
4	2020-09-06_MOI AA15 b6 & b7C • Attachment 1- ^{b6 & b7C} _Google Earth Image	
	 Attachment 1 ^{b6 & b7C}_Google Earth Image 	
	Attachment 2-AA-15 Photograph	
5	2020-09-06_SIR-H25M ^{b6 & b7C}	
	Attachment 1-Map Screenshot	
	 Attachment 2-GPS Coordinates of H25M Waterdrop 	
6	2020-09-06_SIR-H534_ ^{b6 & b7C}	
7	2020-09-06_SIR SCE phone call ^{b6 & b7C}	
8	2020-09-07_MOI Crew 3 b6 & b7C	
	 Attachment 1-Photograph by b6 & b7C 	
	Attachment 2-Photographs b6 & b7C	

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	Attachment 4-GPS Tracks Google Earth, Avenza, and Raw Files	
	Attachment 5-Recording of Interview b6 & b7C	
	Attachment 6-Crew Photos 2020-09-07_MOI b6 & b7C	
	Attachment 1- b6 & b7C Video	
	10 2020-09-07_MOI Crew 4 b6 & b7C	
	Attachment 1. Avenza Screenshot	
	Attachment 1- Avenza Screenshot Attachment 2-Crewmember 06 & 07C Video	
	Attachment 2-Crewmember b0 & b7 C and video Attachment 3-Weather Observations from Crewmember b6 & b7C	
	 Attachment 3-Weather Observations from Crewmember por & brock Attachment 4-Recording of Interview b6 & b7C 	
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	Attachment 2-03076 -Email-FW Blue flags being moved neat Transmission	line
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	16 2020-09-07_FSO 911_b6 & b7C	
	Attachment 1-Fresno SO Request for Information Law Enforcement-CRE	EK Fire
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