



Written by [Patrick Krey](#) on November 8, 2022

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Exercising The Right

Deranged Burglar With a Kitchen Knife

Local news reported out of Las Vegas on October 24 about a home break-in that ended when a homeowner shot the intruder through a bedroom door. A family was at home fast asleep when a burglar broke in to their house in the early morning hours. The family didn't talk with the media about what occurred, but neighbors told 8 News Now that the family talked with them immediately afterwards and told them what transpired. According to one of the neighbor's accounts, the family was awakened by the intruder trying to break in to the bedroom using a kitchen knife. Neighbors said a member of the family fired through the closed bedroom door at the suspect. The shot hit the suspect in the knee, incapacitating him, and police were soon called to the scene.

Witnesses filmed the event and posted video to social media, which showed arriving officers removing an injured man, who was bleeding profusely from his left knee, from the house. Neighbor Heath Horvat told 8 News Now what he heard that night. He was awakened from his sleep by loud noises and then heard "some yelling, and then I hear a pop, then a second pop, and then I hear someone yelling 'Call Vegas PD! Call Vegas PD!'" Las Vegas Metro Police later identified the suspect as 28-year-old David Valle. Valle was taken to a nearby medical facility for treatment and later charged with one count of burglary while possessing a gun/deadly weapon and three counts of assault with a deadly weapon.

Investigators are still looking into what might have been the motive, but neighbors feel that the man's wild behavior and the fact that he was barefoot and shirtless might suggest drugs or mental-health problems. "He was disturbed, obviously. We don't know with drugs or what it was.... I was shocked," Horvat told 8 News Now. The station concluded its story by explaining that neighbors are banding together to watch out for one another in their neighborhood due to rising crime, and that some neighbors even said they're planning to soon purchase a gun for self-defense.

Twitch Streamer Reportedly Shoots Intruder

A Twitch streamer was allegedly victimized by a home break-in while he was live-streaming himself playing a video game. Sportkeeda reported on October 24 that streamer "MattDamnit" took a break from playing a video game to check on the sound of glass breaking. While the video stream just shows his empty chair, "Matt" can be heard yelling "get the [expletive] out of here!" before what sounds like multiple gunshots. Then there are sounds of people yelling, followed by police sirens, before "Matt" returns to turn his stream off.

The story wasn't verified by local police or any news stations, although many websites that cover video-game streaming reported on it.

A Man's Home Is His Castle

Lehigh Valley Regional News reported on October 19 about a local district attorney's determination that a shooting earlier in the year was justifiable self-defense under the state's castle doctrine. The shooting happened in Allentown, Pennsylvania, on July 9 when tempers flared and a violent fight broke out, which eventually turned deadly.

Lehigh County District Attorney Jim Martin issued a press release explaining why the shooting was



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justified. Martin said that 37-year-old Edwin Diaz-Rivera got into an argument with an occupant of the house on July 9 and physically assaulted the man. Diaz-Rivera told the man that he was going to get other men and weapons and return to further harm the victim. He returned a few minutes later with other men and forced his way into the house, where he physically attacked the same victim and threw the man through a glass coffee table. Another occupant of the house, who was lawfully armed, pulled out a gun and shot Diaz-Rivera, fatally wounding him. Police were called to the scene, and the wounded suspect was transported for medical treatment. He was later pronounced dead.

District Attorney Martin based his findings on an investigation by the Allentown Police Department and the Lehigh County Homicide Task Force. He also said that the autopsy showed Diaz-Rivera had alcohol and marijuana in his system at the time of the shooting. Martin wrote in his press release that under the state's castle doctrine, a "person is presumed to have a reasonable belief that deadly force is immediately necessary to protect himself against death or serious bodily injury when the person against whom the force is used is in the process of unlawfully and forcefully entering, or has unlawfully and forcefully entered and is present within a dwelling, residence or occupied vehicle, and the person has reason to believe the unlawful and forceful entry or act is occurring or has occurred."

Martin said both the physical evidence and witness accounts corroborated the victim's claim that Diaz-Rivera entered the house by force and was using deadly force against him when he was shot. As Martin explained, "The entry by force and the continued use of force occurred at and in the home and therefore the shooting is justified under the 'Castle Doctrine.'"

Armed for Worship

The *Washington Examiner* reported on October 21 about a federal judge in New York who granted a temporary restraining order against a New York law that prohibited carrying guns in "places of worship." The judge, who was appointed by President Trump, wrote that the "Constitution requires that individuals be permitted to use handguns for the core lawful purpose of self-defense.... New York's exclusion violates 'the general right to publicly carry arms for self-defense.' It, too, is one of the policy choices taken 'off the table' by the Second Amendment." The judge ultimately concluded that the recently passed law, which prohibited guns at churches and similar institutions, was not constitutional.

The lawsuit was brought by two religious leaders who desperately want to "exercise their fundamental individual right to bear arms" at their respective churches to protect churchgoers. The judge's decision allows people attending religious services to lawfully carry concealed for the time being, but the case is not over, as the parties are soon slated to return to court.



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