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7 **INTERVIEW WITH**  
8 **Q=Sgt. Carrasco**  
9 **A=**

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42

Q: You're gonna be A4. Do you mind answering some questions about the incident?

A: Uh, sure.

Q: For me this morning?

A: Uh, yeah sure. If I can...

Q: All right.

A: ...give you some - if I can talk about some other stuff that...

Q: Um....

A: ...pertains to me and kinda like the same issues.

Q: Um...

A: Um, I (unintelligible).

Q: ...okay we'll get through it. But let me just write some information down, okay?

A: O- o- okay, no problem.

Q: So it's, uh, August 27, right? Yes, 27, 2000 - 2015. It's approximately 5:15 p.m. We're at Main Jail, Sixth Floor. My name's Sergeant Carrasco. And we are talking with yes?

A: Yes.

43

44 Q: All right. And what cell are you in?

45

46 A: I'm in Cell 40 - wait, where the hell am I? 47 I believe. I'm not sure.

47

48 Q: Are you top tier or bottom tier?

49

50 A: I'm bottom - I'm - I'm in...

51

52 Q: You're in the bottom?

53

54 A: ...I'm in the ADA cell.

55

56 Q: Okay. And the bottom is, uh, odd, is that correct?

57

58 A: Yeah.

59

60 Q: So you would be in 47?

61

62 A: Yeah for- yeah forty- I think so. Pretty sure.

63

64 Q: I'm gonna show you a picture of the dorm.

65

66 A: I'm in a c- a ADA cell. (Unintelligible).

67

68 Q: Uh, this one?

69

70 A: These are...

71

72 Q: This one?

73

74 A: This is the ADA cell, right?

75

76 Q: Yep.

77

78 A: Okay. Yeah, I'm in that cell.

79

80 Q: Okay so it's 47. All right. Just gonna write some notes down. How long have  
81 you been in custody?

82

83 A: I've been in custody for about, um, two - about two months - two and a half  
84 months.

85  
86 Q: Two months, okay. Have you always been in 6B?  
87  
88 A: Um, no I have not. (Unintelligible).  
89  
90 Q: How long have you been in 6B for?  
91  
92 A: Oh this time - I've been in 6B the whole time.  
93  
94 Q: So two months?  
95  
96 A: Yeah.  
97  
98 Q: Okay.  
99  
100 A: A- approximately two months.  
101  
102 Q: And have you always been in - in Cell 47?  
103  
104 A: No sir.  
105  
106 Q: All right. How long you been in 47?  
107  
108 A: For about - probably about - about three weeks or a month now.  
109  
110 Q: Three weeks, okay.  
111  
112 A: Not exactly sure on the time frame - the time, the dates, the...  
113  
114 Q: That's all right. It could just be a...  
115  
116 A: Approximate.  
117  
118 Q: Yeah approximate, that's what we're lookin' for. I don't need (unintelligible).  
119  
120 A: Are you a Federal Agent, or...  
121  
122 Q: No I work for the Sheriff's Department.  
123  
124 A: Okay.  
125

126 Q: Yeah. So we're just, uh, doin' a death investigation from this morning.  
127  
128 A: Okay.  
129  
130 Q: So, um, let's see. I know yesterday you guys were pretty much locked down  
131 all day. And then in the evening you had Pill Call, is that correct?  
132  
133 A: Yeah.  
134  
135 Q: Do you remember what time Pill Call was?  
136  
137 A: Um, well it varies. But...  
138  
139 Q: Do you come out for Pill Call?  
140  
141 A: Um, I d- I have been lately 'cause I (unintelligible). And, uh, I have  
142 (unintelligible).  
143  
144 Q: Okay. So did you come out yesterday for Pill Call?  
145  
146 A: Yes I did.  
147  
148 Q: Okay. So...  
149  
150 A: (Unintelligible) yes.  
151  
152 Q: Did you notice anything happen during Pill Call - any incidents?  
153  
154 A: (Unintelligible) I didn't notice anything happen during Pill Call, no.  
155  
156 Q: Okay so no (unintelligible) incidents. What happened after Pill Call?  
157  
158 A: After Pill Call, I (unintelligible) we h- well we had (unintelligible) the hall.  
159 And then after that, we, um, we got locked down for Cell Search. And after  
160 the Cell...  
161  
162 Q: So after Pill Call was Commissary. Did you...  
163  
164 A: Well (unintelligible).  
165  
166 Q: ...come out for Commissary?  
167

168 A: (Unintelligible) not for Commissary.  
169  
170 ((Crosstalk))  
171  
172 A: Um, slip through one of the periods. There was c- there was various, um,  
173 actually was - I believe it was Commissary.  
174  
175 Q: Then it was Clothing Exchange?  
176  
177 A: Then it was Closing Exchange, and then Pill Call.  
178  
179 Q: No Pill Call was first.  
180  
181 A: Okay. Well (unintelligible) either way, it was, like, something like that.  
182  
183 Q: All right. So...  
184  
185 A: (Unintelligible).  
186  
187 Q: ...did you come out for - so you said you didn't come out for Commissary?  
188  
189 A: I came out for - I came out for Clothing.  
190  
191 Q: (Unintelligible) okay.  
192  
193 A: But I didn't come out for Pill Call, sorry.  
194  
195 Q: You didn't come out for Pill Call?  
196  
197 A: No I don't think I did. Um, no I didn't 'cause I came out for Clothing only.  
198 Apologize.  
199  
200 Q: That's okay. Thanks for the clarification. So you came out for Clothing  
201 Exchange?  
202  
203 A: Yes.  
204  
205 Q: Okay. Anything significant happen during Clothing Exchange?  
206  
207 A: Um, nothing - nothing out of the ordinary. We had a little (unintelligible)  
208 time. And then - then they locked us down for, uh, they did Cell Searches.  
209

210 Q: Okay. Do you know what time that started?  
211  
212 A: Well I'm not quite sure of the time.  
213  
214 Q: Okay.  
215  
216 A: (Unintelligible).  
217  
218 Q: Did anything happen during the Cell Searches?  
219  
220 A: Um, I heard, um, (unintelligible) above me that there was a gentleman that...  
221  
222 Q: Uh-huh.  
223  
224 A: ...I guess was being restrained or somethin' like that. I didn't see what  
225 happened.  
226  
227 Q: What did you hear?  
228  
229 A: (Unintelligible). I just heard, like, a thump - thump - thump, and owe - owe.  
230 You know, like - you know, like, "Okay - okay - stop. (Unintelligible)."  
231  
232 Q: And you said that was above you?  
233  
234 A: Yeah it was above me.  
235  
236 Q: Do you know who was in that cell?  
237  
238 A: (Unintelligible) above me would be, uh, well the cell directly atop of me. His  
239 name is - his last name is  
240  
241 Q: Okay. Did you hear anybody scream, or...  
242  
243 A: I was hearing him, "Owe, okay - owe (unintelligible)."  
244  
245 Q: Yeah. And that Inmate's name is  
246  
247 A: Yeah.  
248  
249 Q: Okay. Anything else?  
250  
251 A: Um...

252

253 Q: What about when they came to your cell?

254

255 A: When they came to my cell, they came and they looked. I didn't have anything  
256 extra or anything like that.

257

258 Q: Uh-huh.

259

260 A: I keep my - try to keep my - my cell...

261

262 Q: Okay.

263

264 A: ...tidy like I'm supposed to, per (unintelligible).

265

266 Q: Uh-huh.

267

268 A: And, um...

269

270 Q: And then do you know which Officers came to your cell?

271

272 A: Uh, Lubrin came, and I don't know the other Officer's name.

273

274 Q: How many, one or two?

275

276 A: It was just Lubrin and one other Officer. I don't know his name.

277

278 Q: Was he Caucasian, Hispanic, Black?

279

280 A: I think he was Caucasian, I believe.

281

282 Q: Yeah. And (unintelligible) any (unintelligible) just came (unintelligible).

283

284 A: They came in, they looked, they (unintelligible) clean the cell.

285

286 Q: Right.

287

288 A: And they were (unintelligible) for laundry.

289

290 Q: Okay.

291

292 A: So they came in, and went - came in and went right back out.

293

294 Q: So if you had to estimate how long they came in or opened the door, how  
295 long?  
296  
297 A: (Unintelligible) a minute - 30 seconds - 30 seconds - a minute.  
298  
299 Q: Okay. And then they moved on to the next one?  
300  
301 A: Yes.  
302  
303 Q: Okay. Anything, uh, noteworthy happen in the next few cells, or...  
304  
305 A: In the next...  
306  
307 Q: ...in the remainder?  
308  
309 A: ...in the next few cells, there was, um, some abuse. The gentleman that  
310 (unintelligible) out my window last night. And (unintelligible) gonna sit back  
311 and lie to you. Um...  
312  
313 Q: And I don't want you to lie to me.  
314  
315 A: (Unintelligible).  
316  
317 Q: That's why I'm here.  
318  
319 A: I mean, I was the one in the window, and I was the one saying things out loud,  
320 and I was the one...  
321  
322 Q: Oh I didn't hear you saying...  
323  
324 A: Okay.  
325  
326 Q: ...things out loud.  
327  
328 A: Okay.  
329  
330 Q: So let's talk about what - so what happened after they left your room?  
331  
332 A: They went to the next cell, then they went to the next cell. And then they got  
333 to that (unintelligible) where that stuff happened.  
334



335 Q: Okay. Do you know what cell that is?  
336  
337 A: That was - I think that h- 39 or 40 - 39 or 40.  
338  
339 Q: And what d- could you see anything? Or c-, uh, you just could hear?  
340  
341 A: I (unintelligible) a little bit. (Unintelligible).  
342  
343 Q: How did you see?  
344  
345 A: (Unintelligible) looking out my window to the side.  
346  
347 Q: Okay. What did you see?  
348  
349 A: Um, I seen (unintelligible) restraining him, um, against the wall.  
350  
351 Q: When you say restrain, what does that mean?  
352  
353 A: I was seeing that they had, uh, a- his arms behind him. And...  
354  
355 Q: So you could actually see that his arms were behind him?  
356  
357 A: Yeah. They grabbed him by the arms. They had 'em behind him, and the w-  
358 had him against the wall, and were tellin' him not to move.  
359  
360 Q: And you actually heard them tell him not to move?  
361  
362 A: Yeah.  
363  
364 Man: (Unintelligible).  
365  
366 Q: Do you know if he was resisting?  
367  
368 A: I don't - I don't think he was resisting. I know he was a Mental Health patient.  
369 I know that he had problems, um...  
370  
371 Man: (Unintelligible).  
372  
373 A: ...keepin' his cell clean. And I know that he had problems, um, he would dig in  
374 the trash for food.  
375

376 Q: Uh-huh.  
377  
378 A: Things like that. And I know that I would help him. Like, I helped him clean  
379 his cell one day, I helped him, I guess, I gave him soap to get in the shower.  
380 And I used to try to coach him into doing some of the right things.  
381  
382 Q: Okay. Well we'll get to him in a minute, as far as, you know, your personal  
383 relationship or things that you did. Thank you, I think that's very admirable.  
384 Uh, you saw him up against the wall. And you saw both of his hands behind  
385 his back?  
386  
387 A: Yeah.  
388  
389 Q: Did you see anything else?  
390  
391 A: No I didn't see anything else (unintelligible).  
392  
393 Q: Could you tell if he was clothed, or was he naked?  
394  
395 A: When they had him against the wall, I seen that - I believe he had his clothes  
396 on.  
397  
398 Q: Okay. So against the wall, he had his clothes on?  
399  
400 A: Yeah.  
401  
402 Q: What happened after that?  
403  
404 A: I heard him say, "Okay. I'm sorry - I'm sorry." And they - I heard somebody  
405 say, "What are you sorry for?" And he said, "Whatever you want me to be  
406 sorry for. I'm sorry - I'm sorry."  
407  
408 Q: So, "I'm sorry - I'm sorry." And then was it an Officer that responded, "What  
409 are you..."  
410  
411 A: (Unintelligible).  
412  
413 Q: "...sorry for."  
414  
415 A: Y- yeah. Well there was two Officers in there. And I don't know which one  
416 responded.  
417

418 Q: He - but he said, "What are you sorry for."  
419  
420 A: Yeah I heard (unintelligible).  
421  
422 Q: And then what did the Victim say, again?  
423  
424 A: "Whatever you want me to be sorry for." Or, "Whatever I did. I don't know  
425 what I did." He (unintelligible) "Oh that hurts."  
426  
427 Q: And - and you were still tryin' to see what was going on? Or...  
428  
429 A: Tryin' to listen and...  
430  
431 Q: (Unintelligible).  
432  
433 A: ...see what was going on. Because, uh, I - I've been abused a couple times by  
434 d-...  
435  
436 Q: Okay.  
437  
438 A: ...the Deputies here.  
439  
440 Q: And what happened after that?  
441  
442 A: Um, they left - they left. And I heard him - I heard him - I heard him, uh, for a  
443 little while I heard him - I heard him say, "I'm dying, help." You know,  
444 (unintelligible). And then they went in there, and (unintelligible) the door.  
445 And (unintelligible).  
446  
447 Q: (Unintelligible).  
448  
449 A: Opened the door and take a look inside the cell. And I don't know if he was  
450 (unintelligible). And I don't know if it was - he was, uh, current, uh, he was  
451 currently conscious or not.  
452  
453 Q: Uh-huh.  
454  
455 A: But they shut the door, they walked out, and then they came back a few  
456 minutes later. And then that's when they got the Medical to come, and stuff  
457 like that.  
458

459 Q: Okay. Let's back up a little bit. 'Cause I think what you're tellin' me is very  
460 good, and I just wanna make sure I get it all right. So when the Officers went  
461 into the cell, you heard, uh, some commotion. And so when you looked, you  
462 saw, uh, let - let's call him by his name, uh, Tyree.

463

464 A: Yes I know Tyree.

465

466 Q: So Tyree was standing up facing the wall, and he had his hands behind his  
467 back. And it looked like the Officers were restraining his arms?

468

469 A: Yeah.

470

471 Q: And he was saying, "I'm sorry - I'm sorry." You know.

472

473 A: "It hurts." Yeah - yeah.

474

475 Q: "Hurts - I'm sorry - I'm sorry."

476

477 A: (Unintelligible) go.

478

479 Q: He (unintelligible). And then - then the Officers eventually let go and left the  
480 cell?

481

482 A: Yeah.

483

484 Q: Okay. So in your estimation, how long were the Officers in there?

485

486 A: Uh, that - I'd say maybe three to five minutes.

487

488 Man: (Unintelligible) guys.

489

490 Q: Three to five minutes is a long time.

491

492 A: Yeah.

493

494 Q: They were in there about three to five minutes? Okay. What were they doing  
495 in there for that long, do you know?

496

497 A: I don't know. I just - I heard - hearing the commotion. When I jumped up, they  
498 had him against the wall between the -the bunk and the door where, you  
499 know, the bunks face the - front of the bunk is the - like closest to the door.  
500 And they had him against that wall.

501

502 Q: Okay.

503

504 A: And they had the door wide open. So I couldn't...

505

506 ((Crosstalk))

507

508 A: I - from my cell I can't see directly into that cell. But I can see at a angle like  
509 this. I can see a - a side view. And that's when they had his arms like this.

510

511 Q: Okay. So you...

512

513 A: His head was down - down, facing down.

514

515 Q: Uh-huh.

516

517 Man: (Unintelligible).

518

519 Q: So when you said you looked, and you were trying to see. Could you actually  
520 see his face?

521

522 A: I seen his face at one point, yeah.

523

524 Q: And you - but you could see his arms were behind his back?

525

526 A: Yeah.

527

528 Q: Okay.

529

530 A: And his wrists were bent up and his...

531

532 Q: And his wrists - okay. And his wrists were - okay. And then when the officers  
533 left and they closed the door, could you see him in there at all still, or...

534

535 A: No, um...

536

537 Man: (Unintelligible) down.

538

539 A: ...I - what I did see at the end when they l- when they were gonna leave, they -  
540 they told him to lay on the bunk on his face.

541

542 Q: Okay. And do you know if he did that?  
543  
544 A: He did comply.  
545  
546 Man: (Unintelligible).  
547  
548 Q: Okay.  
549  
550 Man: (Unintelligible).  
551  
552 A: You remind me of my cousin.  
553  
554 Q: Do I?  
555  
556 A: Yeah. You look like my cousin  
557  
558 Q: So he laid down on his bunk face-down. Then they closed the door. And then  
559 they continued on?  
560  
561 A: Yeah.  
562  
563 Q: Okay. Then you said - you'd mentioned hearing s- hearing him say something.  
564  
565 A: Yeah, he said...  
566  
567 Q: How long after that...  
568  
569 Man: (Unintelligible).  
570  
571 Q: ...did you hear him - did you hear him?  
572  
573 Woman: (Unintelligible).  
574  
575 A: About - maybe about f- maybe about another four minutes - five minutes after  
576 that.  
577  
578 Q: So were the officers still in the dorm, going through their - their Security  
579 Searches still or had they finished and left?  
580  
581 A: A- after, um, at that point they already had left.  
582

583 Q: So the officers had left the dorm or the unit?  
584  
585 A: Yeah.  
586  
587 Q: And what did you hear?  
588  
589 A: I just heard him say I believe...  
590  
591 Q: Are you sure it was him?  
592  
593 A: I'm positive it was him.  
594  
595 Q: Okay.  
596  
597 A: 'Cause he, um, I had a pretty good rapport with him.  
598  
599 Q: Uh-huh.  
600  
601 A: And, um, he, uh, was ment- he was either - he was mentally ill or s- there  
602 was...  
603  
604 Q: Uh-huh.  
605  
606 A: ...something wrong with him. And I used to try to help him. I used to coach  
607 him, you know, not to get in the trash can, he's gonna get sick.  
608  
609 Q: Uh-huh.  
610  
611 A: And I would go collect old, you know, people throw away food away or bread  
612 and they would - a lot of people would give it to me 'cause they know that I go  
613 help out people, and I'll give it out. I don't go to the store either, so I eat some  
614 of that stuff.  
615  
616 Q: Uh-huh.  
617  
618 A: But when I get a chance to - I have extras, I will pass it out to everybody in  
619 the dorm. I try to do that with everybody. Because I've been homeless for 28  
620 years.  
621  
622 Q: Uh-huh.  
623  
624 A: And I know what it's like.

625

626 Q: All right.

627

628 A: Okay. Um...

629

630 Q: When he would, uh, go searching in the trash for food, was it just certain types  
631 of food or was it any food?

632

633 A: Anything that he can get a hold of that he (unintelligible).

634

635 Q: So if somebody kept something in their dorm for a couple of days, and it  
636 might be spoiled, would he - would he eat it? Or was he just particular about  
637 what he...

638

639 A: Well I'm...

640

641 Q: ...dug for?

642

643 A: ...I'm g- I'm gonna say this. Being homeless - and I know he was homeless.

644

645 Q: Uh-huh.

646

647 A: He would learn to be able to - 'cause I was homeless for t- I've been homeless  
648 for 28 years. You're - you learn - 'cause I used to dumpster dive.

649

650 Q: Uh-huh.

651

652 A: And then I held a sign for, uh, a little while. And then I decided  
653 (unintelligible) I gotta do something for myself because I feel like I'm just  
654 (unintelligible) hand-outs. And so I started, like, offering to put peoples'  
655 groceries in their car, or...

656

657 Q: Uh-huh.

658

659 A: ...help a lady, uh, lift something (unintelligible) put it in their car. Or I would  
660 go up to the airport and - and help people with their luggage.

661

662 Q: Uh-huh.

663

664 A: And get tipped like that. And then I would buy food. Or I would even - even  
665 go to the restaurant, and tell those people, "Hey look, I'm hungry. You know,  
666 I'm - I'm homeless, my family - (unintelligible) havin' family problems. And I



667 need to eat. And I don't wanna go steal." But there was times that I did go  
668 steal.  
669  
670 Q: Uh-huh.  
671  
672 A: Because it wasn't something I wanted to do. It's something I had to do. So  
673 long story short, you learn to, when you're dumpster diving, to tell what is  
674 good and what is not.  
675  
676 Q: Okay.  
677  
678 A: Okay. But I knew he was mentally ill because he would take his lunch - from  
679 the lunch that they give him.  
680  
681 Q: Uh-huh.  
682  
683 A: And he would go throw it in the trash can. And he would leave it there all day.  
684 And he'd come out at night.  
685  
686 Man: Yes (unintelligible).  
687  
688 A: And he'd go to a trash can after dinner, and he'd dig through the trash can and  
689 pull his lunch out.  
690  
691 Man: (Unintelligible) uh, (unintelligible).  
692  
693 A: I seen him do it a couple times.  
694  
695 Q: Uh-huh.  
696  
697 A: And then eat his lunch.  
698  
699 Q: Oh I see.  
700  
701 A: Okay. And, um, but see, what it is - is with homeless people - some people,  
702 they get used to that - they get used to that cycle.  
703  
704 Q: Uh-huh.  
705  
706 A: And it's hard for them to break it. With me, uh, I'm (unintelligible)  
707 Portuguese, Native American, Irish.  
708

709 Q: Yeah.  
710  
711 A: And, uh, my grandfather worked for the San Jose - San Jose City Council and  
712 (Frank-McKinley) High School. Which he - you might even know him. His  
713 name is  
714  
715 Q: No I don't.  
716  
717 A: He's passed away. And my grandma's name is  
718 And, um, I (unintelligible) but I was adopted by  
719  
720 Q: Okay.  
721  
722 A: So that's where my family...  
723  
724 Q: Right.  
725  
726 A: ...issues and shit come apart. (Unintelligible) you learn to pull food out of the  
727 trash that you know is good.  
728  
729 Woman: (Unintelligible).  
730  
731 Q: Okay.  
732  
733 Man: (Unintelligible).  
734  
735 A: Okay. And nine out of ten - they empty those trash cans all the time.  
736  
737 Q: Right.  
738  
739 A: So I'd say nine out of ten, you're not gonna get anything that's spoiled unless  
740 it's a milk.  
741  
742 Q: I see, okay. So - so you heard him saying, what was it? "I'm dying - I'm  
743 dying."  
744  
745 A: Um, yeah, "I'm dyin' - I'm dyin'." Uh...  
746  
747 Q: You heard him say it twice?  
748

749 A: Yeah. And I just heard a thump, like, a hollow - (unintelligible) livin' in the  
750 cells like I have. 'Cause my dad was in prison all his life. Uh, his name was  
751  
752  
753 Q: Did you actually look to see if you could see somethin'?

754  
755 A: I - I heard the, uh, before I heard (unintelligible) heard him, I was laying on  
756 my bed. Then I heard him say, "I'm dying - I'm dying." And I heard boom,  
757 you know, you can just hear the (unintelligible).  
758

759 Q: And did you...

760  
761 A: (Unintelligible).  
762

763 Q: ...get up and look?

764  
765 A: Yeah I did. When...  
766

767 Q: And was his light on?

768  
769 A: Um, his light, I believe, was on. I'm not sure, though.  
770

771 Q: Could you see anything?

772  
773 A: No I couldn't see anything from that s- point. From where I was at, couldn't  
774 see (unintelligible).  
775

776 Q: So you heard him say, "I'm dyin' - I'm dyin'." And then just a loud thud, like,  
777 him hitting the floor?  
778

779 A: Uh-huh.  
780

781 Q: Okay. And that was already after the CO's had left doing their Cell Search?

782  
783 A: Yeah.  
784

785 Q: Do you remember how long after they had left that you heard him, uh,  
786 (unintelligible) say that?  
787

788 A: Uh, about f- five minutes or so.  
789

790 Q: Five minutes, okay. So it was within five minutes of the CO's leaving the  
791 (unintelligible)?  
792  
793 A: Yeah.  
794  
795 Q: That be a fair assessment?  
796  
797 A: Yeah, uh, according to my time frame. I didn't really pay attention to, like, to  
798 the minutes or (unintelligible).  
799  
800 Q: Uh-huh. S-...  
801  
802 A: (Unintelligible) have a book called the Ordinary Magic.  
803  
804 Q: Uh-huh.  
805  
806 A: (Unintelligible). And it's Ordinary Magic, but it's on meditation and stuff like  
807 that (unintelligible) spiritual (unintelligible).  
808  
809 Q: When did, uh, another CO return to the unit, and who was it?  
810  
811 A: Lubrin returned to the unit. And...  
812  
813 Q: Do you remember what time?  
814  
815 A: No. I can't see the clock, so that's...  
816  
817 Q: Okay.  
818  
819 A: ...kinda hard for me to...  
820  
821 Q: Do you know what he was doing when he returned? Was he doin' his Welfare  
822 Checks?  
823  
824 A: Um, he did look in my cell, and he followed through. Um, I heard him call  
825 Tyree's name. And then he walked out. And then that's when he came back  
826 again a couple minutes later. I believe (unintelligible).  
827  
828 Q: When he called Tyree's name, how many times did he call it?  
829  
830 A: Like, two or three times.  
831

832 Q: And no response?  
833  
834 A: Not that I heard - I didn't hear him respond. Um, he (unintelligible).  
835  
836 Q: Could you tell if he actually opened, uh, the door? Or did y- did you actually  
837 look? What were you doing?  
838  
839 A: I was reading my book at that point.I didn't...  
840  
841 Q: Okay.  
842  
843 A: I - I figured the assault was over (unintelligible) that they weren't gonna go in  
844 there and beat him up anymore. But...  
845  
846 Q: So you were reading a book?  
847  
848 A: Yeah.  
849  
850 Q: So you didn't actually get up off your bed?  
851  
852 A: Not, um, not when he came in for the Welfare Check (unintelligible) but I...  
853  
854 Q: But you heard?  
855  
856 A: Yeah.  
857  
858 Q: Did you hear any sort of, like, banging on the door, or the kicking of the door?  
859  
860 A: No.  
861  
862 Q: So you never got up.  
863  
864 Man: Hey.  
865  
866 Q: So you don't know if he actually...  
867  
868 Man: (Unintelligible).  
869  
870 Q: ...opened the door or not?  
871  
872 A: I don't know if he opened (unintelligible).  
873

874 Man: (Unintelligible).  
875  
876 Q: Okay. What happened after that?  
877  
878 A: Actually, I know - I know (unintelligible).  
879  
880 Q: You said he left, though. Did he leave the unit, or did he (unintelligible)?  
881  
882 A: He l- he left - he came out here, and I guess he called for the Officers because  
883 - then they all came back then.  
884  
885 Q: Okay. So...  
886  
887 Man: (Unintelligible).  
888  
889 Q: ...to your knowledge, he left the unit?  
890  
891 A: Yeah.  
892  
893 Man: Yeah. (Unintelligible).  
894  
895 Q: And then h- they came back in with a couple officers?  
896  
897 A: Yeah. And then they called Medical.  
898  
899 Man: Hey  
900  
901 Q: So (unintelligible) came back with...  
902  
903 Woman: Yeah.  
904  
905 Q: ...additional Officers. Do you know how many?  
906  
907 Man: (Unintelligible).  
908  
909 A: I think...  
910  
911 Man: (Unintelligible).  
912  
913 A: ...two.  
914

915 Woman: Just leave it over here.  
916  
917 Man: (Unintelligible).  
918  
919 Q: And then - then when you say they called, do you know how they called? Did  
920 they use the radio? Did they go to the (unintelligible) at the Officer's Station?  
921  
922 A: I believe they called over the radio.  
923  
924 Man: (Unintelligible) a little while after.  
925  
926 A: But I am not absolutely pos- 100%.  
927  
928 Man: (Unintelligible).  
929  
930 Q: Uh-huh. Did you ever get up off your bed to look out the window?  
931  
932 A: After the Officers came in, I - I had start (unintelligible).  
933  
934 Man: (Unintelligible).  
935  
936 Q: So when they were - so when l- Lubrin left and then came back with the other  
937 Officers, and then they called Medical. Then you got up, and you went to your  
938 door?  
939  
940 A: (Unintelligible).  
941  
942 Q: Or your window?  
943  
944 A: Yeah. (Unintelligible) I watched (unintelligible) 'til you guys came.  
945  
946 Q: Okay. And when you went to the window, what did you see?  
947  
948 Man: (Unintelligible).  
949  
950 A: I seen them go in the cell. And I heard them trying to wake him up.  
951  
952 Q: How were they trying to do that?  
953  
954 A: (Unintelligible) callin' his name, and...  
955

956 Man: (Unintelligible).  
957  
958 A: ...I believe I heard, like, a - a s-, like a slap, I think.  
959  
960 Q: (Unintelligible).  
961  
962 A: It's, like, tryin' to slap his face, and...  
963  
964 Q: (Unintelligible).  
965  
966 A: Uh, kind of like, uh, just, "Wake up. Can you hear me - can you hear me?"  
967 (Unintelligible) I don't know if that's what they were sayin'. But they were,  
968 like, um, callin' his name, "Tyree - Tyree - Tyree."  
969  
970 Q: Do you know who was actually going into the cell? Do you know what  
971 Officers (unintelligible)?  
972  
973 A: I know Lubrin was one. And, uh, the other Officers, I don't know their names,  
974 like...  
975  
976 Q: Okay, that's okay. What happened next?  
977  
978 A: Then I seen them pulling him out of the cell by his arms. When I know for a  
979 fact they should've left him in there, and called Medical. Um, when  
980 (unintelligible) incident like that, they're supposed to leave you where you're  
981 at, and call Medical. Not drag you out of your cell, and then call Medical.  
982  
983 Q: Okay. So they dragged him out, then they called Medical?  
984  
985 A: Yes. Or they called Medical, and then were dragging him out as they were  
986 callin'. I don't know (unintelligible) happened (unintelligible).  
987  
988 Q: And what did you see? What - how was, uh, how was Tyree? Was he dressed,  
989 was he undressed?  
990  
991 A: He was undressed.  
992  
993 Q: So he was naked?  
994  
995 A: Yeah.  
996



997 Q: Okay. And did - did any of the Officers do CPR before, uh, the Nurses got  
998 there?  
999

1000 A: Uh, no not that I can see.  
1001

1002 Q: What happened when the Nurses got there?  
1003

1004 A: Then they started CPR, and started tryin' to (unintelligible). I know  
1005 (unintelligible) weren't working to (unintelligible) whatever they call. I guess  
1006 the ones they shock you.  
1007

1008 Q: Uh-huh.  
1009

1010 A: Put the pads on you. Because, um, I seen it done, and it's been done to me,  
1011 where the body (unintelligible).  
1012

1013 Q: Uh-huh.  
1014

1015 A: Then (unintelligible) they were working properly, that (unintelligible).  
1016

1017 Q: Okay. So you...  
1018

1019 A: (Unintelligible).  
1020

1021 Q: ...saw them putting the pads on?  
1022

1023 A: Yeah. They - they put it on the right patch - the right - whatever it was that  
1024 was coming from his heart...  
1025

1026 Q: Uh-huh.  
1027

1028 A: ...to the mach- to that machine that was in the red thing.  
1029

1030 Q: Uh-huh.  
1031

1032 A: They put a patch on him. They didn't literally put the b-, um, see,  
1033 (unintelligible) different.  
1034

1035 Q: (Unintelligible) yeah - yeah.  
1036

1037 A: Two things, right?  
1038

1039 Q: (Unintelligible).  
1040  
1041 A: (Unintelligible). And it kept saying, "Check his - check his airway, check his  
1042 pulse."  
1043  
1044 Q: So you could actually hear the machine, uh...  
1045  
1046 A: Yeah, telling...  
1047  
1048 Q: ...(unintelligible).  
1049  
1050 A: ...them what to do.  
1051  
1052 Q: And you said check airway?  
1053  
1054 A: Check pulse, um - um, and it said something about do CPR - start CPR. And it  
1055 kept say - it kept repeating that.  
1056  
1057 Q: And then that's what the Officers were doing? (Unintelligible).  
1058  
1059 A: (Unintelligible) following that.  
1060  
1061 Q: Okay.  
1062  
1063 Woman: Okay. (Unintelligible).  
1064  
1065 Man: Did you write (unintelligible).  
1066  
1067 Q: Did you see the (unintelligible) EMS people get there?  
1068  
1069 A: Yes I did.  
1070  
1071 Q: Okay. How did Tyree look?  
1072  
1073 A: He looked - well he looked, uh, like he h- he looked like he had blood  
1074 (unintelligible) the top of his eye.  
1075  
1076 Q: Okay.  
1077  
1078 A: Um, he was unconscious t- all the way through. And then (unintelligible) for  
1079 (unintelligible).  
1080

1081 Q: Do you remember what eye it was that he had blood on?  
1082  
1083 A: Uh, let me see, it w- I think it was the right eye - the top of the eyebrow.  
1084  
1085 Q: Okay.  
1086  
1087 A: I believe - I believe it was the right eye.  
1088  
1089 Q: He was unconscious the whole time?  
1090  
1091 A: Yeah. And then I noticed when he p- 'cause see, I - I've been involved in some  
1092 stuff. And I've seen people pass away. And I've seen dead bodies before.  
1093  
1094 Q: Uh-huh.  
1095  
1096 A: And - and then - so I know that when the blood comes out of your eyeballs.  
1097  
1098 Q: Could you see his eyeballs?  
1099  
1100 A: I (unintelligible) I seen his...  
1101  
1102 Man: (Unintelligible).  
1103  
1104 A: ...eyes were open, and I just seen the blood start dripping down his - so I knew  
1105 he was dead then.  
1106  
1107 Q: So you actually saw blood dripping out of his eyes?  
1108  
1109 A: Like, out of his eye - out of - but I don't know if it was out of both of his eyes  
1110 or just this (unintelligible).  
1111  
1112 Q: (Unintelligible) okay.  
1113  
1114 A: But I've seen, uh, so I can tell - you can tell the difference (unintelligible) the  
1115 body.  
1116  
1117 Q: Uh-huh.  
1118  
1119 A: When the body (unintelligible).  
1120  
1121 Q: (Unintelligible).  
1122

1123 A: And, um, I know that when you die, you defecate on yourself and urinate on  
1124 yourself. So I...  
1125

1126 Q: Is that what happened?  
1127

1128 A: Yeah.  
1129

1130 Q: Well I'm sorry, one more time?  
1131

1132 A: Actually, yeah it did - yeah it was like that. But see, when he got drug out of  
1133 the cell, he already had feces on him. And then - then they (unintelligible)  
1134 they - he (unintelligible) went all the way - around (unintelligible) way.  
1135

1136 Q: So he already had feces on him when they dragged him out?  
1137

1138 A: Yeah (unintelligible).  
1139

1140 Q: Or I'm sorry, when they pulled him out?  
1141

1142 A: Yeah. Well they did drag him out - pull him out - they dragged him out by his  
1143 arms.  
1144

1145 Q: Okay. And did you notice anything else about him that...  
1146

1147 A: Uh, (unintelligible) I - I - and I know that it was cruel and unusual  
1148 punishment. (Unintelligible).  
1149

1150 Q: What was?  
1151

1152 A: Uh, the - what they were doin'.  
1153

1154 Q: Oh what were they doing?  
1155

1156 A: Uh, when they were restraining him, and he was...  
1157

1158 Q: Oh okay.  
1159

1160 A: ...yelling for help. I mean, there's been times - 'cause I (unintelligible).  
1161

1162 Q: Was he yelling for help while they were restraining him? Or...  
1163

1164 A: Yeah (unintelligible) like, "Help - help." And then they were tellin'  
1165 (unintelligible) they were tellin' him somethin'. I couldn't tell 'cause he  
1166 (unintelligible).  
1167

1168 Q: Okay.  
1169

1170 A: And then all the sudden, he goes, "Well I'm sorry - then I'm sorry. Just let go,  
1171 please. I won't - I'm not fighting - I'm not fighting. Please let go." That's  
1172 excessive force.  
1173

1174 Q: (Unintelligible).  
1175

1176 A: (Unintelligible) excessive force.  
1177

1178 Q: All right. That's your opinion?  
1179

1180 A: That's my opinion.  
1181

1182 Q: Okay.  
1183

1184 A: (Unintelligible) that. See, there's something (unintelligible) in this town, too.  
1185 (Unintelligible) I mean, everybody sees it. You know, there's too many, uh,  
1186 people getting beat up by Officers, too many abuse complaints. There's a lot  
1187 of stuff that's been goin' on. I mean, I'm ADA, and they have put  
1188 (unintelligible) chains on me - (unintelligible) chains on me like this. And  
1189 then roughed me up. And I had got in a fight with my cellie a few - few weeks  
1190 ago - about a month ago (unintelligible). And (unintelligible) see, the problem  
1191 was I asked 'em for a cell change, and they wouldn't give me a cell change.  
1192 We weren't getting along.  
1193

1194 Q: Uh-huh.  
1195

1196 A: And then all of the sudden, I got in a fight with him - my cellie. Me and my  
1197 cellie got in an altercation. They maced us, and when we were done - when  
1198 they were pullin' us out of our cells, I was on my f- on my stomach with my  
1199 (unintelligible) on my back. And (unintelligible) goes, um, just stomped on  
1200 my back, and then went and kicked (unintelligible) my ribs. (Unintelligible).  
1201

1202 Q: Uh-huh, yeah.  
1203

1204 A: That's not right.  
1205

1206 Q: Uh...  
1207

1208 A: You know, it's like I tell these guys. I say that well, now what happens is the  
1209 Deputies are gonna suffer - their families suffer.  
1210

1211 Q: Yeah.  
1212

1213 A: Plus the person that passed away, their family suffers a loss.  
1214

1215 Q: Uh-huh.  
1216

1217 A: And then - and how do you uphold the law - how do you call yourself  
1218 upholding the law, and serving society in the right fashion, when you're  
1219 breaking the law?  
1220

1221 Q: Sure.  
1222

1223 A: You see what I'm saying? And I have a issue where my daughter came up here  
1224 to visit me. And they told - I don't know what they told my daughter or  
1225 whatever. But since then I haven't been able to contact my daughter. And  
1226 Sergeant (Roland) came in one day to talk to me, and I asked (unintelligible) I  
1227 asked, you know, b- 'cause I was complaining about how this stuff happened.  
1228 And she goes, "She's dead." And I go, "Huh? How can you tell me my  
1229 daughter's dead?" And (unintelligible) see, I haven't had any contact with my  
1230 family in a long time. And I've been looking for a lot of my family. And I  
1231 know some other stuff, too. But see, why should - why should the kids suffer?  
1232

1233 Q: Yeah.  
1234

1235 A: You see what I'm sayin'? Why should - if it's something, like I said, the - the  
1236 stuff that's happened in my family has happened before I was born, okay?  
1237 Now if - now if people have a grudge on my family, why do my nephews, and  
1238 nieces, my daughter, my grandkids...  
1239

1240 Q: Yeah.  
1241

1242 A: ...and even me or my cousins gotta suffer?  
1243

1244 Q: I know.  
1245

1246 A: And I was adopted into a family. And then I found out some shit later. And  
1247 (unintelligible) gonna (unintelligible) some stuff later. And then I didn't find

1248 out that I was adopted 'til I was an adult that my b- my biological father  
1249 passed away of cancer. And then I went to the funeral and stuff like that. And  
1250 (unintelligible).  
1251  
1252 Q: That's tough.  
1253  
1254 A: It was just - and ever since then, I was on the street. And my family looked at  
1255 me like I was the piece of shit because I was a pallbearer for my biological  
1256 father.  
1257  
1258 Q: Uh-huh.  
1259  
1260 A: But then I find out that before I was born, uh, some other stuff happened  
1261 between my biological father and my step-father's families or somethin' like  
1262 that.  
1263  
1264 Q: Uh-huh.  
1265  
1266 A: And it's, like, okay, so - so what? That happened, but why do the kids gotta  
1267 suffer?  
1268  
1269 Q: Right.  
1270  
1271 A: You know? And (unintelligible).  
1272  
1273  
1274 Q: S- hey I'm gonna cut you off 'cause I think what you're tellin' me is important.  
1275 And I'd love to sit here and talk to you about that. But I have a lot of  
1276 interviews...  
1277  
1278 A: Right.  
1279  
1280 Q: ...to get to tonight. So let me just ask you a few more questions, okay?  
1281  
1282 A: All right.  
1283  
1284 Q: All right. Um, Tyree - did he have any enemies in the dorm?  
1285  
1286 A: No. Nobody really messed with him. He wasn't type where people messed  
1287 with him. I mean, like, you know, he - if they're tryin' to say it was a cell fight,  
1288 there was no fight - there was no...  
1289

1290 Q: Okay.  
1291  
1292 A: ...fuckin' - there was - I don't give a shit what anybody says. And you know  
1293 what, I'm tired of them guys. 'Cause they'll tell me, "You want the ride  
1294 (unintelligible) just like your dad." You - you hear shots fired over the TV. I  
1295 know all that - it is a fiber optic wiring. I know all that is, uh, over the  
1296 Internet. I know all that is phone apps and different things. I'm pretty sm- I  
1297 was in special ed all my life. But I'm slower than some and faster than others.  
1298  
1299 Q: Uh-huh.  
1300  
1301 A: And I'm pretty - I'm...  
1302  
1303 Q: So Tyree wasn't, like, an aggressive kinda person?  
1304  
1305 A: No (unintelligible).  
1306  
1307 Q: He didn't annoy any other...  
1308  
1309 A: (Unintelligible).  
1310  
1311 Q: ...people (unintelligible)?  
1312  
1313 A: Well, he a little bit - annoyed 'em a little bit.  
1314  
1315 Q: Okay.  
1316  
1317 A: Maybe, uh, maybe frustrated (unintelligible).  
1318  
1319 Q: Did he have friends?  
1320  
1321 A: Um, I know I - I used to look out for him.  
1322  
1323 Q: Okay.  
1324  
1325 A: And people would walk up and give him food and stuff like that. They'd hand  
1326 him soups, they'd hand him bread.  
1327  
1328 Q: Sure.  
1329  
1330 A: They - you know...  
1331



1332 Q: I heard that a lot...  
1333  
1334 A: You know, it's not - it's not whether he had friends or not. Because they knew  
1335 he was harmless.  
1336  
1337 Q: Okay.  
1338  
1339 A: He was harmless.  
1340  
1341 Q: He was harmless, okay.  
1342  
1343 A: He wouldn't beat his way out of a wet paper bag. He wouldn't throw a crown  
1344 at a peaceful riot and he wouldn't, you know, and, you know, he s- he was  
1345 (unintelligible).  
1346  
1347 Man: (Unintelligible).  
1348  
1349 Q: Okay.  
1350  
1351 A: It, uh, it bothers me 'cause now I'm looking for my family.  
1352  
1353 Q: Yeah.  
1354  
1355 A: And I can't find them. So I don't know.  
1356  
1357 Q: So I'm gonna end. Do you have anything else to add?  
1358  
1359 A: Um - um, no not at this point. I was gonna a- oh yeah, and you know what?  
1360  
1361 Q: I'm just gonna end the interview. It's 5:45.  
1362  
1363 A: Okay. Could I ask you somethin' off the record?  
1364  
1365 Q: Yes sir.  
1366  
1367  
1368 This transcript has been reviewed with the audio recording submitted and it is an accurate  
1369 transcription.  
1370 Signed \_\_\_\_\_