

**INTERVIEW WITH W40**

**Q=Sgt. Carrasco**

**Q1=Sgt. Brown**

**A=W40**

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Q: You remember me from the other night right?

A: Uh, yeah.

Q: All right.

A: Yeah.

Man: Copy that. (Unintelligible) see ya.

Q: All right. So e- I - like I just asked you, um - I - I talked to you a couple weeks ago.

A: Yeah.

Q: Right? Um, I - I recorded that statement that we talked a couple weeks ago. And I've listened to it a couple times and, um, uh, and I know somebody else has talked to you since then. Um...

A: A lot of people are talkin' to me.

Q: Yeah but I also know that you - you - you talked to somebody else. Okay?

A: I don't talk to nobody.

Q: Eh, well - and - and I'm j- Imma lo- Imma look - Imma look at you and I'm gonna tell you I know the story and like I said I listened to it but I - I know that there's more...

Man: (Unintelligible).

43  
44 Woman: (Unintelligible).  
45  
46 Q: ...to the story that - that - that you're aware of. Okay? Let me finish. As you  
47 see in the news and as you see, you know, in reading papers if you do, we, uh,  
48 as a Sheriff's Office are not taking lightly what happened and we're - we're  
49 taking action in that. Okay? Um, we're not here to take the statements that you  
50 guys are providing and twist them around. We're not here - we're takin' 'em  
51 very seriously. Um, and information came to me about stuff that you said that  
52 you saw that you're - you haven't told me and I really wanna hear it. I really  
53 do because it's very important for that young man that I know what happened.  
54  
55 A: Yeah.  
56  
57 Q: And I know that you're manage...  
58  
59 A: I don't know - I don't know what you're hearin'.  
60  
61 Q: Well I know that vantage point...  
62  
63 A: I...  
64  
65 Q: ...that you had, you know, three doors down is better...  
66  
67 A: Yeah.  
68  
69 Q: ...than just about everybody else's. And I even asked you that night. I said  
70 man, your two doors down, are you gonna tell me you didn't see or hear  
71 nothin'?" I asked you that night.  
72  
73 A: I didn't see anything because the officer covered the - the doorway. I can't see  
74 nothin'. You know, it's like I told you in the statement and I told everybody  
75 else, I don't sit there and put my business out - out in the window.  
76  
77 Q: Right.  
78  
79 A: Til I'm out there.  
80  
81 Q: Mm-hm, and you hear stuff here all the time. But what about the...  
82  
83 A: No.  
84

85 Q: ...flashlight?  
86  
87 A: What about the flashlight? I never say anything about no flashlight.  
88  
89 Q: Well somebody had - somebody told us...  
90  
91 A: (Unintelligible) you know Imma tell you somethin', in here there's a bunch of  
92 fuckin' rats. Okay? I - I don't who would tell you what - or what - or anything  
93 was saying but e- you can't believe anybody in here.  
94  
95 Q: Well that's why I wanna hear it from you.  
96  
97 A: Uh, I didn't see anything. I didn't see nothin' and, you know, it - it - it's - it's -  
98 what can I tell you man? I - all I can say is I did not see anything - anything  
99 that is - is peculiar.  
100  
101 Q: Did you hear that man beg for his life?  
102  
103 A: He didn't beg for his life. He said he's sorry. They say they're sorry all the  
104 time. You know, they come in and they tryin' to get extra clothing. People -  
105 they - they - they get proned. They say sorry.  
106  
107 Q: Did he tell him to stop?  
108  
109 A: No I didn't hear nothin' like that.  
110  
111 Q: Um, did you hear, uh, the sound of f- a physical - in - in his cell?  
112  
113 A: No.  
114  
115 Q: You say, uh, the officer was blockin' the door, which officer?  
116  
117 Man: (Unintelligible).  
118  
119 A: Uh, the asian one. Yeah.  
120  
121 Q: Uh...  
122  
123 A: (Unintelligible) or whatever his name is. Nar- nar...  
124  
125 Q: The bald one?  
126

127 A: Yeah. The (unintelligible) Asian one.  
128

129 Q: Um, I just - I mean - and I don't mean to come at you like this man but you're  
130 so important to me -- you're so important to me.  
131

132 A: Huh.  
133

134 Q: You know, because I - because I know where y- where you are in there.  
135

136 A: Mm-hm.  
137

138 Q: You know, and man we're - we're workin' for that kid so hard because I mean,  
139 he's gone, you know. And - and - I don't know. You know, so I mean that's  
140 why I told them I wanna - I wanna talk him because I mean these - we're the  
141 lead. We're the ones in charge and like I told everybody that night and I don't  
142 know if I told you this or not but we're - we're just lookin' for the truth and  
143 wherever that truth goes is where we go. Clearly right? 'Cause we...  
144

145 A: No I - I...  
146

147 Q: We took action.  
148

149 A: I'm not gonna make - I'm not gonna make up no stories.  
150

151 Q: And I don't want - and I don't want no stories.  
152

153 A: I'm just telling you straight - straight up what I've seen. I don't know what  
154 they're telling you. Yeah I was close by but I ain't seen a whole lot. I kept  
155 away from it. I had no idea. If I knew they were killin' guy I - I'll be watchin'  
156 It happens all the time here, you know what I mean. Be frank.  
157

158 Q: Mm-hm.  
159

160 A: It happens all the time. Inmates i- struggle, uh, they had the ba- the - prone  
161 'em, whatever they do. Uh, it happens all the time. There's nothin' new and if I  
162 knew they were killin' him, I (unintelligible) look what's goin' on  
163 (unintelligible) what's going on.  
164

165 Q: Just since we've been talking right now, you've mentioned bein' proned out.  
166 Uh - uh, e- a couple times, two or three times since we've been talkin' here.  
167 Was he proned out?  
168

169 A: Proned?  
170  
171 Q: Like laying on the ground? I mean, you know what proned is.  
172  
173 A: Uh...  
174  
175 Q: You me - you told me that.  
176  
177 A: But - no. What I'm saying if - when they're struggling that they'll do that.  
178 They'll give the, you know, the twist of the arm thing.  
179  
180 Q: Right.  
181  
182 A: Yeah.  
183  
184 Q: All right. So was he proned out that night?  
185  
186 Woman: Yes.  
187  
188 A: Um, not that I seen.  
189  
190 Man: (Unintelligible) cellmate.  
191  
192 A: I couldn't see. Yeah.  
193  
194 Q: All right. Since then, uh, you know, after I came - and came and talked to you,  
195 um...  
196  
197 Man: (Unintelligible). They moved their (unintelligible).  
198  
199 Q: Are you still in the same cell?  
200  
201 A: No. I'm - I'm upstairs.  
202  
203 Q: You're upstairs now. What (unintelligible) are you in now?  
204  
205 A: I'm in 42.  
206  
207 Q: 42.  
208  
209 A: Yeah.  
210

211 Q: Is that better?  
212  
213 A: Um, it's just...  
214  
215 Q: It is what it is right?  
216  
217 A: ...outta the way 'cause they have a lot of mental patien- mental patients -  
218 mental inmates in that area.  
219  
220 Q: Um...  
221  
222 A: Just less noise up - the upstairs.  
223  
224 Q: Is there a, um, uh - I - I kinda know the answer to this but I'm gonna ask  
225 anyway, um, probably a lot of talk, uh, within the unit about what happened?  
226  
227 A: There was talk everywhere (unintelligible) the news is on papers, everywhere,  
228 scattered everywhere. I'm - I'm...  
229  
230 Q: Ye...  
231  
232 A: I don't know e- e- I - I've been talked to by lawyers and I don't even know my  
233 - they're not even my lawyers, you know. And - and i- it just - I know this is  
234 somethin' you guys wanna get - get solved and I - and - and I understand but I  
235 - all I seen is what I've seen and I didn't see much other than what I told you.  
236 You know, I'm not gonna make up a story 'cause, you know, that's fucking -  
237 I'm not - I'm not - that's not what I'm gonna do. I'm not gonna make no story  
238 up.  
239  
240 Q: So you didn't see whether or not he was proned out?  
241  
242 A: I didn't see anything physical other than what they were - they were just  
243 holdin' him to the wall.  
244  
245 Q: And you didn't see anybody hit him with a flashlight?  
246  
247 A: No.  
248  
249 Q: Or any other type of...  
250  
251 A: I'm not - who told you that? No.  
252

253 Q: Well that's why I'm askin', just to...  
254  
255 A: No. I don't know who told you that. You're gettin', uh, false information.  
256  
257 Q: The other...  
258  
259 A: I never said that.  
260  
261 Q: And the other thing that I'm here to - to find out is, you know, since then, um,  
262 in - in the conversations, has anybody, um, you know, come up to you or you  
263 been approached by anybody? Whether it's, uh, nurses or other staff or have  
264 you seen them come up to anybody else, um, to talk about the incident and  
265 what happened? And I'm not talking about other inmates, I'm talking about  
266 staff.  
267  
268 A: Yeah.  
269  
270 Q: Um, and what do they - do they talk to you or do they talk to other people?  
271  
272 A: Um, just askin' me if I seen anything and, uh, I didn't - I said the same thing I  
273 told you.  
274  
275 Q: Mm-hm.  
276  
277 A: Um, yeah.  
278  
279 Q: Do you feel...  
280  
281 A: And i- no I don't feel no - none of that.  
282  
283 Q: You know what I'm gettin' at.  
284  
285 A: Yeah I don't feel any of that. Yeah.  
286  
287 Q: I mean clearly - I mean we can...  
288  
289 A: My story has been the same, uh, since this happened and it hasn't changed.  
290 Uh, with staff, with you, with the FBI, uh...  
291  
292 Q: Oh you talked to the FBI too?  
293  
294 A: Yeah - yeah. Uh, and with the lawyers, uh, stayed the same, hasn't changed.

295

296 Q: And so no one has put any pressure on you or anybody else that you know of  
297 to say something - and it seems to me like y- y- you know your truth.

298

299 A: Yeah.

300

301 Q: And you're standing by your truth.

302

303 A: Yeah.

304

305 Q: But you don't think anybody has come to put any pressure - undue pressure to  
306 you or anybody else to change any stories?

307

308 A: No.

309

310 Q: That you know of?

311

312 A: Uh, I - I stick with my story.

313

314 Q: Yeah. Well yeah.

315

316 A: (Unintelligible) I have - I have, you know...

317

318 Q: Have you seen, uh, them talk to anybody else?

319

320 A: Not that I know of.

321

322 Q: Not that you know of?

323

324 A: Not that I know of.

325

326 Q: Uh, how's the atmosphere in the dorm now?

327

328 A: It's - people are just - it's cleared out. Everything - all what happened is, like,  
329 everybody is goin' on. Uh...

330

331 Q: Any better, any worse or the same?

332

333 A: Same.

334

335 Q: Same?

336

337 A: I don't see - I don't see any, uh - what are you talking about? With the  
338 inmates?  
339  
340 Q: Period.  
341  
342 A: The staff?  
343  
344 Q: Yeah.  
345  
346 A: They all together same. Nothin's changed.  
347  
348 Q: Um...  
349  
350 A: Um...  
351  
352 Q: How old are you?  
353  
354 A:  
355  
356 Q: Um, i- this - is your first incarceration?  
357  
358 A: No.  
359  
360 Q: Um, would you call this dorm as compared to the other dorms that you've  
361 been in the same as others? Maybe the - the - the group is kinda, you know,  
362 gets along better than some of the others you been in? How would you  
363 compare it to others?  
364  
365 A: This dorm...  
366  
367 Q: Yeah.  
368  
369 A: ...is - is more - is, uh...  
370  
371 Man: (Unintelligible).  
372  
373 A: About the same as any other dorm.  
374  
375 Man: Those are all (unintelligible).  
376  
377 A: Really. I don't see it changed in any other ways that - you have (unintelligible)  
378 program. It's the same as any other dorm.

379

380 Q: Not that...

381

382 A: People that get along with each other, you mean inmates?

383

384 Q: Yeah.

385

386 A: Eh, same thing. Everybody has their own little groups (unintelligible) do.

387

388 Q: Any real problems within the dorm? B- I mean since you've been in it. You  
389 know, not necessarily...

390

391 A: No.

392

393 Q: Everybody seems to...

394

395 A: (Unintelligible).

396

397 Q: ...just kinda work it out, huh?

398

399 A: Yeah. I don't see a problem. And I understand you guys situation. I understand  
400 what you're tryin' to do but, you know, like I said, I've talked to you s- you're  
401 the sheriff investigator?

402

403 Q: Yeah.

404

405 A: Correct?

406

407 Q: Mm-hm.

408

409 A: Both of you. I talked to the FBI and I told 'em the same story. Uh, there's staff  
410 that talked to me 'cause they wanna know what's goin' on. I don't think they  
411 know what's goin' on. I don't know what's goin' on. Um, so that ended. They  
412 got lawyers comin' to me when I'm in court and asked me - the DA is tellin'  
413 me, "You know we can work something out." Well you know I don't know  
414 nothin". What they're tryin' to do is I know people are tryin' to get at people to  
415 get somethin' done and I understand. And I don't, you know, I - I really don't  
416 know what to tell you. I don't - I'm only tellin' you what I've seen and I'm not  
417 gonna make a story up. So that's all it is.

418

419 Q: So whether it came from you or not, um, just so you understand that I - I - I - I  
420 clearly got some information from somewhere.

421  
422 A: I know.  
423  
424 Q: And so what you're saying - what you're tellin' me now is whether I'm tryin' to  
425 help or not, it - it - it's not true?  
426  
427 A: I don't know about a fla- I don't know what they're talkin' about. I don't know  
428 what they're talkin' about a flashlight and, uh, the - the staff talked to me about  
429 it. I said, "I don't know what the fuck they're talkin' about." Excuse my  
430 language man.  
431  
432 Q: No it's cool.  
433  
434 A: I don't - I don't know what the hell they're talkin' about dude. It's all right and,  
435 you know, it - it's like that over here. They - they'll say - they're saying, uh,  
436 this the other day, they're thinkin' it's the, uh, Northern Riders. If it were a  
437 Wednesday and we're locked down, there was nobody here - out there.  
438  
439 Q: Are there Northern Riders in B?  
440  
441 A: No.  
442  
443 Q: They're all over here, huh?  
444  
445 A: Not that I know. Yeah.  
446  
447 Q: Yeah that I'm aware of either.  
448  
449 A: So...  
450  
451 Q: So...  
452  
453 A: You know, it just stories, you know - you know, when things happen, you got  
454 these rumors goin' on. You know - you know it's good that you're talkin' about  
455 it. I'm tellin' you straight up flat man.  
456  
457 Q: Right - right.  
458  
459 A: You know, uh, so, you know, a lot of things - I understand what you guys -  
460 you gotta investigate it but half of that shit is bullshit. You know, what  
461 happened - happened. Uh, unfortunately and, uh, that's all it is. Yeah.  
462

463 Man: Like (unintelligible) maybe.  
464  
465 A: I just try to take it f- take it by ear in how you see it, you know, and these guys  
466 will tell stories. Half these guys are lookin' for money. You know, uh - uh...  
467  
468 Q1: I have two questions. I don't know if you - 'cause I wasn't in his original  
469 interview with you.  
470  
471 A: Yeah.  
472  
473 Q1: That night during program did you see inmate Tyree out socializing with  
474 people?  
475  
476 A: We were have - got no program that day. It was Wednesday.  
477  
478 Q1: No at night when...  
479  
480 A: It was...  
481  
482 Q1: After clothing exchange.  
483  
484 A: Uh, they - they - they, um, (unintelligible), um...  
485  
486 Man: (Unintelligible) there's specific...  
487  
488 A: Pill call.  
489  
490 Man: (Unintelligible).  
491  
492 A: I seen him out on pill call.  
493  
494 Q1: What about at clothing exchange.  
495  
496 A: They did clothing exchange inside our cells through the hatch.  
497  
498 Q1: That night?  
499  
500 A: I believe - I believe. I'm tryin' to think back. Um, it's either they did it through  
501 the hatch or they did it to - well yeah, they change it all the time. They usually  
502 do it through the hatch or they do it when we come out - we go out the cell  
503 and we stand in line.  
504

505 Q1: Okay.  
506  
507 A: Uh...  
508  
509 Q1: If you can't remember, I don't think...  
510  
511 A: Yeah I - well I can't, uh, it's either one of the two. Either one is...  
512  
513 Q1: Okay.  
514  
515 A: ...I didn't see nothin' unusual.  
516  
517 Q1: How about that night in question when you said, you know, the officer was  
518 blocking. When they left did any other inmate sneak out of their cell and - and  
519 go into that cell?  
520  
521 A: S- no.  
522  
523 Q1: Everybody was locked down?  
524  
525 A: It was lock down.  
526  
527 Q1: And your pretty positive you didn't see anybody pop the door open?  
528  
529 A: No.  
530  
531 Q1: Then pop his door open?  
532  
533 A: I didn't - I didn't see. No.  
534  
535 Q1: (Unintelligible).  
536  
537 A: No - no - no.  
538  
539 Q1: You have a un- a unique perspective 'cause at the time you were - you were  
540 damn near neighbors. So that's why we're asking 'cause...  
541  
542 A: Yeah I know but it just, uh - uh, but he - they blocked the doors, an incident  
543 happened. It happens all the time. I'm not the type that I just sit there and  
544 just...  
545  
546 Q1: Gawk?

547

548 A: ...gawk at the window all just lookin' at...

549

550 Q1: Sure.

551

552 A: I got other things to see, you know, there, you know, it just, uh, yeah - yeah,  
553 um...

554

555 Q1: And the reason why we're asking 'cause like you just mentioned where, you  
556 know, there's so many rumors going around about...

557

558 A: There's a whole lot.

559

560 Q1: And theories and, you know.

561

562 A: Yeah I'm hearin' all kinds (unintelligible).

563

564 Q1: So we just wanted to make sure that, you know.

565

566 A: And - and I - they just run, you know, and you gotta do your job and I know  
567 they're runnin' you guys around 'cause all these damn things they're saying,  
568 you know, but - and at the end - the end of the story is that you - you gotta  
569 look at who's saying the right - keepin' the same pattern. I'm keepin' the same  
570 pattern. I don't know what anybody else is doin'.

571

572 Q1: Yeah.

573

574 A: Uh, you know, they have different stories all the time and - and then these  
575 guys look for money man. You know, I - I know there's one, uh, g- uh, what  
576 I'm bein' told is got into it, he's - they're like he's lookin' for money and I don't  
577 know. It's just one of them things man. It's unfortunate, you know, and...

578

579 Q1: I'm gonna - I'm gonna ask, uh, I have a question to ask. Before I ask that  
580 question I wanna - I wanna let you know that if you come to the answer to this  
581 question is yes, I'm really not gonna do anything about it. And that's honest.  
582 I'm - man to man. Okay?

583

584 A: Yeah.

585

586 Q1: Are you familiar with people inside the unit being able to pop their doors?

587

588 A: Am I familiar with it?

589  
590 Q1: Yeah. You know of people in there that pop their doors?  
591  
592 A: Well I've seen it before. Yeah.  
593  
594 Q1: In this unit?  
595  
596 A: No.  
597  
598 Q1: Okay. Not in this unit?  
599  
600 A: No.  
601  
602 Q1: And I know you've probably seen it before because especially like in our - our  
603 system different areas got different doors.  
604  
605 A: Yeah.  
606  
607 Q1: But I'm j- I'm just curious about these doors.  
608  
609 A: No that's - that even a concern you guys are l- at - that didn't happen. If that's  
610 what you're (unintelligible) about that - that did not happen.  
611  
612 Q1: Nobody popped open a door?  
613  
614 A: No.  
615  
616 Q1: Dur- after lockdown.  
617  
618 A: No.  
619  
620 Q1: And went into his cell?  
621  
622 A: No. When incidents like that happen, nobody wants to do shit but stay away  
623 trouble 'cause they're comin' and gettin' - yeah. Uh, that did not happen. So -  
624 yeah.  
625  
626 Q1: Well thank you for being...  
627  
628 Q: Uh, yeah.  
629

630 Q1: ...honest and like you say, being consistent. If that's the case then absolutely  
631 that's what we wanna hear.

632  
633 Q: I appreciate your humoring me man.

634  
635 A: Ah.

636  
637 Q: You know, 'cause I d- w- after I read that stuff and then knowing that I had  
638 talked to you and what you had told me...

639  
640 A: Yeah.

641  
642 Q: ...i wanted - I wanted to talk to you again. So...

643  
644 A: Yeah. Well I don't know who's sayin' that but they - they're obviously telling  
645 stories man.

646  
647 Q: Okay.

648  
649 A: That - that's not what I - I kept - I kept what I s- my story to what I s- seen.  
650 Uh, so I mean that's basically what that is. The only thing that is  
651 (unintelligible) cell man. So...

652  
653 Q: Cool - cool to know. All right, uh, I don't - you know what, I didn't do the  
654 time. It was 15 minutes ago, whatever it was. And I don't have a watch.

655  
656 Q1: Uh, it's, um, time is gonna be now 3:55.

657  
658 Q: Okay. So 3:40 we started. All right. thank you very much.

659  
660 A: Okay.

661  
662  
663 This transcript has been reviewed with the audio recording submitted and it is an accurate  
664 transcription.

665 Signed \_\_\_\_\_