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INTERVIEW WITH SGT. ANDREW AGUILAR

Q=Lt. Rivera

Q1=Sgt. Joshua Singleton

A=Sgt. Andrew Aguilar

Q1: Just more personal (unintelligible) personal (unintelligible). Perfect.

A: Okay.

Q: And is it Andrew? An-...

A: The first name's Andrew.

Q: Andrew.

A: Mm-hm. (Unintelligible) 24 building (unintelligible).

Q: Um, so I'm - I'm Lieutenant Rivera.

A: Okay.

Q: I'm currently assigned, uh, to the - the detective division as the Division Manager. Uh, don't freak out 'cause I'm here. I just - I'm the only one that was able to come in and help these guys out so, you know, um, you know, that's why I'm - I'm here, and we're doin' this stuff. So, um, Sergeant Singleton is gonna talk to you about a couple of things...

A: Mm-hm.

Q: ...um, and - and just, you know, pick your brain and see what you remember (unintelligible) do that only 'cause I, you know, try to monitor all these pieces, but I don't know exact details of what needs to be asked or what. So, um, while we're - while we're going through those discussions there might be a

43 time where you may feel like you might've, um, maybe not written somethin',
44 like, a report or something where you feel that might expose you to - to an
45 issue, um, maybe a disciplinary issue, okay. Um, I'm here to tell you that I'm
46 not concerned about that, um, and I don't want you to be concerned about that.
47 If there was something that you should've written that you - that - that you
48 didn't write, you know if - if you can explain it that's - that's great. Um, but I'm
49 here to tell you that, um, we're here to - just to get the information so that we
50 can clean up exactly what it is, um, that we need to clean up, okay. So that
51 might kinda expose you a little bit to maybe not have - have done some
52 documentation, whatever that documentation may be. So I don't want you to
53 think that we're here to kinda set you up or anything like that. What I'm here
54 to tell you is that there was no documentation done, okay, violation of
55 procedures. I - I - I really don't care about that, and I'm here to tell you that,
56 you know, I've had conversations with the sheriff on the - on our cases that
57 we've been working with the jail...

58
59 A: Mm-hm.

60
61 Q: ...okay? There are times where people make some mistakes where things are
62 not documented. Our goal is to get the - the facts and - and to get them
63 correct, okay? And if there was something like that occurred, um, if there was
64 somethin' like that that occurred I'm - I'm here to tell you that, uh, you're -
65 there's gonna be immunity from any issues with you by - if - if - if that's - if
66 that raises to that occasion, okay?

67
68 A: Mm-hm.

69
70 Q: Um, everything's being recorded, so I'm not here to sell you anything or - or
71 tell you anything or strain you and say hey, you know, uh, Lieutenant Rivera
72 lied to me about this. No. We're - we need the facts. We're just trying to get
73 the story straight, um, but if you feel like you're exposing yourself to maybe a
74 disciplinary problem I'm here to tell you that we're - we'll take care of that,
75 okay, that we've been given the authority to do that, okay. So I wanted to tell
76 you that upfront. I - I just don't wanna, um, he starts with the questions or
77 anything like that, and then you kinda, like, find yourself in a - in a tight
78 situation where you may kinda shut down or somethin' like that, so I don't - I
79 don't want that to happen. I - I - I - we want to get as much information as
80 possible, but I know sometimes when you get that it - it could expose you to
81 other things, but I'm tellin' you, you know, you're gonna be fine, okay.

82
83 A: Okay.

84

85 Q: So I hope - I hope I made myself clear on that. I'm not sure. If you have any
86 questions please let us know now, and we can try to answer them for you.
87

88 A: Okay. And the way I understand it I'm bein' brought in to be questioned as a
89 witness. If somethin' I say was an oversight on my behalf I'm not accountable
90 for it?
91

92 Q: That is correct.
93

94 A: Well then I understand what's being asked of me but okay.
95

96 Q1: Yeah. And - and I would say, like, I don't know if the word is, like, not
97 accountable for it is, but there's just - there's an immunity factor on this. Like,
98 we - we just wanna get to the truth.
99

100 A: Right.
101

102 Q1: We're lookin' at the bigger picture here...
103

104 A: Right.
105

106 Q1: ...and we've - we've had assurances from the administration on down with
107 dealing with witnesses - not with suspects but with witnesses on this case.
108

109 A: Sure.
110

111 Q1: If there was some sorta oversight it's willing - it's willing to be overlooked and
112 not punished...
113

114 A: Mm-hm.
115

116 Q1: ...as long as - as long as it's factual now.
117

118 A: Right. Right. I could see your point and then, uh, not - not to make it, uh,
119 precluded somethin' - I wouldn't be accountable for somethin' because I even
120 hold myself accountable. If there's an oversight on my behalf I'd like to know
121 what happened too.
122

123 Q1: Yeah. I - I can already tell - in the 30 seconds that we've met I can already see
124 that, so I don't think that's gonna be an issue.
125

126 Q: And like I said it - like I said it might be but, uh, li- like I said (unintelligible)
127 to let you know what...
128
129 A: Mm-hm.
130
131 Q: ...so that there's no hesitation from you. Do you know what I'm sayin'? A- and
132 (unintelligible) we don't know. Uh, we - we - we definitely...
133
134 A: (Unintelligible)...
135
136 Q: ...appreciate that. We definitely appreciate that.
137
138 A: Okay.
139
140 Q1: So, uh, I mean, just to get - just so you know who I am I'm - I'm a sergeant in
141 our Investigations Unit and I got brought in to assist on the Tyree homicide.
142
143 A: Okay.
144
145 Q1: And then, you know, there's other investigations that have gone on. I'm sure
146 you've heard them. The most re- the most recent one is the case.
147 It's been all over the news media.
148
149 A: Oh yeah.
150
151 Q1: You're familiar with that one.
152
153 A: Mm-hm.
154
155 Q1: But that's what we're here to talk about today.
156
157 A: Mm-hm.
158
159 Q1: Um, so I just wanna - understand that it's not my case too. I'm - I'm just
160 assisting on the case so if I'm a little bit scattered on some of the things this is
161 a chance for you to help me clean it up, um, if I'm missing something or if I'm
162 asking you questions that don't make sense and things like that.
163
164 A: Is indirect - in my (unintelligible)?
165
166 Q: Yeah I would think.
167

168 A: Thank you.
169

170 Q1: Okay. My understanding is that you guys know each other from either, like,
171 before you worked in - in the jail or, like, you grew up with him, or you've
172 known him for a long time.
173

174 A: I've seen him before. I don't - I (unintelligible) and just see him, just recognize
175 him but from - custody-wise there've been certain matters. I think I had to take
176 a year of teaching. The first time we interacted in custody I had a year of
177 teaching to extract him but after talking to him I said, "Come on. It's not worth
178 it." And he just coop- we just cooperated with me, and just - we moved him
179 but ever since then he's remembered that. I've come across him time and time
180 again. He'll say, "I appreciate you coming at me that way."
181

182 Q1: So you have some sort of relationship with him and...
183

184 A: I know who he is. Yeah, I know who he is, but I don't have any kind of, like,
185 uh, like, outside of custody. I just know who he is. I've just seen him before in
186 town and I know he must be from San Jose. When I saw him here I said, "I
187 recognize this guy from the streets. I've seen him before."
188

189 Q1: Okay. Yeah. He - he - he seems to know you. I mean, he said that, uh, before.
190 So, um, you know him through work, not outside of work.
191

192 A: No not personally outside of work. Just, like, maybe just recognize him just
193 seein' his face.
194

195 Q1: Okay. And when you, um, when you had that cell extraction do you remember
196 when that was a couple of years ago? Doesn't have to be a precise date.
197

198 A: Probably about 2001. It was at Main Jail South. I know some of the - complex
199 terribly. He didn't wanna move cells. They gave an order for him to move. He
200 didn't wanna cooperate (unintelligible) so I just went up there as the leader,
201 talked to him and then he just - I just told him, "It's not worth it. You know,
202 we'll move you to a new cell, give you the clean material." He agreed. We
203 moved him. That was it.
204

205 Q1: Okay cool. And then ever since then, you've just had, uh, interactions with
206 him while he's been in custody, and you've been on duty.
207

208 A: Yeah I don't recall all the times that, uh - uh, he's coming on in custody. I've
209 seen him maybe coming or going. In fact, I saw him when he got released

210 (unintelligible). That was my last interaction with him. But before that, I think
211 it was, uh, he had a cyst in his mouth or a tooth that was being treated at - at
212 the Medical Unit as I was going around signing books and things like that.

213
214 Q1: Was that the one that was around July-ish of this year?

215
216 A: Uh, must've been. His last time in custody.

217
218 Q1: Okay. What - tell me about - tell me about that incident or what you know
219 about - everything relating to that.

220
221 A: Um...

222
223 Q1: And it - I think you could probably tell me from what - if you could maybe
224 just tell me from the beginning of everything you know about that incident
225 and how that happened.

226
227 A: With his tooth?

228
229 Q: Yeah. And if not I can ask questions step by step by step but maybe just tell
230 me what you know about it (unintelligible).

231
232 A: He - he was involved in a - in a 415 with another inmate one evening and was
233 sent out to medical for it. Um, he was adamant about him being able to carry
234 his own weight and handle himself. And to be quite honest, I mean, the guy is
235 - well I think he must be, like, 50 years old. He's in - he's in great shape. And
236 the younger guy was taxed. He was about ready to, uh, I think the only thing
237 that kept him up was us. He was about ready to pass out. So he was very
238 proud of his - his achievement that day. Um, but about - maybe about - I guess
239 about a month later he was sitting at F2 being treated by a nurse. He wasn't
240 assigned to the medical floor. He was assigned to I think somewhere upstairs,
241 maybe the fifth floor. And as I was signing my books - so if you're familiar
242 with the Main Jail or the floor station officer, like, uh, each floor has an
243 officer that controls the movement in and out of the dorms.

244
245 Q1: Okay.

246
247 A: Uh, F2 has two units, an infirmary, and a special housing unit. There's an
248 officer who sits at F2, controls the movement for the medical staff coming in
249 and out and for people going in, uh, for medical appointments. He was at F2. I
250 forget what the nurse was talking to him. He had a bit of gauze they were
251 having trouble putting in. He had a hole inside of his mouth. Uh, he said he

252 had a cyst that he has been dealing with for some time. He had it since, I don't
253 know, out of custody, and it had gotten infected, uh, and they were trying to
254 put, uh, the gauze into it. So he was gettin' frustrated because, you know, it
255 was painful, and it was dripping, so I just told him, "Just, uh, let the nurses do
256 what they had to do, and they'll do it right." And that's when he reminded me,
257 uh, of that time when I was gonna have to extract him at his cell.
258 (Unintelligible). I was - to be quite honest I never would've thought much
259 about it until he brought it up and then I just - he just goes, "That's right. It
260 was you. I remember now." So because of that we just had a conversation and
261 just left it at that and went about my - went about my rounds.
262

263 Q1: And what - what else did he say about the - there bein' a cyst there?

264
265 A: He said it got infected, that he had gone to the doctor to have it checked out
266 and, uh, one of the doctors there - I imagine it was at medical during the day
267 or somethin'. He must've had a medical appointment. He said he got an
268 abscess or a bad tooth, and it infected his jaw. And I said, "Okay." And they
269 were treating him for it. That's what the gauze was for because, uh, there was
270 a cyst or somethin' where there was a...

271
272 Q1: Mm-hm.

273
274 A: ...hole on the side of his, uh, cheek where it was draining. The nurses wouldn't
275 -- he -- seal it up. They had to put gauze in it. They then - they wanted it to
276 drain.

277
278 Q1: Like, it - like, a hole coming out, like, exposed?

279
280 A: The hole - a hole right here on the side of his cheek...

281
282 Q1: Wow.

283
284 A: ...where they were sta- sticking gauze in there.

285
286 Q1: Hm.

287
288 A: And then the nurse said he had to scab from the inside out because of that.
289 Plus if they tried to close it i- it'll make it worse, and they wanted the infection
290 to drain.
291

292 Q1: And this you said was, like, a month after you knew he was involved in a
293 fight? You know he was involved in a fight with another inmate...
294

295 A: Right. Right.
296

297 Q1: ...right.
298

299 A: I remember that because he - I just remembered seeing him thinking, "Oh
300 yeah I know him," and I was kinda impressed at the way he handled himself.
301

302 Q1: Right.
303

304 A: Um, I think the - the - the time of the abscess - it could've been a month,
305 could've been a week. I ca- I can't really tell but I just - just surprised to see
306 that hole in his face. That's what caught my attention. Like, wow what are you
307 doing here? And he said he had a bad tooth, that it was, uh, infected and kinda
308 common. People get infections. They don't take care of themselves but, uh,
309 they're - they're patching it up with some type of gauze.
310

311 Q1: Okay. And he said that it was a cyst that he had when - before he came into
312 custody?
313

314 A: Mm-hm. And he had a - a bad tooth he said for some time, and then it got
315 infected, and that that's what it - that was what that was all about.
316

317 Q1: Okay. Um, and then was that - is that the - is that the most recent interaction
318 you've had with him was at F2?
319

320 A: Yeah that was at F2. Yeah.
321

322 Q1: Okay. And go back to that fight that happened.
323

324 A: Mm-hm.
325

326 Q1: What can you tell me about that fight?
327

328 A: Well he told me that the fight occurred. I had responded to the - to the second
329 floor. He was involved in a fight upstairs, and they took him and the other
330 person to the second floor. I wasn't the one who escorted him. I escorted the
331 other inmate, uh, who was involved, and then, uh, when we got to the second
332 floor we realized both parties that were involved and had them checked by
333 medical. Uh, I was there with, um, Deputy - I wanna say it was Deputy

334 (Weeks) but I'm not sure if it was (Weeks). I forget, but I'm pretty sure it's
335 Deputy (Weeks). We were standing there. We asked him what happened, and
336 he didn't wanna say. He said, "No. Hey man, I just handled myself." He just
337 went out to gloat about the way he handled himself. He told me that, uh, what
338 was it, uh, the Northern Riders had confronted him about an issue he had on
339 the streets with one of them. So he said, "Oh well what happened?" They said
340 they tried to rush him while he was upstairs, but he handled himself, and then,
341 uh, he put it on the guy. And the guy who he was referring to was the other
342 guy who was (unintelligible). I don't remember (unintelligible). Yeah.

343
344 Q1: Yeah that's a...

345
346 A: You don't have to put - so it was a - it was a big part. Apparently according
347 to...

348
349 Q: (Unintelligible)...

350
351 A: ... he said he was standing by the cell door. He was confronted by - I - I
352 think it was who confronted him and some other Northern Riders
353 who were supposed to get him. But according to he says that, uh, he
354 has a rapport with some of them so if someone didn't wanna take part in it - all
355 in all I guess it was just him and that were in the cell, but I didn't see
356 the fight. We just heard the radio traffic. We got there when it was all
357 wrapped up. But according to him, he said him and the other guy went into the
358 cell, and they went toe-to-toe as best they could. He says he left it all on the
359 table. What he means by that - he's just - gave him all he had. Uh, then the
360 officers separated them, but he said there were other people involved, but they
361 weren't the ones he fought with.

362
363 Q1: Just - just that other guy . Got it.

364
365 A: Yeah.

366
367 Q1: Um, and you - you understand that that fight happened inside - it would've
368 been 6A, Cell 40.

369
370 A: (Unintelligible). It was one of the - it's one of the housing areas upstairs. I
371 think it was 6A. Uh, when I got there the elevators - when they opened up
372 they brought - was coming towards me, so I just went with
373 to make sure he got decontaminated and checked by medical.

374

- 375 Q1: Okay. And then did you review any of the reports that were prepared in regard
376 to that fight?
377
- 378 A: No. It wasn't, uh, that wasn't my - my floor at that time. I just went there to
379 assist because, you know, I heard the radio traffic and I just went to go,
380 respond, to help out any way I could.
381
- 382 Q1: Okay. And what -- do you remember -- I know it was a long time ago and --
383 but it is actually important. Do you remember what that radio traffic was?
384
- 385 A: Uh, let me see. It was an, uh, it was a 415, uh, and I don't remember it being
386 specified whether it was officers or inmates. Uh, we get up there. These two
387 were being brought out. Uh, I think I was at the floor station at the time when
388 they were brought out. Yeah, and then one of them was coming with us, so I
389 said that I would take one and another sergeant would take the other one
390 which would end up being, uh, but was the one that I ended
391 up, uh, I believe that, you know, I ended up escorting. In fact, these
392 photos I think were taken by, uh, by Deputy (Weeks) and myself.
393
- 394 Q1: Okay.
395
- 396 A: That might be (Weeks) who's holdin' the, uh, the ruler. Yeah.
397
- 398 Q1: Um, and what can you tell me about condition at that time? Did he
399 seem, I mean, you said he's in good shape for being 50 years old? He was - he
400 was bragging about winning the fight or, you know, boasting. He, you know,
401 he handled himself. Did you see any visible injuries on him or anything about
402 him that stood out?
403
- 404 A: Yeah he had a - a cut above his left eye. In fact, we took a picture of him. We
405 used a bullet to measure it and, uh, you know, just by his - his weight for his
406 age and his muscle tone we were impressed by it because the other guy, this
407 guy - I don't know if you could tell by a - by the pictures. He was
408 about ready to pass out. He was winded and this is a 50-year-old man right
409 here that I'm lookin' at and the other people who - who saw him too were kind
410 of impressed because he's standing there saying, "Hey I - I put it down. Man, I
411 still got it. You know, you know, I stay in good shape." We were tryin' to
412 calm him down 'cause the nurses wanna assess him, and his blood pressure is
413 really high when he's acting like that, and he's all pumped up. And then we
414 told him that they had to treat the eye, and he says, "Don't worry about it. It
415 will heal itself. I'm good." But he didn't want medical to - to treat him. He was
416 really amped up about the fight. He didn't wanna talk to (Weeks) for whatever

417 reason, and for some reason, he feels like this rapport with me, but I don't
418 know the guy personally. I just know him by him coming in and out, and you
419 see him all - often. I mean, it's no different than me recognizing one of the
420 winos that come in and out, and I - I - were - was assigned to patrol, and I saw
421 him on the streets running away. I could call out his name probably or get
422 some compliance just because of the visual (unintelligible). No man, I better
423 not run. He - he'll recognize me. But, you know, he'll - he'll talk to me from
424 time to time, and it's just, mm, the last time was that - that one incident I think
425 with the - the fight. And then, uh, after that he turned in a grievance regarding
426 his job and that was forwarded to, uh - uh, s- Sergeant Shelton who turned in
427 the matter because at that time we were given an order. Nobody was to talk
428 about matters regarding, uh, issues in custody, so I think it was forwarded to,
429 um, enforcement. So it was - I think (Weeks) might have followed up with
430 that one.

431
432 Q1: Okay. When - did you notice anything else above the cu- uh, except for the
433 cut above - above the eye anything else about him?

434
435 A: Um...

436
437 Q1: Any other visible injuries either fresh or old?

438
439 A: Fresh or old I - couldn't tell you. I just know that the one thing that was
440 obvious was, uh, the gash. It looks like a boxer's cut right above his eye and
441 then, uh, we told him, "Hey you're gonna have to get that taken care of," so we
442 ended up sending him out maybe about an hour later. And, uh, one of the
443 officers who has a rapport with him took him out. And - but it - is more
444 or less cooperative with senior deputies. He feels like, "Hey I got respect for
445 you guys. You guys have been doing this a while." And then he typically has,
446 um, the best way I can describe him just, uh, frustration, and then sometimes
447 with the younger deputies they might go "Hey this guy's not - henceforth the
448 extraction." They were gonna move him that one time. He is not gonna
449 cooperate. I'm gonna put it on you guys. Come on, get the football team
450 together. I go up there and talk to him, and he complies. Yeah, it's his age. I
451 don't know why he does that, but that's one of the things he does. But far as,
452 like, injuries and stuff I just remembered the one - I do remember the cut
453 above his eye and just him just being amped up, like, from the fight.

454
455 Q1: Okay. Um, did he say - did - did he talk anymore about his injuries or did - he
456 just said, "Hey I'll - it'll heal itself." Did he say anything else about any other
457 injuries?

458

- 459 A: He said fine. He said he was in good shape. He said, "I feel good. I feel good.
460 I don't need medical." He didn't want medical. He told us that, uh, even when
461 we were adamant about, "Hey we gotta get your eye checked. You know you
462 gotta cut above your eye," he knew because there was a mirror in there.
463
- 464 Q1: Yeah.
465
- 466 A: But, uh, the comments he said in medical - (Weeks) and, uh, Sergeant
467 Brackett were there. He says, "No don't worry about it - my body feels a
468 normal body. I'm good. I'm good." But he was just really adamant about hey
469 he - he - that fight didn't cost him anything. He was real - he just wanted us to
470 know he did really well in that fight.
471
- 472 Q1: Okay.
473
- 474 A: He was just proud I guess.
475
- 476 Q1: What did - when - and this is more of an opinion question but I - I'm really
477 interested to see what you think. Uh, di- has he ever lied to you? Is he the kind
478 of - I know some inmates try and get over. They'll - they'll lie, and I know we
479 don't ever know if someone's tellin' the complete truth, but what is your
480 opinion of him? Do you think that he would lie about anything or do you think
481 he was fairly honest, and he just does his time, and he's the - one of those
482 inmates that say, "Hey, I got an ass whoopin' comin'. I got an ass whoopin'
483 comin'. I was out of line." I mean, what - what's your opinion of him?
484
- 485 A: I think - I think , you know, he - he really has more of this, uh, like, an
486 opportunist. If somethin' could benefit him in one way or another - I think that
487 an issue he had in the infirmary - he was getting very aggravated with the
488 deputies that were working the infirmary. And then, uh, one part - I think this
489 most recent issue was - and change of the weather. The heating system charted
490 - started hearing in the jail. For whatever reason, the heating was coming out
491 in four cells, his cell and the cells next to him. So they grieved it but they - he
492 became very argumentative with the deputy who was assigned to the
493 infirmary. And the, uh, deputy brought it up to me and I said, "Well move him
494 to another cell. Just close out those cells." And when he became
495 argumentative with them in a sense, like, you know what? Just this is F'ed up,
496 you know, and these conditions are not right. So, you know, we offered to
497 move 'em, all four of 'em, and none of 'em wanted to move because they
498 wanted a TV shot.
499
- 500 Q1: Mm-hm.

501
502 A: So I said, "Well you know what? Just get it fixed. We'll - we'll - we'll write it
503 out." But he's the one who became aggressive with, uh, Deputy (Nishijima)
504 over it, and then, you know, honestly, that's his nature. If he can kinda, um,
505 im- move his - some fear in you with the new deputies, yeah, he would. Um,
506 but I've never had a problem with him. Uh, it's very seldom I have issues with
507 inmates. I could typically go up to him and just talk to him, hear the issue out.
508 A lot of 'em just wanna be heard. But , I wouldn't put it by him because
509 when I go talk to him after an issue like that, he's on his bunk readin' the
510 Bible, being very, you know - he's told me a total - totally different story.
511 Then if I talk to the guys (unintelligible) told me, "Yeah, he came at the
512 deputy wrong, but, you know, we just - we just want the heating fixed."
513
514 Q1: Okay.
515
516 A: So that's an example of something...
517
518 Q1: Sure.
519
520 A: ...similar to that. So he just gets aggravated right away when (unintelligible)
521 with the younger deputies.
522
523 Q1: Okay. That - that makes sense. Um, so he didn't talk to you specifically about
524 his injuries? And I'm assuming you didn't write any report? Well let me ask
525 you. Did you write any reports from that fight incident?
526
527 A: No, it wasn't required. All I did was escort and - and just transferred the video
528 and gave it to whoever was taking care of that case or that - that investigation.
529 It's not uncommon, like, a 415 happen, a fight between two inmates. We'll
530 divvy up because we can't be in more place - more places than one. So I'll take
531 a picture of a victim or a suspect, whoever I'm dealing with, somebody else
532 will take a picture, and then we turn it into the sergeant who's taking care of
533 all of the so- who's assigned that floor basically.
534
535 Q1: Okay.
536
537 A: Yeah. So (Weeks) and I were right there. So I -- we were more concerned
538 about the crime report.
539
540 Q1: Sure.
541

542 A: He generally (unintelligible) he had obvious injuries, and they were pumped
543 up. We had a suspect and a victim potentially here. So what do we got? But he
544 wouldn't cooperate with, uh, tellin' us anything.
545

546 Q1: Okay. Um, okay. He - so that - that fight happened on the 24th of July based
547 on - based on (unintelligible). He - he was working on the 23rd when he came
548 into custody.
549

550 A: Mm-hm. Okay.
551

552 Q1: He came in. I guess he went to intake at about 8:00 pm on the 23rd. He was
553 brought up to the 6th Floor.
554

555 A: Okay.
556

557 Q1: Do you - do you know anything about that when he was first brought in on the
558 - on the - on the 23rd of July?
559

560 A: When he first got there, I had no interaction with him. My first interaction
561 with him coming into custody was that fight.
562

563 Q1: Okay. Um, he's making allegations that - that when he was brought in on the
564 23rd he was brought onto the 6th Floor, he was put into an interview room
565 before going to 6A.
566

567 A: Mm-hm.
568

569 Q1: And he was held there for about two hours, which we think happened based
570 on the F6 logbook and the 6A logbook.
571

572 A: Okay.
573

574 Q1: So there's two of 'em. Is that common for inmates to be put into an interview
575 room once they come up from classification or do they generally just get put
576 right into a cell?
577

578 A: Um, it varies. Depends on the time they come up. I wouldn't say it's common,
579 but it's not, uh, uncommon either. Somebody gets brought up, uh, say they're
580 running low on that floor, nobody to put 'em in safely. If you only have one
581 person on deck or everybody's at lunch at that time, they'll put 'em in an
582 interview room waiting till, you know, staff come back from lunch, and then
583 you put 'em away. Or the officer who's running that dorm is not there. So right

584 then, putting 'em in a cell and have it disrupted for management reasons,
585 they'll put 'em in an interview room, wait for that officer to come back to find
586 out where - where the best bed for him, compatibility because they're the ones
587 who a- ultimately are gonna have to manage that dorm. So if you can get a
588 guy in, oh, hm, this guy's (unintelligible) here, or I got another guy he could
589 probably be compatible with 'cause this guy, he's an OG or something like
590 that, let's match 'em together just to prevent problems from happening. So no,
591 it's not uncommon. It - it - it - it can happen.
592

593 Q1: Okay.
594

595 A: It does (unintelligible).
596

597 Q1: Are you - the - uh, are the, um, the officers let's say that are working the - the -
598 like, the 6F position -- and I don't know a whole lot about (unintelligible), I
599 apologize...
600

601 A: (Unintelligible).
602

603 Q1: ...but the officers that has - that control the - the doors and so forth, are - are
604 they - to the best of your knowledge, are they trained to kinda utilize those
605 interview rooms for - for those purposes like you just explained?
606

607 A: Uh, y- those interview rooms are considered interview rooms when the
608 interview's happening. Otherwise, there - they also use 'em so - so to speak as
609 holding cells for two options or, uh, typically three interview rooms that are
610 on one side and six visiting rooms that are on the other side. The reason they
611 don't put 'em on the visiting side, it's a small compliant area. This other side,
612 it's just right there, you keep 'em there ju- just, like, for lack of having an
613 natural holding cell per se, interview rooms are typically used as a - just a
614 holding area. Could be for an interview or new housing. You could have a PC
615 and a Level 4 comin' up on deck, put the PC in that interview room until that
616 four gets housed, then bring the PC, uh, for movement reasons. Just to, uh,
617 provide a good degree of separation.
618

619 Q1: So is it fair to say that - that the person working that station is - is aware of
620 that and is somewhat trained on - on utilizing those rooms that way?
621

622 A: A- as far as, like, training, it's more or less a discretion and availability. So it's
623 not a per se, uh, training issue where this is how you use an interview room,
624 but they do have that option to use it. Like, um, for example, after this fight,
625 they were both placed in holding cells on the medical floor because it has a

626 wa- a sink to decontaminate themselves or - or, uh, or the bathroom for them
627 to use and things like that. There's no training per se for that. It's just an area
628 that we utilize if - if - if need be. And that's how the interview rooms are - are
629 utilized pretty much.

630

631 Q1: Yeah, that - that makes sense. Um, who decides, like -- so there's an inmate
632 classification they gotta go to a dorm 'cause they're staying in custody. Who
633 decides where they're gonna go?

634

635 A: The classification (unintelligible). We work custody. So classification will
636 review them (unintelligible) kind of a background feel for them to find out
637 what would best suit this person so that we (unintelligible) facility
638 management and for safety, uh, of his - himself or threat risk or security risk
639 charges. They look at a vast, um, area of - of - of issues for each inmate they
640 interview.

641

642 Q1: Is there a matrix or database? Like, how do they know what - what - what
643 dorms have room? What's -- do they decide what cell this inmate's gonna go
644 to or do they just say go onto the 6th Floor - on the 6th Floor, you figure it
645 out?

646

647 A: They go to (unintelligible) will have certain inmates that you can house. For
648 example, 8th Floor typically deals with those who have psych history in
649 various phases, severe, moderate, minor. So classification, based on their
650 assessment, will determine what would best suit them. And I'm just using
651 mental health as an example. So they determined that this person's gonna go
652 to 8B. Now classification would know each and every inmate that's in there,
653 but they will tell you based on their assessment it's - it's (unintelligible)
654 warrants these precautions or has this history. He gets housed there, the
655 officers look at that, interpret what classification has been able to assess and
656 find out what's the best suitable housing for them, whether lower tier, uh, say
657 this person has probably seizures (unintelligible) this guy's gonna have to be
658 on a lower tier low bunk. They can't put him on the top tier. He can have a
659 seizure. It could be something as far as, like, at-alone. This needs to be an at-
660 alone. There's no empty rooms. I'm gonna have to move these two who are
661 compatible to here together to share a cell to make room for this at-alone. So
662 there has to be some type of combinations and the only one who could do that
663 is the - the officer assigned to the unit (unintelligible).

664

665 Q1: (Unintelligible) so basically, in this case, what would likely happen is he gets
666 sent up from class, at that point they know he's gonna go to 6A, but then it's
667 up to the 6A dorm officer to kind of decide what cell he's gonna go in...

668

669 A: Right.

670

671 Q1: ...based on who (unintelligible)?

672

673 A: Right. If any (unintelligible) differently from a - another team, they look at it
674 in (unintelligible) that it breaks down all the inmates that are in there, has
675 (unintelligible) listed next to the names, tellin' you their history. Most officers
676 use an (unintelligible) for guidelines. They'll highlight it (unintelligible), uh,
677 for example, Level 4's maybe (unintelligible). So an officer has a visual of
678 where is Level 4 (unintelligible) PC's might be highlighted in yellow so that
679 way he's aware that let's not cross these two because a (unintelligible) comes
680 up, the nurse says, I need to see these two people, they're just names. Has no
681 first (unintelligible) of a classification or anything like that. So he has to go
682 through there and determine how he's gonna bring him out, how he's gonna
683 house him, all of that stuff. So, uh, as far as, like, uh, accommodations during
684 housing, it's the dorm officer that's required to, uh, interpret what
685 classification he's recommending and make sure he doesn't clash, like, in at-
686 alone - being placed with another at-alone and now, there's a fight.

687

688 Q1: Sure.

689

690 A: Well they shouldn't have been exposed to anybody else. They should've been
691 at-alone. So...

692

693 Q1: Got it.

694

695 A: (Unintelligible).

696

697 Q1: Okay. And that - that's been my kinda underst- I'm j- we're tryin' to understand
698 the movement because, like, in my limited t- um, like, the time that I've been
699 there to do interviews I've seen that they've used those interview rooms as
700 basically, like, temp- I will say, like, a temporary holding cell, or whatever,
701 just the movement, like, facilitate PC's walking by or a - an at-alone or
702 somethin' else, somethin' (unintelligible) told us that - that - that people don't
703 ever get put into those interview rooms. They go straight to a dorm and that --
704 I don't know. It doesn't sound right to me (unintelligible).

705

706

707 A: (Unintelligible) perfect world, you know, maybe. We don't live in a utopia and
708 somethin' happens all the time. They come up, send them to the deck because
709 we have a trained (unintelligible) I can give an example. We had two train

710 (unintelligible). Uh, they may make a mistake of takin' a person to the wrong
711 floor because they don't understand the - the matrix quite yet, you know? Just
712 push 'em right out there, the floor officer who might be in training as well, uh,
713 hold (unintelligible) right now somethin's not right here, clarify that the
714 person was supposed to go to a different floor. A good thing they took some
715 precaution if you mix the wrong two, there could've been a fight or a...
716

717 Q1: Sure.

718

719 A: ...(unintelligible) or somethin'. But it - when it comes to, like, housing, there
720 may be accommodations downstairs where there's a timeframe. We have to
721 get 'em housed in a unit by a certain time. Sometimes they'll move 'em after
722 dressin' 'em up, put 'em in a holding cell downstairs because there might be an
723 issue of movement. We don't have an officer available to take 'em up because
724 it requires an escort.
725

726 Q1: Mm-hm.

727

728 A: (Unintelligible) Level 4 or - of a PCO site. We wanna take the precautions
729 having two escorts or whatever the case may be. If it's not available, then a
730 holding cell downstairs kinda waiting and then take 'em upstairs and putting -
731 encounter the same problem. Put 'em in a holding cell. I gotta find a bed for
732 him. That might be a common theme between here, put 'em in an interview
733 room for now while I find - make the accommodations. I'm gonna have to
734 move some bodies to accommodate this Level 4 or this at-alone or whatever
735 comes to the deck because it - it's almost as though you have a set program,
736 and then they introduce something to you. How are you gonna incorporate this
737 without disruptin' the program or causing problems? And it takes a little time.
738 Could be that some requires a mattress. Now you're looking for an extra
739 mattress, bring a mattress. So it could take a little while sometimes. But not
740 really too long because of the officers down there they know where the- they
741 already have it on their - on their (unintelligible) empty cells in anticipation
742 for a body coming in. And if they don't have it down there where they have
743 everything marked, could take 'em a little while, could've been an older
744 (unintelligible) uh, coming in there and just tryin' to figure out the matrix.
745

746 Q1: Okay. Uh, that - that makes sense. That cleared up a lot. Um, then I guess the
747 million-dollar question is do you - he's alleging - do you know what his
748 allegations are, what he's sayin' happened...
749

750 A: He...
751

752 Q1: ...based on a news story...

753

754 A: He's sayin' that his jaw was broken the day before. Am I right?

755

756 Q1: Yeah.

757

758 A: Yeah, he turned in a grievance about that.

759

760 Q1: Right.

761

762 A: We forwarded the grievance to be looked into and then, uh, it was an actual,
763 uh, grievance that he turned in. At the time, I was dealing with two other
764 investigations. Sergeant (Filton), I think, had that floor at that time. And I
765 said, "Hey, this - this came in. It's gonna require a follow-up. You can talk to
766 the lieutenant who just transferred (unintelligible) enforcement to look into it."
767 Um, his - his - he said that he was in the paper and things like that, or he made
768 something in reference to his attorney was aware of it, and it came out in the
769 news and everything. It kinda shocked everybody. What? Are you serious?
770 That's the same guy that got in that fight. We all remember that because it was
771 - it was, uh (unintelligible) person the way he handled himself, but nobody
772 saw that out of it. Like, what -- how could that be? He was just, like, uh, we
773 saw him. He didn't have a broken jaw, or he didn't complain of any pain to his
774 mouth. And the only thing that happened after the fact, he said it was from a
775 bad tooth.

776

777 Q1: Yeah.

778

779 A: So I - I still couldn't see where did the broken jaw come from because I
780 interacted with him in a simple environment with medical in front of that, too.
781 Just the nurses and then (unintelligible) officer and myself, and he told me. "I
782 got a bad tooth. It's from a bad tooth, got infected." And now, it's a broken
783 jaw?

784

785 Q1: Right.

786

787 A: (Unintelligible).

788

789 Q1: (Unintelligible) that by all accounts this is an OG and my limited
790 understanding that is (unintelligible) he generally tell me if I'm wrong, but
791 they generally don't file false reports about stuff like that, right?

792

793 A: I - I - I couldn't tell you. I don't know why he would - he would, uh, make
794 somethin' up, but I wouldn't put him by it - put it by him to make somethin' up
795 here.
796

797 Q1: Okay.
798

799 A: Um, it - it just seems questionable. Apparently, he was in a fight. He's got a
800 cut above his eye, he had no visible injury to his jaw, no complaint of us
801 because if it's something he's already been dealing with, he would know that.
802 If it was his jaw, like - like, hey, look at my jaw, it's broken. How do you not
803 know if you - if you break my jaw, I'm gonna have a little bit of somethin' to
804 say about it, hey, somethin' botherin' me here. He was sent up to the hospital
805 that same evening. He comes back with either they glued it or stitched it or
806 something, but they would've looked into it, too. It's just - it's just m- awkward
807 because then (unintelligible) put into his cheek. He says it's from an abscess or
808 a bad tooth. But later or some - or so he says, "Oh it's from a fight." What are
809 you talkin' about? We've interacted a couple of times. You never mentioned
810 this to us.
811

812 Q1: Yeah.
813

814 A: Nothin'. And it just seemed odd, like, uh, and it was after that Tyree incident
815 that made the paper and everything. So it -- initially, I can't be bias about it, I
816 would say, but from the surface, it seemed suspect to me.
817

818 Q1: Yeah.
819

820 A: I go, "This seems odd. This seems as though, like, he's boasting about what a
821 great fight he was in. He doesn't want medical attention. He doesn't even
822 wanna get that cut looked into." But we ended up sending him up, havin' it
823 taken care of and (unintelligible) I assume after, and he's tellin' me he has an
824 abscess. Nurses even told me, "Hey, this is what he's suffering from. He has
825 an infection." A little bit later, he's sayin' it's a broken jaw. I'm like, "Well that
826 seems odd." Yeah.
827

828 Q1: No, I agree. It's definitely (unintelligible) and that's really what we're tryin' to
829 get to the bottom of it. Um...
830

831 A: I remember the nurses had brought it up to us that his cut required some glue
832 or stitches and I don't know enough medical, but typically when
833 (unintelligible) a certain amount of hours they won't glue or stitch it. We've
834 had that issue of a guy was cut, came into custody, the arresting officer

835 brought him in, we asked him, "What's this up here?" "Oh I've had it for about
836 two days. I got in a fight a day ago, two days ago." Okay. Well the nurse is
837 gonna send him up. We sent him to (BFC). (BFC) sends him back, says, "Hey,
838 we can't do anything with that." After a certain amount of time, I don't know
839 for some reason they just can't treat it. His was treated, so I thought that was
840 suspect too. I go, "That doesn't make sense." Um, we've seen guys go and
841 come back and told, you know, we can't do it after a certain amount of time.
842 His was glued or - or stitched or somethin' when he came back.
843

844 Q1: Yeah. No, I - I agree. It's - it's definitely --it - it's very high (unintelligible)
845 other evidence that - that says other stuff happened, but again, it's - a lot of it's
846 circumstantial. So that's what we're tryin' to get to the bottom of it.
847

848 A: Uh, (unintelligible).
849

850 Q1: Um, the - the grievance, you - you saw the grievance?
851

852 A: Yeah, he turned the grievance into me because the deputy who was workin'
853 that unit says, "Hey, this inmate has a grievance. He wants to give it to you."
854 I'm like, "I'll talk to him (unintelligible) grievance." And as I'm reading it, he
855 says, "Hey, my jaw's all wired shut. I told my attorney about this
856 (unintelligible) you guys broke my jaw." I go, "Wait a minute. What are you
857 talkin' about?" And then after reading it, he's claiming it was from prior to that
858 incident that he got beat up or somethin'. I said, "This is odd." I said, "Well
859 okay. Well we'll forward this, so this can be looked into. We'll have to take a
860 look at this (unintelligible) we'll look into it. We have to report this, you
861 know?" He goes - he goes, "I don't wanna make any issue about it." Just
862 downplayin' it. But I go, "You - you - you presented this to me, and then
863 you're tryin' to downplay it at the same time." It -- I go, "Look. All we said,
864 , we've gotta look into this. Even if you told me right now I don't want
865 anything to do with it, and that's what you're saying (unintelligible) but, you
866 know, my attorney - I talked to my attorney. He said that I recommend this."
867 And I go, "Your attorney's aware of it, we're aware of it, we'll look into this
868 then." And I went back to the office. We discussed it. The sergeants who were
869 on - in that unit say, "I got these other two I'm lookin' into." And then that's
870 when the lieutenant says, "You know, any of these incidents are supposed to
871 be recorded - recorded. Actually, we're not supposed to talk about 'em."
872

873 Q1: Did, um, did he allege what deputy it was in the - in the grievance that did this
874 to him?
875

876 A: No, he didn't say that. Uh, well you know what? I don't remember him listing
877 names in the - he might -- I - I think he probably had names in the grievance,
878 but I don't remember which one it was.
879

880 Q1: And in that grievance, you took it, and then you gave it to (Shelton's) and -
881 Sergeant (Shelton) (unintelligible)?
882

883 A: Yeah, at that time he probably either had the form or maybe it's from that unit
884 because I believe (Shelton) was the sergeant who was in charge of that fight...
885

886 Q1: Okay.
887

888 A: ...right? So after we got - went back to the office and sat, they go, "Well I got
889 these other two I'm looking into that I have to close 'em. I'm a little
890 overwhelmed right now. This is from that incident fight (unintelligible) that
891 information." I think I asked him if he still had the information that you guys
892 have here. So that way he can follow up. I said, "Was this ever reported?
893 Because I never saw those reports." So - so maybe it was reported. I don't
894 know the history of it. So, uh, or there was something that resulted from it. I
895 think he said that maybe Sergeant (Roland) handled, I think, the - his
896 complaint and he just - that was probably separate from the grievance because
897 the grievance I actually took. So I don't know if he submitted another
898 grievance with Sergeant (Roland), but my understanding is from that point I
899 was told that, uh, it went across the street and enforcement was lookin' into it.
900

901 Q1: And that was, uh, that was told by (unintelligible) that it was bein' looked at?
902 Did - did - did, uh, Sergeant (Shelton) say hey, guys, you know, I turned it in
903 to maybe one of the - the (unintelligible) jail detectives, and now they're
904 handlin' it? Was there any conversation about that?
905

906 A: Yeah, I think he called (Weeks).
907

908 Q1: Okay.
909

910 A: Uh, you know, I - I hate to put...
911

912 Q1: (Unintelligible).
913

914 A: (Weeks) is the one who's assigned to us.
915

916 Q1: Sure.
917

- 918 A: It could - it could've been (unintelligible) the whole time, but typically we
919 communicate (unintelligible) (Weeks) and I. So we follow up on stuff, you
920 know? Some things we see (unintelligible) yeah, we gotta look into those, still
921 follow up on stuff regardless to (unintelligible). And it was probably (Weeks)
922 and then, um, yeah, I'm thinkin' it must've been (Weeks) that (unintelligible)
923 (Weeks). And it was because this stuff was so frustrating at the time we
924 needed, uh, direction from the lieutenant, like, how - how are we supposed to
925 deal with this now because we're giving this hush warnin' that, hey, you're not
926 to speak about anything regarding the case, but this seemed separate. And at
927 the time, there was no clear direction. They said, "We'll just forward it across
928 the street, and we'll have them look into it." Okay. And that's where it ended
929 up goin'.
930
- 931 Q1: Do you know when that grievance came through approximately? Like,
932 maybe...
933
- 934 A: The actual day? Uh, you know what? If anything, you know, I can't - I
935 couldn't tell you. Um...
936
- 937 Q1: How 'bout timeframe after the fight, like, how long after?
938
- 939 A: It must've been, like, a month or so after at least. It was enough for me to say,
940 what, are you seri- are you kidding me, you know?
941
- 942 Q1: Mm-hm.
943
- 944 A: But I didn't say that, but that's what I'm thinkin' in my mind. You know, I took
945 his complaint serious and I go, "Hey, okay. Well we'll follow up with this."
946 And then -- but we - we - you know, the - that first (unintelligible) service
947 officers, three sergeants, or four sergeants, on duty at the facility at the time
948 and the (unintelligible) primary and I believe it was Sergeant (Shelton) who
949 had that primary (unintelligible) anywhere in that (unintelligible) remember
950 that bein' the - that kinda stands out.
951
- 952 Q1: Sure.
953
- 954 A: Sometimes a busted jaw or ca- because the one thing that stood out about this
955 guy is that, you know, you can't handle him. So - so, uh, the cut - he had a cut
956 above his eye...
957
- 958 Q1: Right.
959

960 A: ...I - I don't recall anything about a broken jaw. I mean, that's kind of - it's a
961 major injury. That's not a moderate or minor injury (unintelligible).
962

963 Q1: (Unintelligible) it looked - it looked - to me, it looked like a bruising there.
964

965 A: Yeah. There was a little - little bit of bruising there. That was from wherever
966 he got punched, or he fought. He said he was fighting for a while.
967

968 Q1: Was it fresh? Do you know (unintelligible)?
969

970 A: Yeah (unintelligible).
971

972 Q1: Red versus, like, purple, blue, black.
973

974 A: It was reddish. And actually (unintelligible).
975

976 Q1: (Unintelligible) to kind of gauge how long a bruise has been around?
977

978 A: That - that wasn't like a bruise, like a bruise. It was more like reddish, like
979 something just happened right in that area.
980

981 Q1: Okay.
982

983 A: It's consistent with that. If it were - and I could probably see if I could find the
984 digital photos to help zoom up if that's the case.
985

986 Q1: I - I think we've got them but (unintelligible) or it could be (unintelligible).
987

988 A: In here, it's a shadow. It looks like it (unintelligible) but it's like the shadow
989 being captured. The only thing I could tell you is if we actually had something
990 to compare it to. It didn't strike me as something that was - everything just
991 seemed in the moment. If you look at _____, look at this guy. He has red
992 (unintelligible) opening or something like that. But I couldn't tell you if that is
993 one day, two days or three days. I don't know.
994

995 Q1: Right.
996

997 A: But it - it's consistent with this guy being in a fight. And that's what we saw
998 and that's what we responded to. So I couldn't - I couldn't tell you if
999 (unintelligible) make it seem like it was anything beyond what just had to
1000 happen. And because of his heart rate and the way he was responding to us, I
1001 thought, man, this guy's so amped up. But you know, he didn't seem like he

1002 was hurt any other way other than just his biggest issue was that. And he
1003 didn't even concern himself with that. We had to tell him, "We're sending you
1004 out." "I don't need it. I don't need it." He was refusing, didn't want it. And he
1005 was so ramped up and, -and I think he just wanted to commit himself to that
1006 image with us. And I said, "Look, you got nothing to prove to us. It's done.
1007 You - you hold the title. You - you did well. You handled yourself. Uh, now
1008 we have to have medical check you out." (Unintelligible).

1009
1010 Q1: And then not to beat a dead horse but is there anything else th- that we need to
1011 know about in regards to this incident where something - he could have been
1012 hurt by staff members that you're aware of? Anything (unintelligible).

1013
1014 A: I'm not aware of that. I even found it hard to believe that he got back up
1015 because, consistently that fight that happened, it was consistent to the injuries,
1016 to the pressure. When he was - he didn't want to talk to (Weeks) for whatever
1017 reason. Then, uh, (unintelligible) he just said, "Well listen, I - I know, man. I
1018 don't wanna make issues. I don't like making issues, but I got to keep this guy
1019 from the streets." He just said he had issues with (unintelligible) but it's done,
1020 been addressed. He was really big on the other Northern Riders not wanting to
1021 move on him. But apparently, this guy, and him had history. And I
1022 guess, because he tried to get other people to side with him, to move
1023 on him, as he referred to it, there was some hesitation. And I think the officers
1024 are working (unintelligible) reporting that too. It seemed like there was a - a
1025 statement, like there were people in the area, but they weren't reacting, and
1026 then they weren't locking down either. They were kind of like what the hell's
1027 going on. Meanwhile, this guy and the other guy are fighting in the cell. So I
1028 think there might - there might be something to that as far as like them
1029 wanting to move on him. But he says the issue that he had stemmed from the
1030 streets and that - that injury he said stemmed from the streets as well. He's had
1031 it for a while.

1032
1033 Q1: Okay.

1034
1035 A: Okay. (Unintelligible).

1036
1037 Q1: Anything else (unintelligible). Now here's (unintelligible) uh, nothing else left
1038 to add on this (unintelligible) I think, like, talking to you is really helpful. I
1039 think it puts a lot of things in perspective, and it fills in some gaps, but it
1040 leaves - still leaves a lot of things unknown because, I mean, again, it's kind of
1041 - kind of a - it's an odd case. But I think talking about it was really helpful. All
1042 right. We need to shift gears for a second. This is related to the Tyree

1043 homicide.
1044
1045 A: Uh-huh.
1046
1047 Q1: And it's related to a - a text message that (Ferris) sent you. Post-incident with
1048 Tyree, he sends you a text - you know we had - we ripped his phone
1049 (unintelligible). He sends you a text that says, "Hey, it's (Ferris). If you can
1050 call me, I would appreciate it. Not doing so good."
1051
1052 A: Yeah.
1053
1054 Q1: Do you remember him sending that to you?
1055
1056 A: It was about a murder. (unintelligible) because he had an incorrect number
1057 (unintelligible).
1058
1059 Q1: Yeah. So - so the number he has listed is .
1060
1061 A: Correct. That's (unintelligible) even when I have - like, if I go to the store, you
1062 know how they ask you, like, for your number (unintelligible) can we get your
1063 number? (Unintelligible) okay, how about It doesn't exist. It doesn't
1064 exist in this - it - it's not mine. For some reason, I think it was written down or
1065 something like that, or he had asked people who have heard me say it. It's not
1066 - it's not my phone number. is my correct number.
1067
1068 Q1: I'll note that.
1069
1070 A: And I wouldn't - I would - you know, him believing - I know he's stressed, but
1071 I told him, "Hey, you - you're gonna have to contact the appropriate people.
1072 And this, this is something that everybody's gonna have to go through an
1073 investigation on this." This is (unintelligible). We walked him out that day and
1074 (unintelligible) he was stressed. And if all people do (unintelligible) most with
1075 everybody. And I said, "No, the best number you'll ever get outta me is ."
1076 And that's like an inside joke amongst everybody there because it's a number
1077 off. But (unintelligible), you know, I gave the phone number and at the time,
1078 this number does not exist. So.
1079
1080 Q1: Okay.
1081
1082 A: And that's kind of a thing. But because I kind of - I kind of could see these
1083 guys were just concerned. And we - and we told them as we walked them out,
1084 collectively, Listen, guys. You obviously have a job here. We all have a job

1085 here. And right now, our job is to - to walk you out, to take your items. We
1086 gotta let the process take its place. Just be forthright, be cooperative, record
1087 everything. This is part of the process. It's part of the process. A year from
1088 now, a month from now, you'll be walking right back in. Don't be foolish and
1089 do anything while you're, um, in this matter. Uh, and we just talked to them,
1090 because we've dealt with issue - issues where we either walk somebody out
1091 and like, six months later, they get - they get their job back because it was - it
1092 was unfounded or something like that. But you know, I just tried to give them
1093 a little bit of advice. But there's no way he could (unintelligible) that - that -
1094 when you say, "Try to send a text", well, he could try. It's not gonna reach me,
1095 I guarantee that. And part of that too is because of some knucklehead in
1096 custody who had sent, uh - uh, pictures one time. I sat with IA. They pulled
1097 me in one time and said, "Hey, they sent you a picture." I never got a picture. I
1098 don't do that stuff. Well, they had an old number and I changed my number
1099 since then. They had a number from, like, 12 years ago. But ever since then, I
1100 said, no, unless you - if - if you're gonna call me, I already know that you have
1101 my number, you know. You know, I would expect a call (unintelligible). If I
1102 gave him my number, and he had texted me like that, you know, I'll just let
1103 him know, hey, I'm not at liberty to talk to you about any (unintelligible) right
1104 now.

1105
1106 Q1: Yeah, no fair, fair enough.

1107
1108 A: And I let IA know (unintelligible) he's reaching out to talk to us, but you
1109 know (unintelligible).

1110
1111 Q1: Yeah. A- and just like you have that uncomfortable or (unintelligible). Yeah.
1112 Uncomfortable is a good word - duty of having to walk - like, I have an
1113 uncomfortable duty of having to ask you about it. Like, I don't want to
1114 because I feel like you're very (unintelligible).

1115
1116 A: Right. When these guys walked out, like, I told them, "Hey, you - you need
1117 anything, uh, just talk to me if you need anything." (Unintelligible). And, uh,
1118 we were trying to guide 'em in a way where we were not letting them -
1119 because these guys were about to leave. I didn't want them to wrap around a
1120 pole because they're so stressed, they were, like (unintelligible). They were
1121 taking a lot on. And then, let me see. Th- that night, we walked out (Ferris),
1122 the little one, and, um, who was the third one? The third one was (Rodriguez).
1123 But of all the three of them, I thought (Ferris) seemed to be the most
1124 emotional. He's just like, you know, like a big kid you're looking at, right? So
1125 he was walking with a (unintelligible) and, you know, had to take Uber and I
1126 walked him out. And when we walked him out the south ramp, we just told

1127 him, hey, uh, you guys just maintain your composure, uh, do your - do your
1128 job. You're gonna, uh, go through a process. You gotta trust the system. It's
1129 the same system you're - you're working for. You gotta trust it. We'll find the
1130 truth to the matter. Um, but him, I could see him limping. And I don't think
1131 I'm the only one he probably tried to reach out to. I could see him calling
1132 anybody he could who felt he could ask anything of. And I didn't have a
1133 rapport or anything like that with (Ferris) other than him - I thought would be
1134 good working in enforcement. He was putting in for that. I think I put a letter
1135 of rec- recommendation for him because he did - he does have good, like,
1136 command presence and stuff like that. But (unintelligible) you know? I was
1137 like, for a guy who's walking crooked (unintelligible) he was actually working
1138 (unintelligible). He was (unintelligible). You know what I mean? And I'd just
1139 hate to see these guys getting caught up with this kind of a matter.
1140

1141 Q1: Yeah. Fair enough. So okay. Did - did - did anyone else ask you about this?
1142 Has (Irene) asked you or anything?
1143

1144 A: Oh no.
1145

1146 Q1: (Unintelligible).
1147

1148 A: The first time I've ever had to talk to anybody about any of these incidents
1149 (unintelligible).
1150

1151 Q1: Okay.
1152

1153 A: But at the same time, when that incident occurred, we were trying to
1154 (unintelligible), um, you know, when you get a call on enforcement, you have
1155 to go (unintelligible) to see if anybody needs, you know, even if they don't
1156 request it, well, I've got nothing else now, let's go and see if he needs some
1157 help or support. And that's it. I think that incident, the whole (Tyree) incident,
1158 I responded to before, just to go back downstairs and get a log book or
1159 something like that and, uh, try and get relief for a report, but I didn't - but I
1160 didn't have any interaction with anybody.
1161

1162 Q1: Okay. All right. Think of anything else?
1163

1164 A: No. Um, you - you have my number there?
1165

1166 Q1: Uh...
1167

1168 A: I think it's my cell phone, man.

1169

1170 Q1: Mm-hm.

1171

1172 A: Um, you know, I tell this - I tell this to everybody that I - that I - I've worked
1173 with and so forth. A lot of my - when I was a training officer, they all had my
1174 number. You know, I've got deputies that still call me and ask me for advice
1175 and...

1176

1177 Q1: They're probably off by a number (unintelligible).

1178

1179 A: Yeah.

1180

1181 Q1: (Unintelligible) you know (unintelligible).

1182

1183 A: (Unintelligible) if you want my number, I need - you need the new phone
1184 number, it wouldn't be any trouble. I know because, but at that time, I guess
1185 he's - he's - he's not in a good place right now. I'm not inclined to just give out
1186 my number because of the, you know, severity of the matter.

1187

1188 Q1: Yeah. I get it.

1189

1190 A: (Unintelligible) that was just my call just to buy myself time. You know? I
1191 don't know. I just don't feel good about this. I can understand kids reaching
1192 out but at the same time, I said, well, you know, I don't need this. I - I just
1193 didn't feel right with it. I deserve (unintelligible) so I - I can guarantee you
1194 when it comes through, because I don't have that. I don't have - he doesn't
1195 have my number. But anyways, my number is there. Uh, you know, like I
1196 said, I extend the courtesy to anyone that I work with. My - my phone's on
1197 24/7, uh, you know, seven days a week. I - you know, I answer questions all
1198 the time. If - if you ever need - if you - any of this come comes up while
1199 you're at work, if my guys are in the jail and they don't have their medicine,
1200 feel free to call me. I don't care what time it is. And I tell that to my guys in
1201 the jail too, call me.

1202

1203 Q1: Mm-hm.

1204

1205 A: That's what I'm here for. So this - this stuff, you know, it gets tricky when
1206 you're dealing with, uh, inmates saying stuff and - and you know, criminal
1207 matters. But hey, man, I want you to give me a call. Uh, you know, my
1208 phone's always open. Uh, I'm more than happy to give advice on what
1209 direction you should go if I feel, you know...

1210

1211 Q1: Okay.
1212
1213 A: ...I'm inclined to do that. You know? But, uh, I - I - I always extend that
1214 courtesy out. And I'm here to - I'm more than, uh, more than always helpful to
1215 help anybody...
1216
1217 Q1: Well I appreciate that.
1218
1219 A: ...(unintelligible) question. So, um, you know, that's why I give - I give my
1220 card. I mean my - my phone's on 24/7.
1221
1222 Q1: I'll keep your card, and I'll put your phone, uh, number in my - in my phone in
1223 case.
1224
1225 A: Yeah. I just like to s- I like to cooperate as best I can to try and help things out
1226 because the sooner we address these issues, the sooner...
1227
1228 Q1: Yeah.
1229
1230 A: ...we can - you know, like you said...
1231
1232 Q1: Yeah.
1233
1234 A: ...(unintelligible) morale. And it's - like, it's really tough right now in the jail
1235 because we're seeing all the inmates (unintelligible) and making claims or
1236 making - or making statements that they thought (unintelligible) otherwise
1237 too, just like you're probably seeing in the streets. You know, something
1238 happens, and then now Joe Blow Citizen will probably at least give you some
1239 courtesy but now is making comments...
1240
1241 Q1: Yeah.
1242
1243 A: ...or something like that. And we don't buy into it, but...
1244
1245 Q1: Well, we're doing - we'll do everything we can, at least on our end, to try to -
1246 to corroborate the information. You know? It's either good or it's bad, you
1247 know? And we need to know everything we need to do to - like I said, to
1248 corroborate it, confirm it, or you - you know what I mean?
1249
1250 A: Mm-hm.
1251

1252 Q1: Or, you know, at least say it's not good information. So, you know, we work
1253 hard because our name's out there. You know, all of our names is out there. So
1254 I - so, you know, we work just as hard, you know? And, um, so that's why we
1255 put this, um - you know, that's why it's a little bit tougher (unintelligible)
1256 speak for us. So.
1257
1258 ((Crosstalk))
1259
1260 A: I feel the same way. I feel like (unintelligible).
1261
1262 Q1: (Unintelligible) first time. And let's remember that, you know, what - it is - it
1263 is - it is one big family. And - and I feel like we just need to do - do the
1264 investigation thorough so that if - if what these allegations are, are true...
1265
1266 A: Right.
1267
1268 Q1: ...then the truth comes out. But if they're false, then they're documented as
1269 false, and they're proven false and this didn't happen.
1270
1271 A: Mm-hm.
1272
1273 Q1: And then - and then we can put those claims to rest so that, again, like you're
1274 saying, build up morale and...
1275
1276 A: Yeah.
1277
1278 Q1: ...move forward. And...
1279
1280 A: That - that's what - I - I - I mean, I kinda want to (unintelligible).
1281
1282 Q1: (Unintelligible) just I mean (unintelligible) I mean, we - we are trying to do
1283 the right thing.
1284
1285 A: Um, yeah. That's good. That's good to know. And - and a person, you know,
1286 you can find it false. But if there's no accountability, there's nothing to hold
1287 back inmates from saying whatever they want.
1288
1289 Q1: Yeah.
1290
1291 A: (Unintelligible) henceforth, why do we have to be there when we remove
1292 inmates? But at the same time, we still have inmates that we need to remove
1293 out because of mental health issues or safety issues and all these type of

1294 things. At some point, the job needs to still happen but, uh, some type of
1295 (CRA) needs to be in place almost everywhere now because say, for example,
1296 an officer moved somebody out for mental health interviews and then, uh, the
1297 inmate claimed something a month later. Oh wait a minute. Of course, I didn't
1298 have documentation because there was no reason to. I just moved him to - for
1299 his mental health interview. I mean, it's - it's - it's just a bad situation to be in
1300 right now because of the way, uh, inmates are willing to - some of them, it's
1301 kind of obvious unfounded. It's under, you know, a video recording
1302 (unintelligible) oh, that's funny that this all happened because I got beat up in
1303 the basement or whatever. If you review the video, there's nothing happening.
1304 But you know, abs- absent that video, you get a report about a month later, it
1305 really creates a big, bad situation for you to have to look into.
1306

1307 Q1: Yeah.

1308

1309 A: Every little thing, you know, anything that's not validated. You know?

1310

1311 Q1: Yeah.

1312

1313 A: Okay. Well (unintelligible) I don't want to, you know, (unintelligible)
1314 because, you know, it was (unintelligible) I understand. And that
1315 (unintelligible) try to - try to deal with a few things while I'm dealing with this
1316 matter but sometimes that happens and, uh, so...

1317

1318 Q1: Yeah.

1319

1320 A: (Unintelligible).

1321

1322 Q1: Kind of (unintelligible) you know? So.

1323

1324 A: But, uh, don't hesitate. Call me if you need something, you maybe have a
1325 question (unintelligible) sometimes they, you know, don't have all the answers
1326 and like - like I said, 24/7.

1327

1328 Q: I appreciate it.

1329

1330 A: Okay.

1331

1332 Q: All right. (Unintelligible).

1333

1334 A: Yeah, me too.

1335

1336 Q: (Unintelligible).

1337

1338

1339 This transcript has been reviewed with the audio recording submitted and it is an accurate

1340 transcription.

1341 Signed _____