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7 **INTERVIEW WITH**
8 **Q=Sgt. Tarazi**
9 **Q1=Sergeant Julian Quinonez**
10 **Q2=Unidentified Female**
11 **A=**
12

13 Q: September 2, 2015, 5:20 pm. Interview with

14
15 A: Please tell me everybody in my family is okay.

16
17 Q: Everyone's okay. We're, uh, we're...

18
19 A: Okay.

20
21 Q: My name is - my name is Samy.

22
23 A: Uh-huh.

24
25 Q: Why don't you have a seat right here? Sorry. Let me get out of your way here.

26
27 A: And this is regarding what?

28
29 Q: We'll tell you right now.

30
31 A: Okay.

32
33 Q: Uh, so you're not in any trouble. Uh, we're detectives with the sheriff's office.
34 Um, we're here to talk to you about an incident that may have occurred, um,
35 last month. And we just...

36
37 A: Here?

38
39 Q: He- here. Yeah.

40
41 A: Oh yeah, yeah, yeah, yeah.
42

43 Q: Do you know what we're talkin' about?
44

45 A: Yes. In the processing room for the dress-out.
46

47 Q: Oh yeah. So...
48

49 A: Yes.
50

51 Q: So why don't you tell us a little bit about that?
52

53 A: When -- okay. I got arrested, picked up. Okay. And then I was processed.
54 Went to the, uh, went to the processing room...
55

56 Q: Mm-hm.
57

58 A: ...here. And I was sitting down, and then I was told to come in and to dress. So
59 I knew the - the dress-out routine. So I took off my jacket -- and I don't know
60 the officer's name -- but I took off the jacket and, um, I was gonna start to put
61 it in sight. Took it off. And then I was gonna go ahead and start taking off my
62 clothes. But then, uh, after - she wanted me to take off the socks. I guess she
63 thought they were socks. And I told her I couldn't take 'em off because the...
64

65 Q: Who is this that you're talking about?
66

67 A: I don't know the officer's name. I didn't even get a chance to even look at her
68 name.
69

70 Q: Okay.
71

72 A: She was African-American.
73

74 Q: Okay.
75

76 A: And, um, uh, with her hair back. And she told me she wanted the - for me to
77 take off the socks. And I took off my shoes. And I said, "Wait a minute." I go,
78 "I can't." I go, "Because of the fact that they're tights." I go, "Please let me
79 know what - how you want me to dress beforehand." Then she came up and
80 approached me, and she grabbed my throat right here and my neck. And just
81 looked and started squeezing it and shook it. So then I screamed, and I yelled
82 out - I yelled out, and I told her to stop. I go, "Stop. Get your hands off me."
83 So then after that then she looked at me, and then she stopped.
84

- 85 Q: Let me see your hands. Sta- go ahead and stand up real fast.
86
- 87 A: She looked at me and then, um, then she stopped. And then I told her that I
88 wanted to see the sergeant because I knew the routine. I knew she, you know,
89 why was she doing that to me? And, uh, she looked at me, and she told me,
90 um, that she apologized. And that if I could accept her apology. I said, "You
91 know what." I go, "I don't want to talk right now." I go, "Right now," I go, "I
92 do not want to talk." I go, "I need to see the sergeant." And then she goes,
93 "Look." And then she started telling me haven't I -- she goes, "Haven't you
94 ever had..." Thank you. "Haven't you ever had anything happen to you where
95 you blew it?" And I says, "Yes." I go, "But not like this." You know, I go,
96 "Yeah." And she goes, "Accept my apology." And I told her, "No." I wasn't
97 gonna accept no apology and I wanted to see the sergeant. And then after that,
98 she goes, "Look." She goes - she goes, "Get dressed." I go, "Look, I'm not
99 gonna go through this again." I go -- this whole episode. I go, "Let me talk to
100 the sergeant. Let me -- bring the sergeant here, and then I'll proceed to dress."
101 And then after that, she started telling me it's - you know, she goes, "I know I
102 messed up. Accept my apology." And I says, "You know what, I don't want to
103 talk." She goes, "Okay. Fine." Then, uh, she goes, "And I'm gonna leave you
104 alone for a couple of minutes." And then after that then - oh and then she had
105 said that she was gonna take my clothes, and she was gonna cut 'em off. I go,
106 "You know what," I go, "After I see the sergeant," I go, "You do whatever." I
107 go, "Just let me see the sergeant." And so she goes, "Okay." Then she goes,
108 "All right. I'm gonna call him." And then she took off for like 10 to 15
109 minutes, but when she came back it was another African-American lady who
110 came in first. And then after that then she looked at me, and she went towards
111 me 'cause I was sitting down. She went toward - lunged at me, grabbed me,
112 and then threw me into the other one, which was the first one, got on me. And
113 then there was a third one, a Mexi- a Hispanic one that came...
114
- 115 Q: Female? Or...
116
- 117 A: Female. Yes. They were...
118
- 119 Q: Okay.
120
- 121 A: ...all females - that came towards me too. And then, uh, the first one, which is
122 gonna be the one in processing.
123
- 124 Q: Yeah.
125

126 A: She, um, started twi- twisting my hands. My -- and - and I told her, "Don't." I
127 go, "Don't." I go, "My..." I go, "My wrist." I go, "It's crushed." And then she
128 started grabbing it harder - even harder. Then at the time I'm starting to have
129 an asthma attack because I am asthmatic. She - she had her knee on me. And
130 then, uh, it was pressing harder, and I told her, "Stop, stop." And she was just
131 being aggressive. And so then after that, she kept it there. And then she
132 stopped, and then she had gotten a little lighter on my - my hand also. And
133 then I was screaming, "Why are you guys doing this to me?" I mean, what --
134 you know. Then after that, they were - she was - they were taking my clothes
135 off. Um, they were just, you know, just getting 'em rip- taking 'em off real
136 rough. And, you know, and I'm crying by this point. And I'm just thinking, I
137 can't breathe. I'm having an asthma attack. And I'm gasping for air, but they're
138 still on me. And now -- then after they dress me they just left me there on the
139 floor. Then they go, "Get up." I go, "I can't right now. I can't get up." And
140 they're like, "Get up." And I'm like oh God. I go, "I'm having asthma." I'm
141 gasping for air. So then after that, it took me a bit to get up. They called the
142 nurse and everything. Now after that I just sat there, you know, and just sat
143 there and just waited for the sergeant. The sergeant pops up, and I let him
144 know what happened and everything. Now, um, the other officers that were
145 there -- the two male officers -- I don't know what happened or what but if
146 there's a video it'll show that they not - they once did not come to where I was
147 at, not one.

148
149 Q: Okay.

150
151 A: The two officers that were there at all. The sergeant wasn't even on view until
152 after. I thought sh- I thought the - the second lady that came was the sergeant.
153 But obviously, she didn't call -- I don't know -- the backup or something
154 because the sergeant would've been on view right there and then when the
155 other officers came too.

156
157 Q: Sure.

158
159 A: The two officers. I don't know what happened on there. But all I know is she
160 was really hostile and everything with me on it. And I don't know what
161 happened. You know, if she might've had a bad day or anything. I don't know.
162 And I don't know - I mean I don't know, you know, what to say on that. I just
163 don't know what to say.

164
165 Q: Did you have any - from - from the physical use of force that...
166

167 A: Well my lip. My -- they took pictures, only one picture of - of it. You know,
168 and my lip right here, it was a little bit swollen 'cause I felt it on the inside.
169 But they didn't bother to look in the inside. And to...
170
171 Q: Got it.
172
173 A: Like that. They just took it from right there. And then right here was - it was
174 red. It was sore because of the - putting - because they put their knee on it.
175 And my stomach hurted. You know, but, uh, it was just one pictured here and
176 one pictured here.
177
178 Q: Okay.
179
180 A: And not (unintelligible).
181
182 Q: I know, uh, I know it was a month ago.
183
184 A: Yes.
185
186 Q: Um, are all the injuries healed? Or the...
187
188 A: Yes. Well yeah, yeah. My lip...
189
190 Q: Okay.
191
192 A: ...and stuff like that. Yeah.
193
194 Q: There's nothing? No bruising?
195
196 A: No bruising or anything. And there wouldn't be no bruising by now.
197
198 Q: Okay.
199
200 A: Because of the fact it's been, you know...
201
202 Q: Uh, have you...
203
204 A: Nobody came to see me after that.
205
206 Q: Okay. Has anyone else talked to you about this...
207
208 A: No.

209
210 Q: ...since the sergeant came up?
211
212 A: The sergeant - the sergeant said he was gonna investigate it.
213
214 Q: And that was it?
215
216 A: Yes.
217
218 Q: Okay. Um, have you told any other inmates what happened?
219
220 A: No. Nobody, nobody, nobody. I'm double red, and it's nobody's business...
221
222 Q: Okay.
223
224 A: ...what, um, you know, what's goin' on.
225
226 Q: Okay. So you said, um, so originally you came into processing. You were
227 transferred here from main jail?
228
229 A: Yes. Uh-huh.
230
231 Q: Okay. Were you arrest- you were arrested in Santa Clara?
232
233 A: Yes. I was.
234
235 Q: Okay. So they transported you to main jail. How long did...
236
237 A: Yes.
238
239 Q: ...you spend at main jail?
240
241 A: Uh, about, uh, probably like about eight hours, six hours.
242
243 Q: Okay.
244
245 A: I got arrested about 2:00 in the afternoon and I think I got there like after 6:00
246 or 7:00.
247
248 Q: To Elmwood?
249
250 A: Yes.

251
252 Q: Okay. And then, um, do you remember what day, uh, this was?
253
254 A: It was Sunday.
255
256 Q: Sunday? Do you remember what day?
257
258 A: It was -- yeah. It was Sunday on the 9th.
259
260 Q: Of August?
261
262 A: Yes. 'Cause I got my paperwork right here.
263
264 Q: Okay. So you got here around 6:00 pm-ish?
265
266 A: Yeah. 7:00 to 7:00. No it was about like 7:00, 8:00, around there.
267
268 Q: Okay. So then, uh, I don't know how the transfer works. Are you still in your
269 regular clothes when you get trans...
270
271 A: No, no, no, no. I don't - I -- no. I - I get changed when I come here.
272
273 Q: Got it. So -- but when you went to jail to here...
274
275 A: I switched clothes. And...
276
277 Q: From main jail to here?
278
279 A: Yes.
280
281 Q: The clothing you were arrested in?
282
283 A: Yes.
284
285 Q: Okay.
286
287 A: Yes.
288
289 Q: So then they bring you into the processing center?
290
291 A: Yes.
292

293 Q: Um, and then this is an individual room?
294
295 A: Yes, yes. And she entered by herself.
296
297 Q: Okay. So how long were you in there before this, uh, you said it was an
298 African - African-American female...
299
300 A: I -- yeah.
301
302 Q: ...deputy?
303
304 A: I -- yeah. It's a room like this, and then you're told to go into the, uh, to the
305 room. And she follows you, and you go into the room where there's different
306 cells.
307
308 Q: Mm-hm.
309
310 A: Different things. And that's where you dress out.
311
312 Q: Do you remember if there was a specific cell that you were in?
313
314 A: Yeah. I was in the middle one.
315
316 Q: The middle one? There's only three?
317
318 A: Yes.
319
320 Q: Okay. And then is there a bench or a chair? Or how is it...
321
322 A: Yes. There's a bench. The bench is like right here...
323
324 Q: Oh.
325
326 A: ...where you sit down.
327
328 Q: Okay.
329
330 A: You - you are to take your clothing off or whatever.
331
332 Q: So when she asked you to go inside, you went inside?
333
334 A: Yes.

335

336 Q: And then did she tell you to sit down, stand up? How were you, uh...

337

338 A: No. I was waiting for the next order which is usually you stand up. And then
339 you, uh, she - and take your clothes off.

340

341 Q: Okay. So you've gone through this process - the...

342

343 A: Yes.

344

345 Q: ...process before?

346

347 A: I know the process. Yes. I know the process.

348

349 Q: How many times have you gone through it before?

350

351 A: Oh. I hate to say it but, like, 30 some times.

352

353 Q: Okay.

354

355 A: I already know the process, what to do, how to proc- you know?

356

357 Q: And have you ever had issues like this before?

358

359 A: No.

360

361 Q: This is the first time?

362

363 A: Well I did with (Kimbers) - Officer (Kimbers). But there was like two other
364 people that charged him also. And yeah. That was, like, real bad. Yeah. And --
365 but it wasn't on my behalf. It was on his and he got fired.

366

367 Q: Okay. Um, what I'm getting at is usually when they ask you to change into jail
368 clothes do they assist you in any way? Or...

369

370 A: No.

371

372 Q: ...do you just...

373

374 A: No.

375

376 Q: ...do it yourself?

377

378 A: No. You do it - you do it. Yeah. You're -- yeah. Usually, I've always done it
379 myself. That was the first time where I was told, you know, the way she was
380 telling me to do it. And I go, "No. I can't because they're tights." And she fl-
381 she blew it.

382

383 Q: So what were you wearing?

384

385 A: I was wearing a jacket, a shirt, some sweats. And underneath the sweats were
386 tights and some slippers.

387

388 Q: Got it. Do you know what color that stuff was, the jacket and...

389

390 A: Yes.

391

392 Q: ...the sweats?

393

394 A: Um, uh-huh. Black. And my pants were black.

395

396 Q: Okay.

397

398 A: And they had a little heart in the back.

399

400 Q: Okay.

401

402 A: And my slippers were gold.

403

404 Q: And the heart was, like, on the butt area?

405

406 A: Yeah. Like, small above the butt. About like that with wings.

407

408 Q: Okay.

409

410 A: It's like a (unintelligible).

411

412 Q: Okay. And then was any of that clothing damaged as far as you know in the
413 struggle?

414

415 A: I don't - I don't know.

416

417 Q: You haven't seen the clothing I'm assuming since?

418

419 A: Nope. I haven't...
420
421 Q: Okay.
422
423 A: ...seen nothing at all. I know that - that my undergarment, um, like my brazier
424 was on the floor. It wasn't...
425
426 Q2: Oh shoot. I'm sorry. I forgot.
427
428 A: It wasn't on the fl- it wasn't in my bag. It was on the floor when I got there.
429 And I sat there, and I said, um, "Can you guys put my stuff in my bag?" That
430 was it.
431
432 Q: Okay. And then when you, um - so she asked you to change. And what did
433 you say to her origi-...
434
435 A: I said, "Okay. Yes." She goes, "Come in." She goes, "Dress out." I said,
436 "Okay." And then after that, that's when I took my jacket off. And then after
437 the jacket then I took off my - my - my - this right here, my, uh, sandals...
438
439 Q: Mm-hm.
440
441 A: ...off. And then after that she - then I was gonna take my pants off. And that's
442 when she goes, "No." I guess what - she figured they were probably s- um,
443 socks. I go, "Look." I go, "I have to take the pants off because they're tights."
444 And she just lunged up to me and just grabbed me right here and started
445 shaking me.
446
447 Q: Did your tights go around your foot?
448
449 A: No. The tights go all the way up.
450
451 Q: Do you have to take your pants off...
452
453 A: Yes. To get to...
454
455 Q: ...before you take off...
456
457 A: ...the tights.
458
459 Q: ...your...
460

461 A: Yes. And that's what I told her.
462
463 Q: Like stretchy pants?
464
465 A: Yes. Uh-huh. That's what...
466
467 Q: Were you wearing socks?
468
469 A: No. Uh-uh.
470
471 Q: Okay. So your - your feet were bare? It was just some under...
472
473 A: No, no, no, no, no. My feet aren't bare. They're tights. They're like leotards,
474 hose.
475
476 Q: No. So I mean like where your shoe goes.
477
478 A: Oh. My shoes? Yes, yes.
479
480 Q: Yeah. So...
481
482 A: My shoes are off.
483
484 Q: ...your foot here?
485
486 A: Yes. My shoes off.
487
488 Q: That was no sock? And your tight was just like an underpant?
489
490 A: No, no. It was tights. It's tights. It's all...
491
492 Q1: She was wearing tights. And then...
493
494 A: Tights like nylons.
495
496 Q1: Tights.
497
498 Q: Okay. Oh. Got it.
499
500 Q1: They cover the foot.
501
502 Q: Got it.

503

504 A: Yeah. Nylons.

505

506 Q: Got it, got it.

507

508 A: Yeah.

509

510 Q: Okay.

511

512 A: Yeah, yeah.

513

514 Q: Um, so she said, "Take your socks of first." And you said, "I...

515

516 A: Then she...

517

518 Q: ...can't?"

519

520 A: ...told me - she - she goes, "Undress right there." And so I star- I got the
521 jacket, took the jacket off 'cause I already know the process on it, you know.
522 And then from there that's when the only thing she wanted me to do after was
523 take the tights off. And I was like, I - I - she was all, "Take your socks off." I
524 go, "I can't." I go, "Because the fact that they're - they're tights." And then I
525 was gonna do like that. And then that's when she went up to me. She just got
526 me, and she grabbed my neck and my throat like...

527

528 Q: Can you...

529

530 A: ...a chicken.

531

532 Q: Can you just show me how that - was it like this?

533

534 A: It...

535

536 Q: How did she grab you?

537

538 A: She grabbed me like - like - like that. And she...

539

540 Q: Okay.

541

542 A: And then she used her fingers in the back to hold my head like that. Like, you
543 know...

544

545 Q1: Okay.
546
547 A: And started shaking me.
548
549 Q1: Was it like this? Was - were her hands like this where her thumbs were
550 underneath your chin?
551
552 A: They were like more -- no. They were like more to the face and the hands.
553 Like, she was grabbing me at the bottom of my jaw.
554
555 Q1: Like this?
556
557 A: No. Uh, more, uh, more. Like that.
558
559 Q1: Like this?
560
561 A: Yeah.
562
563 Q1: So...
564
565 A: Like this.
566
567 Q1: The hands?
568
569 A: Like that, uh-huh, to my jaw...
570
571 Q1: Okay. So...
572
573 A: ...and my neck.
574
575 Q1: It was her - her - both her hands were on the actual cheeks up towards the
576 ears?
577
578 A: Like this. Yes.
579
580 Q1: So like this?
581
582 A: Yes. Uh-huh.
583
584 Q1: And what did she do? So she held your face...
585
586 A: She held my face.

587
588 Q1: ...and chin.
589
590 A: And then she started going like this. She...
591
592 Q1: And she shook you?
593
594 A: Yes. Uh-huh. And then she let go.
595
596 Q: How hard was she shaking you?
597
598 A: Uh, it was an aggressive shake, but not where she was like diggin' in.
599
600 Q: Mm-hm.
601
602 A: You know, where she's, like, clawing. But it was an aggressive, you know,
603 where she was, like, mad or something. And she...
604
605 Q: Do you remember, like, how - was it like this? Or was it...
606
607 A: It was, uh...
608
609 Q: Can you kind of, um...
610
611 A: ...more like, uh, where...
612
613 Q1: Like this?
614
615 A: It was more like -- yeah. Like that. Like, uh, like - like this. Like she...
616
617 Q1: Like (unintelligible).
618
619 A: ...was - like - like I said, more like an aggressive. Like anger, but not where
620 she - she, like, angered and focused the anger, like, on my neck. Like, on right
621 here.
622
623 Q: Did it hurt?
624
625 A: Well, I mean, it hurt for a second. But I was more...
626
627 Q1: Or did it surprise you more?
628

629 A: I was more sh- into shock, more into really shocked.
630
631 Q1: Okay.
632
633 A: Like, well and then I - from there I got scared.
634
635 Q: How long was she shaking your head for?
636
637 A: For about 15 seconds.
638
639 Q: Oh. Okay. So it's a lo...
640
641 Q1: That's a good shake.
642
643 A: Yeah.
644
645 Q: It's a long - a long time.
646
647 A: Ten to...
648
649 Q1: Fifteen seconds is a long time.
650
651 A: Ten to - ten to 15 seconds.
652
653 Q: Was she saying anything while she was shaking you?
654
655 A: No. She just looked at me. You know, I'm the one that's yelling. I'm the one
656 that's sitting there saying, "Don't touch me. Get off me. What are you doing?"
657 And, like, I went, you know, "What's going on?" And I don't know what
658 happened. I just don't know. It's crazy.
659
660 Q: Um, were you doing anything like this? Were you trying to push away or
661 anything like that?
662
663 A: No. I was in shock - I was in shock. And you know what's more in shock -- I
664 hate to say it -- but I - that I didn't pick up my hands and - and touch her.
665 That's even more shocked that I was.
666
667 Q: So you just stood there while she did that?
668
669 A: Yes. Uh-huh. And shocked. Yes.
670

671 Q: Okay. So after the...

672

673 A: (Unintelligible)

674

675 Q: After the 15 seconds of shaking what does she do?

676

677 A: And then she just stopped. And I looked at her and I go, "You're not supposed
678 to put your hands on me." I go, "You don't want to go." That's when I told her
679 I wanted to talk to the sergeant.

680

681 Q: And what did she...

682

683 A: He...

684

685 Q: ...say?

686

687 A: And she's all, "Look, I'm sorry." And she was talking low. She's all, "I'm
688 sorry." And she was telling me, "I know. I apologize. Please." You know, and
689 stuff. And I go, "No. I just - I want to see the sergeant." She tried to -- I don't
690 know. Just she tried to, um, be si- uh, sympathetic - sympathetic about it. You
691 know, and I'm like, "Now I just want to see the sergeant." And then she started
692 getting more like, um, she was all, "Look." She's all, "Undress." She goes, "Or
693 I'll - I'll tear the clothes." She goes, "I'm gonna have to cut 'em." And I'm like,
694 "I'm not gonna do nothing until I see the sergeant." You know, I go, "I'll
695 gladly, but once I see the sergeant."

696

697 Q: Got it.

698

699 A: Because I did not want this episode again.

700

701 Q: Okay.

702

703 A: I wasn't gonna take that episode after that. I - I didn't want her...

704

705 Q: Were you sitting down at this point? Or were you still standing?

706

707 A: Uh-huh. I was sitting down now.

708

709 Q: Okay. So she's saying just, "Hey. I'm sorry for shaking you."

710

711 A: Yes.

712

713 Q: "But take off your clothes now and let's get a - let's get this done."
714
715 A: Yes, yes.
716
717 Q: And you said, "I'm...
718
719 A: I was like...
720
721 Q: ...not gonna do anything until I see the sergeant."
722
723 A: Until I see the sergeant. Yes.
724
725 Q: Okay.
726
727 A: Because I already knew the procedure. What she wanted me to do was just go
728 ahead and go along with it I guess.
729
730 Q: Okay. So and then at this point she said, "Okay." And she walked out?
731
732 A: Uh, yes. Uh-huh. And then she comes back about 10 to 15 minutes. But she
733 doesn't come in first. The other lady comes in. The second one comes in.
734
735 Q: And this is another African-American...
736
737 A: Yes.
738
739 Q: ...deputy?
740
741 A: Uh-huh.
742
743 Q: Okay.
744
745 A: That wears glasses. Yeah. And short. Yeah. And she comes and she - and I'm
746 sitting down, and she just comes right at me. And I'm just like whoa. You
747 know, and I looked...
748
749 Q: She didn't say anything?
750
751 A: Huh? No. I thought that was the sergeant. I thought she became a sergeant,
752 you know, the second one. Because I - I, you know, I mean, I'm - I know them
753 from the past. And when I looked, and it wasn't the sergeant, but I - I was like,

754 this can't be the sergeant because the way they're throwing me down on the
755 floor again.
756
757 Q: Okay.
758
759 A: Yeah. So I got real...
760
761 Q: So what happened after she threw - she just -- you're sitting down?
762
763 A: Yes. I'm sitting down.
764
765 Q: And the second deputy comes?
766
767 A: Yes.
768
769 Q: And what does she do?
770
771 A: She grabs me. I'm sitting down. She grabs me, she gets me off the chair. I
772 mean...
773
774 Q: How does she grab you?
775
776 A: She grabbed me from my arm.
777
778 Q: So you're sitting like so?
779
780 A: I'm sitting down.
781
782 Q: If you're sitting like this, did she grab you like this?
783
784 A: No. Uh, actually grabbed me from one arm.
785
786 Q: How? Like this?
787
788 A: Yes. Uh-huh. And then...
789
790 Q: So she grabbed your wrist?
791
792 A: And then got me...
793
794 Q: And pulled you forward?
795

796 A: And she pulled me forward, and then I hit the floor.
797
798 Q: Okay. Did she pull you from both wrists or just one wrist?
799
800 A: Uh, she pulled me from one wrist.
801
802 Q: Do you remember which wrist?
803
804 A: No. I don't.
805
806 Q: Okay. That's fine.
807
808 A: I can't.
809
810 Q: Um, if you- - I'm gonna ask really specific questions.
811
812 A: Yeah, yeah, yeah.
813
814 Q: So if you don't remember just...
815
816 A: I -- that's fine. I know I can't think - I...
817
818 Q: Tell me you don't remember.
819
820 A: Yeah. That I remember.
821
822 Q: Okay. So she pulled you from the wrist, and then she dragged you to the
823 floor?
824
825 A: Yes.
826
827 Q: Okay. And then what happened?
828
829 A: And I'm sitting there yelling. And I notice that she doesn't have the ser- and
830 she's not the sergeant. And I'm like, "What are you doing?" You know, the
831 sergeant. And I look up and next thing I know it, there's another Hispanic one
832 coming and - and that was it. Then they started taking my clothes and stuff
833 off.
834
835 Q: Do you remember how they started taking your clothes off?
836

837 A: Yes. When I - when I - they had me all pinned down they got me on my
838 stomach and then grabbed my - my clothes. And it was like pulling 'em. And
839 then just, um, the other one, she stood up, and she got my clothes, and she
840 pulled 'em off - right off. And my feet - my feet hit the floor.
841

842 Q: Were you trying to get up at this time?
843

844 A: No. The -- no. There was no way I could.
845

846 Q: Why not?
847

848 A: Because they were on - on me.
849

850 Q: How...
851

852 A: One of 'em had me like this with my arm and the other one was on my
853 stomach. There was no way I can...
854

855 Q: So were you laying on your back?
856

857 A: Uh, I was laying on my stomach.
858

859 Q: Oh. So you were back up?
860

861 A: Yeah.
862

863 Q: So did they - were they holding you down on your back? Like...
864

865 A: They were...
866

867 Q: ...did they have your - their body weight on you?
868

869 A: On my stomach. Yes. On my stomach.
870

871 Q: So, like, on your lower back though?
872

873 A: Yes. I'm -- no. I'm on my stomach.
874

875 Q: You're laying on your stomach?
876

877 A: Yes.
878

879 Q: And then they're on top of you?
880
881 A: Yes.
882
883 Q: And they're - at what position on your back are they holding you down from?
884
885 A: Oh. On my -- but one - the - one of 'em is on my - on the, like, right here.
886
887 Q: So on your lower...
888
889 A: Like that.
890
891 Q: ...back?
892
893 A: Yeah.
894
895 Q: Okay. And then where is this...
896
897 A: That's before - that's before she grabbed...
898
899 Q1: Oh sure. Go right ahead.
900
901 A: That was before she twisted...
902
903 Q1: Thank you.
904
905 A: ...my wrist.
906
907 Q1: You're welcome.
908
909 A: Okay? She twisted my wrist down...
910
911 Q1: Have a good night.
912
913 Q2: You too.
914
915 A: ...when they pu- they were having me down, I guess when they were getting
916 clothing or whatever. And then after that when she twisted my wrist. Then
917 from there when they were gonna take the clothes off and stuff, you know,
918 and I'm screaming, "My wrist, my wrist." Then she gets off of my wrist and
919 then gets on my stomach - gets on the - that area. And after that then I'm
920 telling her, "I'm having a asthma attack. I can't breathe, I can't breathe." I'm

921 screaming all this time, "I can't breathe." And then after - then she put her
922 weight on it and then stopped. And by then it was like, it was done. My
923 clothes were on.
924
925 Q: When - when you said - you said, uh, she put the weight on it what do you
926 mean by that?
927
928 A: On my stom- uh, well on the back.
929
930 Q: Okay. And there was just one person putting their weight?
931
932 A: Yeah. Just her.
933
934 Q: And that's the original person...
935
936 A: The - number one.
937
938 Q: ...who...
939
940 A: Yes.
941
942 Q: ...shook you?
943
944 A: Yes, yes.
945
946 Q: What were the other...
947
948 A: And the one that twisted my arm. She's the only one that did the
949 aggressiveness.
950
951 Q: Okay. So the person who was twisting your arm was the deputy who you
952 thought was originally a sergeant, who came in?
953
954 A: No, no, no. It was number one.
955
956 Q: Okay.
957
958 A: The one that was twi- no.
959
960 Q: That shook you?
961

962 A: The one that - one of 'em got me and got - picked me up and threw me on the
963 floor. The other one had sat there. Uh, number two was the one that was trying
964 - twisting my arm forcefully.
965

966 Q: So I'm just confused. Which one is number one and number two? The
967 number...
968

969 A: Number one is the - the main one.
970

971 Q: The person who shook you in the beginning?
972

973 A: Yes. Okay.
974

975 Q: Okay.
976

977 A: Number two is the one that came and -- when I was sitting down -- came in,
978 just came in and grabbed me from my arm and then put me down - threw me
979 down...
980

981 Q: Okay.
982

983 A: ...on the floor.
984

985 Q: Okay. And then so what was - you said there was a Hispanic one as well.
986

987 A: Yes. Uh-huh. She had me - she had me down on the - on - she - she got me,
988 and she stuck me and she, uh, was holding down my shoulder.
989

990 Q: She said you - she struck you?
991

992 A: No, no, no, no. She had got me, and she was holding down my shoulder.
993

994 Q: So you were already on the ground when...
995

996 A: Yes.
997

998 Q: ...she did that?
999

1000 A: Yes.
1001

1002 Q: And she was just pushing with her hands on your shoulder?
1003

1004 A: She was holding me down, so I wouldn't move.
1005
1006 Q: Okay. So number two has your arm, number one is on your back, number
1007 three has your shoulder?
1008
1009 A: By then number - num- by then number two, uh, number two is taking the
1010 pants off.
1011
1012 Q: Okay. So she released your arm then to get to your...
1013
1014 A: Yes, yes, yes, yes, yes. Uh-huh. Now at this point she's taking her...
1015
1016 Q: She's just ripping it off?
1017
1018 A: Taking it off like that. I don't know if they cut 'em, or I don't know what they
1019 did to 'em.
1020
1021 Q: Okay. Did they take off everything, underwear included?
1022
1023 A: Yes.
1024
1025 Q: Okay. So you're completely naked from the waist down?
1026
1027 A: From the waist down. Yes.
1028
1029 Q: Okay. So then...
1030
1031 A: And they...
1032
1033 Q: ...what do they do once you're completely naked?
1034
1035 A: And then after that then, um, they took my tops off. And -- but you know
1036 what, when they took my top off and everything, I tell you right now, I can't
1037 really remember. I don't really remember that much about the top being taken
1038 off and all that.
1039
1040 Q: Do you think there's a memory lapse there? Or...
1041
1042 A: I don't know what happened.
1043
1044 Q: Do you know what would've caused a memory lapse? Do you remember, like,
1045 passing out or waking up or anything like that later?

1046
1047 A: Uh, later? No. I just -- but I just don't remember what happened - what - what
1048 happened there.
1049
1050 Q: Okay.
1051
1052 A: I can't.
1053
1054 Q: What's your next memory after they took off your pants?
1055
1056 A: After they took my - that me -- I'm gasping - I'm gasping for my air, and I'm
1057 ge- I'm dragging my body - I'm dragging my body trying to get up. And
1058 they're yelling at me, "Get up, get up, get up." Nobody helped me try to get
1059 up. And then, like, I can't. You know, I go, "I'm hav- I'm starting to have an
1060 asthma attack." And then I - so I just tried - just tried to relax and get my air
1061 back, and try to relax. Because I - I need to - I do breathing treatments for that,
1062 you know, to relax for that. And, um, then they called the nurse.
1063
1064 Q: And what did the nurse say?
1065
1066 A: The nurse said that I was okay.
1067
1068 Q: What did the nurse do? How did, uh, well do you remember who the nurse
1069 was? Was it a...
1070
1071 A: No.
1072
1073 Q: ...female or a male?
1074
1075 A: It was a female - it was a female.
1076
1077 Q: Okay. And then the female nurse, what did she do?
1078
1079 A: She just checked my blood - my - my blood pressure and all that. And...
1080
1081 Q: Was this in the same room?
1082
1083 A: Uh, this was - now I'm outside of the clothing area. Because they just - they
1084 just left me like that and then got up and - and just stood away from me. And
1085 were - were like, "Get up."
1086
1087 Q: Were you - they left you naked and said, "Get up"?

1088

1089 A: No. They -- no, no. They left me with clothing after they clothed me. Then
1090 what I remember...

1091

1092 Q: So they put the clothes on?

1093

1094 A: Yes. And they put the clothes on. And then they're like, "Now you're -- like,
1095 get up." But now I'm halfway - I'm like halfway out of the door of the - the
1096 clothing room and halfway out to processing. I'm, like, out. And they're like,
1097 "Get up, get up." You know, and I go, "I can't - I can't - I can't breathe." Okay.
1098 And they're like, "Get up." And I'm trying to get up, and I can't. And I'm
1099 already out like on the - the process room already.

1100

1101 Q: Okay. And then what did the nurse, uh, say?

1102

1103 A: She just took my vital real quick like that and then just checked me, and that
1104 was it. She didn't do the - anything like, um, any damage. She didn't -- she just
1105 was real quick and real fast.

1106

1107 Q: How long do you think the exam took?

1108

1109 A: Just a minute.

1110

1111 Q: Just a minute? Um...

1112

1113 A: Real quick.

1114

1115 Q: And then was this before or after the sergeant came and spoke to you?

1116

1117 A: This was, uh, this was before the sergeant came.

1118

1119 Q: So the deputy who, uh, who held you down called the nurse?

1120

1121 A: I guess somebody called the nurse. And then there - then they came again -
1122 they came again.

1123

1124 Q: Who came again?

1125

1126 A: The - a nurse, when I talked to the sergeant.

1127

1128 Q: Okay. So the sergeant came, you talked to him?

1129

1130 A: Yes.
1131
1132 Q: And this was still in that same area where the...
1133
1134 A: Yes.
1135
1136 Q: ...nurse saw you?
1137
1138 A: Where - where...
1139
1140 Q: And you told the sergeant the same story you're telling me?
1141
1142 A: Yes. What had happened, yes.
1143
1144 Q: Okay. Were the deputies around when you were telling...
1145
1146 A: The two same one - ye- ye- uh, the other deputies? Was the two -- yes. Uh-
1147 huh. Was...
1148
1149 Q: They were there when you were telling the sergeant what happened?
1150
1151 A: Yes. Uh-huh. When I fir- when he first - and then he brought me over here,
1152 and then he interviewed me in a room by myself.
1153
1154 Q: Okay.
1155
1156 A: Okay. But, um, when he first inter- and when he first, uh, started to talk to me
1157 they were there. Yes. They were there.
1158
1159 Q: Okay.
1160
1161 A: And the two officers that were there when I first got there...
1162
1163 Q: Mm-hm.
1164
1165 A: ...were still there just talkin' (unintelligible).
1166
1167 Q: The two male ones?
1168
1169 A: Yeah.
1170

1171 Q: Okay. And then, um, when - after the sergeant pulled you into the office, and
1172 you spoke with him, um, what happened after that?
1173

1174 A: Uh, was right here, he said that he was gonna go. I told him the story and
1175 everything. And he was like, um, he was questioning about how many - how
1176 many minutes it was about the, um, time-lapse about from when I asked -
1177 from when she left, and I asked to talk to the sergeant to her and the other two
1178 females coming in. It was like 10, 15 minutes. So, um, we talked right here
1179 and that was it. And he told me he would get a hold of - a hold of me sooner
1180 or later.
1181

1182 Q: Okay. And when they left you there for 10 or 15 minutes before, uh, when you
1183 thought she was gonna get the sergeant...
1184

1185 A: Yes. I thought the sergeant was coming.
1186

1187 Q: ...were you handcuffed?
1188

1189 A: No.
1190

1191 Q: You were just sitting?
1192

1193 A: Yeah. Sitting down. Uh-huh.
1194

1195 Q: Was the jail clothes there?
1196

1197 A: Uh, the jail, uh, ye- uh, yes.
1198

1199 Q: The one - the clothes they wanted you to change into.
1200

1201 A: Yes.
1202

1203 Q: It was available to you at that point?
1204

1205 A: Yes. It was right there.
1206

1207 Q: Okay.
1208

1209 A: Yes.
1210

1211 Q: And you were just waiting?
1212

1213 A: Yes.
1214
1215 Q: Okay.
1216
1217 A: Uh, yes. Because...
1218
1219 Q: At an...
1220
1221 A: Yeah.
1222
1223 Q: Yeah. At any point during this, uh, the physical altercation where they're
1224 pinning you down and grabbing you, did you ever pull away? Were you, like,
1225 going tense? Were you trying to fight back?
1226
1227 A: I wasn't trying to fight back...
1228
1229 Q: Okay. Were you...
1230
1231 A: ...at all.
1232
1233 Q: ...defending yourself at all?
1234
1235 A: No. That's why I was surprised that I didn't even try to - to do anything. I was
1236 just in shock.
1237
1238 Q: Okay.
1239
1240 A: If anything - if anything - anything, um -- which I hope they don't take it like I
1241 was hitting them or anything -- was when I was having my asthma attack,
1242 where I couldn't breathe. I was -- my legs were flopping. That was - would be
1243 the only thing.
1244
1245 Q: Okay.
1246
1247 A: It...
1248
1249 Q: When you said - so when they were on top of you, um, I know a few people
1250 with asthma. And I know stressful situations...
1251
1252 A: Yeah.
1253
1254 Q: ...can cause an attack.

1255

1256 A: Can cause it.

1257

1258 Q: Right?

1259

1260 A: Yes.

1261

1262 Q: Um, but also sometimes asthma attacks can be caused if, you know, there's
1263 pressure on certain points in your body.

1264

1265 A: Yes.

1266

1267 Q: Um, was - do you remember if there was - your breathing was being, uh,
1268 compromised by the pressure?

1269

1270 A: Pressure. Yes.

1271

1272 Q: Can you...

1273

1274 A: Yeah. Yes. I couldn't breathe.

1275

1276 Q: ...talk to me about that?

1277

1278 A: I could not breathe.

1279

1280 Q: Did you feel anything like on the back of your neck on, like, the - on your
1281 upper back? Anything around your neck?

1282

1283 A: No. It was just on my stomach.

1284

1285 Q: Okay.

1286

1287 A: It was on my stomach. I couldn't breathe. I -- you know, because she's sitting
1288 there putting it sh- and I'm like, uh, you know, and I'm like, "Stop. I'm having
1289 a asthma attack. I'm gonna have an asthma attack."

1290

1291 Q: Okay. So, uh, Julian, stand up for me.

1292

1293 Q1: Mm-hm.

1294

1295 Q: Stand up.

1296

1297 Q1: Go ahead.
1298
1299 Q: And turn around real quick. So when you say they were on your stomach, do
1300 you mean that they were right here?
1301
1302 A: She was - she had her knee like back there.
1303
1304 Q: Like right here?
1305
1306 A: Yeah.
1307
1308 Q: Okay.
1309
1310 A: The - right across...
1311
1312 Q: And...
1313
1314 A: ...the...
1315
1316 Q: And you felt a knee?
1317
1318 A: Yes, yes.
1319
1320 Q: Okay.
1321
1322 A: I felt her knee. Yes.
1323
1324 Q: Okay. Was she - was she just constant pressure with the knee? Or was she
1325 jabbing it?
1326
1327 A: It was - it - it was - at first it was okay. And then after that then I'm screaming,
1328 "Get off me, get off me." And then she went tighter.
1329
1330 Q: She - so she pushed down?
1331
1332 A: Yes. She pushed down tighter.
1333
1334 Q: And...
1335
1336 A: It was more tighter.
1337
1338 Q: And how did that feel to you?

1339

1340 A: Oh God. It didn't feel good at all. It just -- I couldn't - I started suffocating. I
1341 couldn't breathe.

1342

1343 Q: Okay.

1344

1345 A: And then my body started flopping.

1346

1347 Q: Okay.

1348

1349 A: That's where I said I - they might've thought that I was defending myself or
1350 anything like that. But I know I couldn't because it was three against one. It
1351 was the asthma. I started flopping my feet.

1352

1353 Q: And by flopping, were you just, uh, kicking it up and down?

1354

1355 A: Well yeah. Because I'm struggling trying to get air now.

1356

1357 Q: And this was before the Hispanic person grabbed your legs?

1358

1359 A: No. This was afterwards.

1360

1361 Q: Okay. So she was still holding on?

1362

1363 A: No. They're all there - they're all there.

1364

1365 Q: She's holding down your legs while you're flopping?

1366

1367 A: Ye- yeah. My legs are, like, going like this, "I can't breathe, I can't breathe."

1368

1369 Q: So were your legs like this? Or did they cross 'em or bend 'em? Do you
1370 remember?

1371

1372 A: No. They were straight.

1373

1374 Q: Straight?

1375

1376 A: They were straight.

1377

1378 Q: So they're just goin' like that?

1379

1380 A: Yes. I'm...

1381
1382 Q: Was she...
1383
1384 A: ...flopping. Yes.
1385
1386 Q: Was she grabbing your ankles to try to stop you from flopping? Do you
1387 remember?
1388
1389 A: No. Because at that - they're - she's taking my clothes off.
1390
1391 Q: Ah. Got it. Okay.
1392
1393 A: Taking my...
1394
1395 Q: That makes sense.
1396
1397 A: ...clothes off. Yeah.
1398
1399 Q: Okay. Um, I know this is gonna be a weird question, but do not take offense
1400 to it.
1401
1402 A: I won't.
1403
1404 Q: Uh, what were you arrested for?
1405
1406 A: Under the influence.
1407
1408 Q: Okay.
1409
1410 A: Yeah. I had charges, but I wasn't under the influence. But I have, um, like
1411 seven priors, uh, seven, uh, charges...
1412
1413 Q: Okay.
1414
1415 A: ...which I'm going (unintelligible).
1416
1417 Q: Um.
1418
1419 A: It was warrants I got arrested for.
1420
1421 Q: So you're saying you weren't under the influence at the time?
1422

1423 A: No.
1424
1425 Q: Were you clear-headed? Do you remember all of this?
1426
1427 A: Yes.
1428
1429 Q: Okay.
1430
1431 A: Yes.
1432
1433 Q: 'Cause I know they're gonna ask that later.
1434
1435 A: Yes.
1436
1437 Q: Um, okay. Fair enough. Um, everything you're telling me is the truth?
1438
1439 A: Yes.
1440
1441 Q: Okay.
1442
1443 A: Oh yes. Uh, well isn't there a recorder? We'll be able to tell?
1444
1445 Q: Oh we'll look into it.
1446
1447 A: That there...
1448
1449 Q: It...
1450
1451 A: Yeah. The VCR recorder - the recorder would tell.
1452
1453 Q: I was just told to come talk to you about it. I honestly - I - this is the beginning
1454 of my investigation. So we'll let you know how it progresses and what's gonna
1455 happen.
1456
1457 A: Well yeah. And then...
1458
1459 Q: Uh.
1460
1461 A: ...the officer should be able to tell you anything als- everything. I...
1462
1463 Q: Sure.
1464

1465 A: ...just don't know.
1466
1467 Q: We'll do a complete investigation.
1468
1469 A: Yeah. Why they didn't come to help me or what -- now how did you guys get
1470 involved? Because I didn't call IA. I didn't call Internal Affairs. I wasn't gonna
1471 call until afterwards 'cause I was scared that they might retaliate while I...
1472
1473 Q: Unfor- unfortunately we can't share that with you, um, just to keep - keep the -
1474 the way information flows secret. So that future investigations aren't
1475 compromised.
1476
1477 A: Oh. Okay, okay, okay.
1478
1479 Q: Um...
1480
1481 A: Okay.
1482
1483 Q: You know what I mean?
1484
1485 A: It had to be the sergeant.
1486
1487 Q: 'Cause everyone talks, and we don't - we don't want certain...
1488
1489 A: Yeah.
1490
1491 Q: ...facts to...
1492
1493 A: It had to - well if I didn't call Internal Affairs it had to be through the sarge.
1494 Okay. Never mind.
1495
1496 Q: Um, so why do you, um, I'm sorry. What would you like done to these, uh,
1497 deputies? What do you think should be done?
1498
1499 A: What I think should be done is, seriously, if they're at that level, at that point, I
1500 don't think they belong working.
1501
1502 Q: Okay. So do you think they should - do you think they should be arrested or
1503 fired? Or...
1504
1505 A: You know what, I think they shouldn't be, uh, working here.
1506

1507 Q: Okay. Um, if push came to shove -- and maybe that's a bad term -- but would
1508 you want to press charges against these deputies?
1509

1510 A: You know what, I can't really tell you really. I mean, you know, because...
1511

1512 Q: And, uh, just keep this in mind, no matter what you say -- yes or no -- I'm still
1513 gonna complete a com- a thorough investigation and talk to everyone
1514 involved. And if there's cameras I'm gonna look at the video.
1515

1516 A: Oh. Good.
1517

1518 Q: And I'm gonna do everything that I would...
1519

1520 A: That you're supposed to do.
1521

1522 Q: ...normally. Regardless...
1523

1524 A: Yes.
1525

1526 Q: ...of what you want - what you want done.
1527

1528 A: Yeah. You're gonna do what you have to do.
1529

1530 Q: I just want to ask you just to - curiosity what you would like done in a perfect
1531 world.
1532

1533 A: You know, um, let the courts decide. Let you - I'm gonna let you guys
1534 decide...
1535

1536 Q: Okay.
1537

1538 A: ...on what needs to be done. I hope it's fairly or - or what. But I'm sure you
1539 guys know what needs to be done. Because look at me. I'm 57 years old, and
1540 I'm still in here. So I don't really know what needs to be done myself. But...
1541

1542 Q: Would you be willing to tell us - tell a court what you told us now?
1543

1544 A: Well yeah. Why not?
1545

1546 Q: Okay. Perfect.
1547

1548 A: Yes.

1549

1550 Q: Um, Julian, do you have any questions?

1551

1552 Q1: Yeah. Just a few. , how are you?

1553

1554 A: Okay. Tired I was - just came out of court.

1555

1556 Q1: I'm Sergeant Julian Quinonez.

1557

1558 A: Okay.

1559

1560 Q1: I work at the sheriff's office. I'm an investigator there. I'm - I'm assisting
1561 Detective Tarazi in...

1562

1563 A: Okay.

1564

1565 Q1: ...this investigation. Um, I'd like to ask you a few questions.

1566

1567 A: Mm-hm.

1568

1569 Q1: But I'd like you to please be completely honest with me when...

1570

1571 A: Yes.

1572

1573 Q1: ...answering all the questions. Okay?

1574

1575 A: Yes. I will.

1576

1577 Q1: Okay.

1578

1579 A: Yes.

1580

1581 Q1: Uh, I viewed your - your, uh, your past, um, arrests. You - you - you - you've
1582 been in jail a few times. Correct?

1583

1584 A: Yes. A lot.

1585

1586 Q1: Would it be safe to say a lot?

1587

1588 A: A lot. Uh, 30, 40 times. Yes.

1589

1590 Q1: About 30 or 40 times? Are they mostly drug-related? Or are there any, uh,
1591 assault...
1592
1593 A: Yes. Uh, petty thefts.
1594
1595 Q1: ...cases? All petty theft?
1596
1597 A: Uh, and assault. I have two assault ca- it was two, uh, assault or something.
1598 And that was Santa Clara PD. And once again it - I wasn't - it was because of
1599 my asthma. I kicked them.
1600
1601 Q1: Okay.
1602
1603 A: And which I did say in court. Yes. I go, "I probably did kick them."
1604
1605 Q1: So you had two incidents where - with - involving officer assaults?
1606
1607 A: Yes. But they...
1608
1609 Q1: Okay.
1610
1611 A: ...dropped it to something else.
1612
1613 Q1: Okay. And, um, you've been in this jail at least 30 to 40 times...
1614
1615 A: Yes.
1616
1617 Q1: ...over the years?
1618
1619 A: Yes, yes.
1620
1621 Q1: And during the times that you've been here these officers -- we don't really
1622 know who - what their names are yet.
1623
1624 A: Yeah.
1625
1626 Q1: But have you ever seen any of these three officers in any of the times you've
1627 been, uh, arre- uh, in prior custody?
1628
1629 A: Yes.
1630
1631 Q1: Um...

1632

1633 A: Here. Mm-hm.

1634

1635 Q1: Have you ever had any dealings with any of those three officers for any
1636 reason?

1637

1638 A: No. Nothing. I don't even have a write-up.

1639

1640 Q1: Never? And I understand that when you first came into custody you were like
1641 a level three or a level - higher level?

1642

1643 A: I was - they were gonna put me in white. They were gonna put me...

1644

1645 Q1: The first time?

1646

1647 A: All...

1648

1649 Q1: Over - over - over your tenure of - of coming to jail you started off at a higher
1650 level, worked your way down to a level one...

1651

1652 A: Well I was in...

1653

1654 Q1: ...inmate. Correct?

1655

1656 A: I was a level, um, when I first got arrested it was for, um, drunk in public.

1657

1658 Q1: Okay.

1659

1660 A: That was...

1661

1662 Q1: And then over the years...

1663

1664 A: ...one...

1665

1666 Q1: ...uh...

1667

1668 A: Then I...

1669

1670 Q1: You never had any other problems here in the jail. Well...

1671

1672 A: Uh...

1673

1674 Q1: ...since you've been in here.
1675
1676 A: Um, Officer, uh, Officer (Kimbers).
1677
1678 Q1: (Kimber)?
1679
1680 A: Yeah. But there was three, um, there was two other people that had cases
1681 against him. And I chose not to - I didn't file or anything like that.
1682
1683 Q1: Do you remember what year that was?
1684
1685 A: That was like in eighty, um, nine.
1686
1687 Q1: '89?
1688
1689 A: Yes. And, uh, yeah. He - they ended up doing a civil suit or something and,
1690 uh, he doesn't work here no longer.
1691
1692 Q1: Yeah. Okay. I'd like to - I have a couple of questions. I'd like to go back to the
1693 - to the night of the inc- the actual incident. And I know that, uh, when
1694 Detective Tarazi was asking you some questions you became very emotional.
1695 And I know it was probably a difficult thing and - probably to go back and
1696 relive it. And we - we're sorry that we have to do this. But I - I - I need you to
1697 go back and revisit this evening with me.
1698
1699 A: Okay.
1700
1701 Q1: And I want you to completely focus on what I'm asking you to see if maybe
1702 you might be able to remember something.
1703
1704 A: Okay.
1705
1706 Q1: Now the first confrontation - this is with a black female, uh, officer.
1707
1708 A: Mm-hm.
1709
1710 Q1: She came to you, and she told you, "Take off your socks." You were wearing
1711 tights. And you said, "I have to take my pants off." Before she lunged at you
1712 and placed her hands on you did she say anything to you? If you can try to
1713 remember that part, just that part. Don't worry about anything else, just that
1714 one part.
1715

1716 A: No. She just latched. Like, she goes, "Huh." Like that.
1717
1718 Q1: So she said, "Take off your socks." You said, "I'm wearing tights. I have to
1719 take off my pants."
1720
1721 A: Mm-hm.
1722
1723 Q1: What did she say?
1724
1725 A: She just made a mo- a - a - a, "Huh." Like something like that.
1726
1727 Q1: Like, "Huh."
1728
1729 A: It just...
1730
1731 Q1: Like that?
1732
1733 A: It was more like a - a laugh or something.
1734
1735 Q1: "Ha."
1736
1737 A: Yeah. Someth- it was - it was...
1738
1739 Q1: Okay.
1740
1741 Q: Did you take it like sarcastic? Or was it, she - what kind...
1742
1743 A: I...
1744
1745 Q: How did you take it?
1746
1747 A: It was more like, "Huh." Like...
1748
1749 Q1: And exactly...
1750
1751 A: Like - like - like she was thinking I was lying or...
1752
1753 Q1: Okay.
1754
1755 A: ...something. Or, like, I was...
1756
1757 Q1: And you are...

1758
1759 A: ...being smart.
1760
1761 Q1: You are now in the middle changing room. Correct?
1762
1763 A: Yes.
1764
1765 Q1: Were you standing or were you sitting down on the bench?
1766
1767 A: Standing up.
1768
1769 Q1: Okay. You're standing up. Now how far away was this officer from you when
1770 she made this laughing sound?
1771
1772 A: From here to like right there from here.
1773
1774 Q1: So, um, looking at this - this would probably be approximately maybe 3 feet
1775 away?
1776
1777 A: Yeah. From here to here. Yes.
1778
1779 Q1: Okay. When she reached up to grab you did she take one, two steps? Did she -
1780 she jumped towards you? Or...
1781
1782 A: One. Uh, it was like one big one.
1783
1784 Q1: One big step?
1785
1786 A: Yeah. She just went over like that.
1787
1788 Q1: Over and grabbed you? And was there any other inmates in there changing?
1789 Or...
1790
1791 A: No.
1792
1793 Q1: ...just you?
1794
1795 A: No.
1796
1797 Q1: Okay.
1798
1799 A: Just me by myself.

1800
1801 Q1: When she grabbed you obviously you were probably very shocked.
1802
1803 A: Yes.
1804
1805 Q1: And you - what did you do?
1806
1807 A: I just stood there like just - just like, whoa, you know.
1808
1809 Q1: And did - did - was she - was she looking at you mean? Was she looking at
1810 you like a smile on her face? Was she looking at you like, what's up?
1811
1812 A: She looked at me like - like tensed. Like, um...
1813
1814 Q1: Yeah.
1815
1816 A: ...her jaw.
1817
1818 Q1: Mm-hm.
1819
1820 A: Was - she was like aggravated or...
1821
1822 Q1: Yeah.
1823
1824 A: ...something. Frustrated.
1825
1826 Q1: And then you said about 15 seconds?
1827
1828 A: Yes.
1829
1830 Q1: And then she just let go?
1831
1832 A: Yes, yes. And then she stopped.
1833
1834 Q1: When - and when - did she step back?
1835
1836 A: Well she ste- yes. She did.
1837
1838 Q1: Did she create any more distance or just the 3 feet?
1839
1840 A: She kinda like, um, she stood in the doorway.
1841

1842 Q1: So that means she actually created more distance...
1843
1844 A: Yes, yes.
1845
1846 Q1: ...between you?
1847
1848 A: And then she's - and then she's all like, "I'm sorry. I apologize."
1849
1850 Q1: Mm-hm. Just like that? "I'm sorry?"
1851
1852 A: "I'm sorry."
1853
1854 Q1: "I apologize?"
1855
1856 A: "I apologize." You know...
1857
1858 Q1: And then...
1859
1860 A: ...well I'm - well I'm yelling at her. I'm like, "No." I go, "Just call the
1861 sergeant."
1862
1863 Q1: Okay.
1864
1865 A: "Please call the sergeant."
1866
1867 Q1: I got that part.
1868
1869 A: And then - and then she's all, "Look. I'm sorry." And she was, uh, she had her
1870 voice lowered.
1871
1872 Q1: Mm-hm.
1873
1874 A: And she's all, "I'm sorry. I apologize."
1875
1876 Q1: Mm-hm.
1877
1878 A: Et cetera, et cetera.
1879
1880 Q1: Got that.
1881
1882 A: And, um...
1883

1884 Q1: When did she say, "I'm gonna le- let you sit here for a little while"?
1885
1886 A: Uh, about like five minutes, ten minutes after.
1887
1888 Q1: Okay. So...
1889
1890 A: About five - about five - about five minutes after...
1891
1892 Q1: So this...
1893
1894 A: ...this...
1895
1896 Q1: ...whole apology thing, did it take about five minutes?
1897
1898 A: Yes.
1899
1900 Q1: So for five minutes she was trying to apologize to you?
1901
1902 A: Yes. She kept...
1903
1904 Q1: And the entire time you were asking for a sergeant?
1905
1906 A: Yes. I was telling her...
1907
1908 Q1: And then she...
1909
1910 A: ...that I didn't want to talk to her. And then I stopped talking to her.
1911
1912 Q1: Okay. And then she said, "I'm gonna leave you here for a little while." Did she
1913 secure you?
1914
1915 A: No.
1916
1917 Q1: And there was nobody else in this room?
1918
1919 A: No.
1920
1921 Q1: Just you, sitting there in the change-out room by yourself...
1922
1923 A: Mm-hm.
1924
1925 Q1: ...unsecured?

1926
1927 A: Mm-hm.
1928
1929 Q1: And she walked out of the room?
1930
1931 A: Mm-hm.
1932
1933 Q1: Okay. What did you do during this time?
1934
1935 A: I just sat there and I cried.
1936
1937 Q1: Okay. What were you wearing at that time?
1938
1939 A: At that time I was still wearing my pants. And I was wearing - the only thing I
1940 had off was my jacket and my - my slippers.
1941
1942 Q1: Okay. So those are still off?
1943
1944 A: Uh, just the jacket and the slippers are off.
1945
1946 Q1: So you're wearing your blouse, you're wearing your bra, you're wearing your
1947 tights.
1948
1949 A: And my...
1950
1951 Q1: You're wearing...
1952
1953 A: ...underwears.
1954
1955 Q1: And your underwear?
1956
1957 A: Yes.
1958
1959 Q1: And your jeans?
1960
1961 A: Yes.
1962
1963 Q1: Okay. So you're sitting there.
1964
1965 Q: Wearing jeans or sweats? I'm sorry.
1966
1967 A: Sweats. Just sweats.

1968
1969 Q1: Sweats? Okay. So you're sitting and you're crying. About how - how long do
1970 you think time goes before the second black of- female officer...
1971
1972 A: About ten minutes.
1973
1974 Q1: So ten minutes later...
1975
1976 A: Ten to 15 minutes.
1977
1978 Q1: Okay.
1979
1980 A: About ten to 13 minutes, something like that. Yeah.
1981
1982 Q1: Ten to 13 minutes later this different - how do you know she was different?
1983
1984 A: Because when she came in.
1985
1986 Q1: So you - you completely recognized a different person?
1987
1988 A: Yes. Uh-huh.
1989
1990 Q1: Okay.
1991
1992 A: Yes. 'Cause I know these officers.
1993
1994 Q1: Okay.
1995
1996 A: Yes.
1997
1998 Q1: So -- 'cause I know they all wear their hair pulled back.
1999
2000 A: Yeah, yeah. But...
2001
2002 Q1: Okay.
2003
2004 A: Yeah, yeah.
2005
2006 Q1: Um.
2007
2008 A: I thought she was the sergeant.
2009

2010 Q1: Any identifying thing on them that you can - like, you remember?
2011
2012 A: Uh, that she wore glasses.
2013
2014 Q1: Okay. The second one wore glasses?
2015
2016 A: Yeah. Mm-hm.
2017
2018 Q1: Okay. So the second one was wearing glasses?
2019
2020 A: Yeah.
2021
2022 Q1: We didn't get that the first time.
2023
2024 A: Oh.
2025
2026 Q1: Okay. So second one is wearing glasses. She walks in. Where is the first one?
2027
2028 A: The first one's not in there yet.
2029
2030 Q1: Okay. So - so the second one walks in by herself?
2031
2032 A: Yeah. She walks in.
2033
2034 Q1: Are you still crying?
2035
2036 A: At - at that time I looked. Um, well no. Because I cleaned up myself.
2037
2038 Q1: Were you yelling?
2039
2040 A: Was I ye- no? I was sitting.
2041
2042 Q1: Were you ac- were you - were you saying, "Can I speak to a sergeant?
2043 Somebody?"
2044
2045 A: I - I thought he was...
2046
2047 Q1: "Hello?"
2048
2049 A: I thought he was the...
2050
2051 Q1: Were you do...

2052
2053 A: ...sergeant.
2054
2055 Q1: Were you doing anything like that?
2056
2057 A: I thought she was the sergeant...
2058
2059 Q1: No. But...
2060
2061 A: ...when she came in.
2062
2063 Q1: ...before she walked in, were you doing that?
2064
2065 A: Oh. Before she walked in? No. Because I was - wa- I - because the lady said
2066 she was gonna, okay, go get the sergeant.
2067
2068 Q1: She said she was gonna get a sergeant?
2069
2070 A: Yeah.
2071
2072 Q1: Okay. And then this second female walked in?
2073
2074 A: Yeah. That's why...
2075
2076 Q1: And you just sat there quietly...
2077
2078 A: Yeah.
2079
2080 Q1: ...crying?
2081
2082 A: 'Cause that's where - I thought she was the sergeant.
2083
2084 Q1: Okay. So then she walks in. What does she...
2085
2086 A: Okay. I'm done...
2087
2088 Q1: ...say to...
2089
2090 A: ...crying.
2091
2092 Q1: What does she say to you?
2093

2094 A: She didn't say nothing. She...
2095
2096 Q1: She walked...
2097
2098 A: ...just got up to me like that. And then...
2099
2100 Q1: Walked right up to you? And what?
2101
2102 A: And then just grabs me like that.
2103
2104 Q1: By the arm?
2105
2106 A: Grabs me in the arm like that. And I...
2107
2108 Q1: What...
2109
2110 A: ...don't know how I fell on the floor or what. And, uh, I'm looking, and then
2111 I'm looking. And I look up, and I don't see no stripes. And I'm like, whoa. You
2112 know, I'm - 'cause I'm - I'm - now I'm shocked 'cause I'm thinking she became
2113 a sergeant. And I'm looking, and I'm just like, whoa. Wait a minute. This can't
2114 be a sergeant.
2115
2116 Q1: Okay. So she just walked right in this room?
2117
2118 A: Yes.
2119
2120 Q1: You're sitting there. You're thinking it's a sergeant that come to talk to you
2121 about the incident?
2122
2123 A: Yeah.
2124
2125 Q1: And she just walks right up to you and grabs you by the arm and pulls you?
2126
2127 A: Uh-huh.
2128
2129 Q1: And then you fall?
2130
2131 A: Down.
2132
2133 Q1: You - do you -- when she pulls you, do you fall to your knees or do you -- like
2134 all the way down?
2135

2136 A: I can't remember.
2137
2138 Q1: Okay. I want you to try to remember. Do you hear her saying anything?
2139
2140 A: Mmm, no. Not at that point. No. At that point - in - in about - she didn't say
2141 anything about you're gonna get dressed until they already had me - until all
2142 three had me.
2143
2144 Q1: Okay. So when she walked in, grabbed you by the arm...
2145
2146 A: She didn't say nothing.
2147
2148 Q1: She didn't say or she didn't say inmate. Nothing.
2149
2150 A: Nothing.
2151
2152 Q1: Get on the ground.
2153
2154 A: No.
2155
2156 Q1: Nothing like that?
2157
2158 A: No.
2159
2160 Q1: And you just got pulled, and you fell on the ground?
2161
2162 A: Yeah.
2163
2164 Q1: What were you s- did you say anything?
2165
2166 A: Like no, I was yelling.
2167
2168 Q1: Yeah.
2169
2170 A: I was like, whoa, wait a minute.
2171
2172 Q1: Tell me what you were yelling.
2173
2174 A: I was like whoa, wait a minute. I go - and I l- and I go you're not the sergeant.
2175
2176 Q1: Tell me exactly what you said i- if you remember correctly.
2177

2178 A: I can remember - I - I sh-
2179
2180 Q1: I don't - I don't care if you curse.
2181
2182 A: Yeah.
2183
2184 Q1: Just tell me what you said.
2185
2186 A: I - I'm looking at her, and I'm like whoa, you're not the sergeant. And then
2187 after that then I'm like...
2188
2189 Q1: What did she say to you?
2190
2191 A: She didn't say nothing about that. And then I'm like, "Wait, where's
2192 Sergeant?" And then at that - then they're like you're gonna get dressed.
2193
2194 Q1: You heard that?
2195
2196 A: Yes. And then...
2197
2198 Q1: You're gonna get dressed.
2199
2200 A: Yes. And then from there they're pulling my clothes and stuff like that.
2201
2202 Q1: And...
2203
2204 A: And that's the only time that she's ever spoke to me.
2205
2206 Q1: Okay. Are you being quiet during this whole time?
2207
2208 A: I'm sitting there. Uh, I'm probably moving around.
2209
2210 Q1: I'm trying to r- uh, if you - were you saying anything?
2211
2212 A: No.
2213
2214 Q1: Were you yelling?
2215
2216 A: Yeah. About the - the p- pain.
2217
2218 Q1: Okay, so...
2219

2220 A: I'm like what are you doing.
2221
2222 Q1: W- I'm trying to understand is you have this officer that's pulling you by the
2223 arm on the ground.
2224
2225 A: Yes.
2226
2227 Q1: What caused the other officer to run back in? Does she run in or does she walk
2228 in?
2229
2230 A: Oh no. When sh- that first one came in? Okay, the - the number two came in?
2231
2232 Q1: Mm-hm. Yes.
2233
2234 A: Then number one walked right - like right there behind. And then number one,
2235 uh, number two grabs me and puts me down. Then number two comes in also,
2236 does whatever, then here comes number three.
2237
2238 Q1: Okay. Let's - we're not there yet.
2239
2240 A: Okay.
2241
2242 Q1: We're still at number two and then number one walks in. When number one
2243 walks in now, number two has you on the ground already. What does number
2244 one say?
2245
2246 A: Nothing. She doesn't say nothing. She just...
2247
2248 Q1: She just comes over and puts her knee on your back?
2249
2250 A: She just comes -- no. She comes over like that and then grabs on one side like
2251 that, and she's twisting my wrist back.
2252
2253 Q1: Okay. So she grabs - she comes down and grabs your - your arm.
2254
2255 A: Yes (unintelligible).
2256
2257 Q1: So now number one has one arm, number two has the other arm.
2258
2259 A: Number one i- by now number one -- let me see now. By now she has me on
2260 the floor, number t- number two has me on the floor.
2261

2262 Q1: Mm-hm.
2263

2264 A: Also. And I don't know what - what exactly...
2265

2266 Q1: When did number two transition from pulling you to the ground to going onto
2267 your back?
2268

2269 A: Number two? Number - number one was the one that went fro- to my back.
2270 Number two was the one that came in and grabbed me first.
2271

2272 Q1: Yes.
2273

2274 A: And then twisted. Okay.
2275

2276 Q1: Okay, so number one - number two grabs your arm, takes you to the ground.
2277

2278 A: Yes, to get closer to the ground.
2279

2280 Q1: Number one runs back in and goes straight to your back. 'Cause first...
2281

2282 A: Goes straight to my arm.
2283

2284 Q1: Yeah. S- that's what I said. So she...
2285

2286 A: First.
2287

2288 Q1: The first time. So nu- number one grabs you by the arm. So now they're both
2289 holding you by the arms.
2290

2291 A: They're - by now one i- num- by now, one is - number two is off - okay, from
2292 my arm. Because I'm on my stomach now. Okay? She got me and she pulled
2293 me like th-
2294

2295 Q1: So she let go of your arm.
2296

2297 A: Grabbed me like that. And then, uh, I guess was holding me down.
2298

2299 Q1: No, not I guess. I need to know exactly what she did.
2300

2301 A: Okay. Was holding me down. And then from there gr- uh, grabbed the
2302 clothes.
2303

2304 Q1: Okay. So she let go of you when number one came back in and actually had a
2305 hold of your arm?
2306

2307 A: Yes. Uh-huh. When she threw me o- to the floor, that's when she let go.
2308

2309 Q1: Okay. So you fell to the ground. She let go of you. And then...
2310

2311 A: Uh, m- uh, this hand. Yes.
2312

2313 Q1: Okay.
2314

2315 A: And by then...
2316

2317 Q1: And by that point number one had already had come back in.
2318

2319 A: And number three's, uh, right here next to h- next to me too.
2320

2321 Q1: Okay. Now let's get - let's get to this number three. When this number three
2322 comes running in 'cause you're pos- you're obviously yelling, you're telling me
2323 this. I want you to think really hard. Do you remember hearing anything being
2324 said before number three came in? Or as number three was coming in? Do you
2325 remember anything being said? The officers saying anything?
2326

2327 A: No.
2328

2329 Q1: Anything at all?
2330

2331 A: No.
2332

2333 Q1: Was there any hesitation from number three before she came in?
2334

2335 A: I w- I don't know because I'm on the floor.
2336

2337 Q1: Okay.
2338

2339 A: I didn't see her even come in until she opened the curtains.
2340

2341 Q1: But number three - but number three did come in.
2342

2343 A: Yes.
2344

2345 Q1: Does she say anything to you?
2346
2347 A: No.
2348
2349 Q1: Did number three assist in taking your clothes off?
2350
2351 A: She was holding me down on this shoulder.
2352
2353 Q1: Okay.
2354
2355 A: One shoulder, so.
2356
2357 Q1: Was she telling you anything?
2358
2359 A: No.
2360
2361 Q1: Do you remember hearing any of them telling you to stop? Stop moving?
2362
2363 A: Yes they did, uh, but I told them I'm having an asthma attack.
2364
2365 Q1: Okay. So you did remember hearing somebody telling you to stop moving?
2366
2367 A: Yes. Yes. That they were gonna cut my clothes off.
2368
2369 Q1: Now were they being very polite in saying stop moving or were they...
2370
2371 A: No, it was aggressive. It was like stop moving, or we're gonna cut 'em off.
2372
2373 Q1: Just like that or did you - did you hear any...
2374
2375 A: Yes. I mean I'm telling them I'm having an asthma.
2376
2377 Q1: ...did you hear any swear words at all during this time?
2378
2379 A: No.
2380
2381 Q1: Okay. Who's doing the talking?
2382
2383 A: I can't tell you...
2384
2385 Q1: Okay.
2386

2387 A: ...on that.
2388
2389 Q1: That's okay. That's okay.
2390
2391 A: Yeah. Yeah. I'm on my stomach.
2392
2393 Q1: So after they're done, and they get off of you, are you dressed now, or are you
2394 naked?
2395
2396 A: I'm dressed.
2397
2398 Q1: You're dressed. What - does any of them say anything to you?
2399
2400 A: Get up.
2401
2402 Q1: Get up.
2403
2404 A: Yep.
2405
2406 Q1: And then what happens?
2407
2408 A: And I'm like I can't. And they're like get up. Get up. And I'm like I can't. You
2409 know? And then I'm trying to grasp for air. I go I'm having my asthma.
2410
2411 Q1: Okay.
2412
2413 A: And they're like get up. And I'm like no. And then from then after that, they're
2414 like well call the nurse or something, um.
2415
2416 Q1: Okay. Who was standing there when they were telling you to get up now? All
2417 three of them?
2418
2419 A: The three females.
2420
2421 Q1: Okay. Did any of 'em help you up?
2422
2423 A: No.
2424
2425 Q1: Did any of 'em help you to the s- stool where you can sit or the bench?
2426
2427 A: Um, none of them helped me up until I think the nurse g- was coming around
2428 and then they all three got me. And then I got up.

2429

2430 Q1: So you were on the ground this entire time?

2431

2432 A: Yes.

2433

2434 Q1: Did you have waist chains on by this time?

2435

2436 A: No.

2437

2438 Q1: So you were free? Your hands?

2439

2440 A: Mm-hm.

2441

2442 Q1: And then nobody was - nobody had any control holds on you?

2443

2444 A: No.

2445

2446 Q1: So once they got you dressed, they let you go, and they let you lay on the ground...

2447

2448

2449 A: Mm-hm. Yep.

2450

2451 Q1: ...until medical showed up.

2452

2453 A: Yeah.

2454

2455 Q1: And then they a- reached in, grabbed you, picked you up...

2456

2457 A: Yes.

2458

2459 Q1: ...and put you on this chair. Is that - is that - is that pretty correct of what happened?

2460

2461

2462 A: W- ye- yes. 'Cause then after that they...

2463

2464 Q1: Okay. I wasn't there, so that's why...

2465

2466 A: Yeah. They helped me - yeah, to sit down.

2467

2468 Q1: Okay. So how were you laying on the ground when th- when you were waiting for medical? Were you sitting on the ground?

2469

2470

2471 A: Well I - I was - I was on my stomach, and I was...
2472
2473 Q1: (Unintelligible).
2474
2475 A: ...like trying - on my stomach, um, kinda like half up, half sitting down.
2476
2477 Q1: Mm-hm. And where were the three officers?
2478
2479 A: They were surrounded.
2480
2481 Q1: Okay.
2482
2483 A: They were surrou- I guess they were in the front towards me.
2484
2485 Q1: Mm-hm. So did you hear anyone say maybe we should handcuff her or put
2486 some handcuffs on her?
2487
2488 A: No.
2489
2490 Q1: No. Didn't hear any of that?
2491
2492 A: No.
2493
2494 Q1: Okay. And then they sat you in the chair and then medical came. And did they
2495 check you?
2496
2497 A: Yes.
2498
2499 Q1: And what did they tell you?
2500
2501 A: Uh, then they said that my blood pressure -- I was okay.
2502
2503 Q1: Did they give you an inhaler or anything?
2504
2505 A: No.
2506
2507 Q1: Or any air, any oxygen or?
2508
2509 A: No.
2510
2511 Q: Did you tell the nurse that you were having an asthma attack?
2512

2513 A: Uh, yes. I'm telling them my asthma. Asthma. Yes. And they - that's the
2514 reason why they called, 'cause...
2515
2516 Q: What did the nurse say when you said my asthma?
2517
2518 A: That she's okay.
2519
2520 Q: D- did she say that to you or was she saying that to someone else?
2521
2522 A: She said it to the, um, officers.
2523
2524 Q: Okay.
2525
2526 Q1: Okay. And this was all documented as far as your visit with medical?
2527
2528 A: I don't know. I haven't had a doctor's appointment yet.
2529
2530 Q1: No, that - that - that she had like contact with you there. They probably took
2531 some notes that they met with you.
2532
2533 A: I don't know. I can't - I can't - I don't know what the nurse did.
2534
2535 Q1: Okay.
2536
2537 Q: Let me ask you this. When - when you originally got pulled off the little
2538 seating area in the changing room.
2539
2540 A: Yeah.
2541
2542 Q: And you were now laying on your stomach, was your head facing the door
2543 that enters?
2544
2545 A: Yes. Mm-hm.
2546
2547 Q: And your feet were facing the seating area?
2548
2549 A: My head and my feet were facing the door, 'cause here's where I sit. And that's
2550 one way for them to come in.
2551
2552 Q: Yeah.
2553
2554 A: Yeah.

2555
2556 Q: Okay. All right. Got it.
2557
2558 Q1: Now, um, well who took pictures of you?
2559
2560 A: The Sergeant. He only t- he took...
2561
2562 Q1: So Sergeant showed up and took pictures of you?
2563
2564 A: Yes.
2565
2566 Q1: Okay. And how long be- how long after medical seeing you did the Sergeant
2567 show up?
2568
2569 A: About - about five minutes.
2570
2571 Q1: Okay. Did you get to talk to him?
2572
2573 A: Yes, I did.
2574
2575 Q1: Were you upset that the fact...
2576
2577 A: Yes.
2578
2579 Q1: ...that he wasn't there earlier?
2580
2581 A: No. No. I wasn't upset at him.
2582
2583 Q1: Mm-hm.
2584
2585 A: No, I was...
2586
2587 Q1: Did you ask him where were you?
2588
2589 A: No. (Unintelligible).
2590
2591 Q1: Did you say I called for you?
2592
2593 A: Yes, I did. I told him - I said that...
2594
2595 Q1: What did he say?
2596

2597 A: When h- I told him - I s- I told him th- what happened - the story about what
2598 happened, but I was too shook and - and crying and stuff.
2599

2600 Q1: Yeah. Yeah.
2601

2602 A: Yeah.
2603

2604 Q1: I understand.
2605

2606 A: He, um, talked to me later on, um, when they escorted me to C.
2607

2608 Q1: Okay.
2609

2610 A: And, um, the lady, um, number one - they were gonna put me back in, uh,
2611 they were gonna put me in white level one, I guess, in white clothes. But then
2612 the, um, the number one told them to come back, and they stuck me in double
2613 - they stuck me in double red.
2614

2615 Q1: Okay.
2616

2617 Q: Let me - let me ask you this. Did they say they were gonna charge you with a
2618 crime?
2619

2620 A: No.
2621

2622 Q: For the - what happened?
2623

2624 A: No. I didn't even get a write-up.
2625

2626 Q: Okay.
2627

2628 Q1: Not an infraction, anything?
2629

2630 A: Nothing. Nothing. They hou- housed me in double red though.
2631

2632 Q: So like nothing ever happened basically?
2633

2634 A: Yeah. Yeah. And I'm housed in double red. And...
2635

2636 Q: Did they say why?
2637

2638 A: No. I don't even know. I mean, it has to be 'cause of the incident they put me
2639 back.
2640
2641 Q: Have you ever been double-red before?
2642
2643 A: Yes I have, but I was getting char- I was - I've been in double red, yes.
2644
2645 Q: The last time you were here, were you double red?
2646
2647 A: No, I was in, um, um, I was in, uh, W2D.
2648
2649 Q: What's W2D?
2650
2651 A: It's a medium, a gold.
2652
2653 Q1: Yeah, it's medium. Gold.
2654
2655 Q: What would you - what colors would you be wearing?
2656
2657 A: G- right now white if this didn't happen.
2658
2659 Q: No, no. Last time when you were - when...
2660
2661 A: It was gold.
2662
2663 Q: You were gold? Okay.
2664
2665 Q1: Yeah, she was in W2.
2666
2667 Q: Okay
2668
2669 A: Yeah, and then the classification put me in, uh, white and stripes. That's the
2670 lowest level...
2671
2672 Q: Is that -- yeah.
2673
2674 A: ...you could be until this happened.
2675
2676 Q: So I don't know the jails at all. Um, so I'm just gonna call you an expert
2677 because you've been here so many times.
2678
2679 A: Yes.

2680

2681 Q: Um, is it odd that you're in red now?

2682

2683 A: Yes. For me without an infraction or without a discipline or anything? Yes, it
2684 is.

2685

2686 Q: Usually they have to justify you going to red?

2687

2688 A: Well yes, or an infraction.

2689

2690 Q: Okay.

2691

2692 A: Yes. That's - yeah, normal procedure is - is being - yeah, an infraction or
2693 something.

2694

2695 Q1: Okay.

2696

2697 Q: Okay.

2698

2699 Q1: When is your next court date?

2700

2701 A: Um, I'm a released to a THU. So I have to wait for bedding.

2702

2703 Q1: Okay.

2704

2705 A: So my next court date...

2706

2707 Q1: So you might be leaving...

2708

2709 A: Any time soon.

2710

2711 Q1: ...any time.

2712

2713 A: Yeah.

2714

2715 Q1: Uh, and if you do go out of custody, how can we get in touch with you?

2716

2717 A: My email.

2718

2719 Q: You have a phone?

2720

2721 Q1: (Unintelligible).
2722
2723 A: Um, yeah. Oh well my - I don't know if my phone will be hooked up.
2724
2725 Q1: You don't - are - are you...
2726
2727 A: Still...
2728
2729 Q1: Do - do you have a residence or are you a transient?
2730
2731 A: Tr- I'm transient.
2732
2733 Q1: Okay.
2734
2735 Q: Where do you hang out though? What city?
2736
2737 A: Um, Santa Clara.
2738
2739 Q: Whereabouts? I know you were arrested on Benton Street, but...
2740
2741 A: Yes.
2742
2743 Q: Yeah, I know.
2744
2745 A: Uh, in Santa Clara around that area.
2746
2747 Q: Around Santa Clara University or?
2748
2749 A: Yes. (Unintelligible).
2750
2751 Q1: (unintelligible) Benton's more - more.
2752
2753 Q: There's classes at Alameda, so you're not.
2754
2755 A: Yeah, Benton, uh.
2756
2757 Q1: Where the Carriage House and all that's at, uh, if I remember correctly.
2758
2759 Q: What's your email address?
2760
2761 A:
2762

2763 Q: Can you spell that?
2764
2765 A:
2766
2767 Q: Mm-hm.
2768
2769 A:
2770
2771 Q: Mm-hm.
2772
2773 A:
2774
2775 Q: Is that all one word?
2776
2777 A: Yes.
2778
2779 Q: Okay.
2780
2781 A: And if my phone service is still open, it - my phone would be
2782
2783 Q: Mm-hm.
2784
2785 A:
2786
2787 Q: Do you...
2788
2789 Q1: Do you have any family who we can probably get in contact with?
2790
2791 A: Um, jeez. I don't even have the phone numbers. Oh.
2792
2793 Q1: Could be parents or kids?
2794
2795 A: No. Well my -- I don't - haven't got my son's phone number either.
2796
2797 Q: Where does he live?
2798
2799 A: Uh, he's going to a THU, and he has a phone, but I don't have the numbers.
2800
2801 Q: In other words...
2802
2803 Q1: What's THU again?
2804

2805 A: Oh transitional housing unit.
2806
2807 Q: Oh okay.
2808
2809 A: A (unintelligible) sober living environment.
2810
2811 Q: What city is that in?
2812
2813 A: That's all over San Jose.
2814
2815 Q: Okay.
2816
2817 A: I - I..
2818
2819 Q: So he - he hangs out in San Jose?
2820
2821 A: Yes.
2822
2823 Q: Okay.
2824
2825 A: Uh-huh. But I don't have his number either.
2826
2827 Q: So if we had to get in contact with you, would email be the best?
2828
2829 A: Right. Email.
2830
2831 Q: And you check that routinely?
2832
2833 A: Yes, I check 'em all the time.
2834
2835 Q: Okay. How do you check your email?
2836
2837 A: S- I check when I go to the li- the library.
2838
2839 Q: Okay. Okay.
2840
2841 A: And then I go to - when I - I go to school for my GED.
2842
2843 Q: If we needed to talk to you in the future when - if you're out of custody and I
2844 emailed you, would you be okay with me coming to pick you up and
2845 interviewing you again?
2846

2847 A: Yes.
2848
2849 Q: Okay.
2850
2851 A: Yes. Of course.
2852
2853 Q: Okay. And you'd be able - you'd (unintelligible).
2854
2855 A: As long as it was -- oh I mean I don't know because as long as it was like, um,
2856 I would have to get - like let you guys know, call you guys - know my
2857 schedule. Because I enrolled for college...
2858
2859 Q: Sure.
2860
2861 A: ...San Jose City.
2862
2863 Q: Okay.
2864
2865 A: And I would let you guys know.
2866
2867 Q: So you go to San -- do you work at all outside when you're out?
2868
2869 A: Um, I do underneath the table. I do here and there.
2870
2871 Q: Okay. But no full-time gig?
2872
2873 Q1: What kind of work do you do?
2874
2875 A: Uh, I do demolition. I do, um, roofing. I do bartending. Well not bartending
2876 but a back bar.
2877
2878 Q1: Where do you work at?
2879
2880 A: All over. Uh,
2881
2882 Q1: Yeah.
2883
2884 A: I was there for like eight years.
2885
2886 Q1: Okay.
2887
2888 A: There. And then I stopped. You know, got tired of being arres-

2889

2890 Q: Where's

2891

2892 A: Uh, never mind. You shouldn't know.

2893

2894 Q: Uh.

2895

2896 A: I'm not gonna tell you.

2897

2898 Q: W- do you go by

2899

2900 A: Yes.

2901

2902 Q: Okay. All right. I'm gonna give you my card.

2903

2904 A: Okay.

2905

2906 Q: Um...

2907

2908 Q1: w- I'm gonna ask you to do something.

2909

2910 A: Do not say nothing?

2911

2912 Q1: When we- no. Well - well we're gonna get to that. But the moment you're r-
2913 you're gonna be released, the officer that's walking you out, I want you to
2914 present him that card right here. Say you need to call this detective and let him
2915 know that I'm leaving right now.

2916

2917 A: Okay. So that I call it when they're in housing?

2918

2919 Q1: No, when you're - when they - they're gonna pull you out, and you're gonna be
2920 released?

2921

2922 A: Yeah. When I'm - the day I'm being released to the THU?

2923

2924 Q1: On this - on this unit. You're gonna have to go to processing, correct?

2925

2926 A: Yes.

2927

2928 Q1: And you're going to have to get dressed, correct?

2929

2930 A: Yes.

2931
2932 Q1: So I want you to ask to speak to the Sergeant before you leave.
2933
2934 A: Can -- okay.
2935
2936 Q1: And when you see the Sergeant, you show them that card and say, I was
2937 instructed to have you contact this detective because I'm being released.
2938
2939 A: Okay.
2940
2941 Q1: And that's all you have to tell 'em. And they will call and let us know that
2942 you're being released in case we want to talk to you before you get out of here.
2943
2944 A: And I will also get a hold of you guys.
2945
2946 Q: You want to put your work cell on there since I'll probably be gone?
2947
2948 A: And also I'll get a hold of you and let you guys know once I'm released so that
2949 you guys have the home address there.
2950
2951 Q: Yes. I'm gonna give you my email address as well.
2952
2953 A: Okay.
2954
2955 Q: Um, (unintelligible).
2956
2957 A: And...
2958
2959 Q1: There's a cell ph- that's a work cell. So you can just t- tell the Sergeant here.
2960
2961 A: One thing that I- I'm kind of concerned and worried about is, is that if this -
2962 while I'm here, what if this female s- I mean, I don't know what to do.
2963
2964 Q1: Well that's why we're gonna tell you right now.
2965
2966 A: Okay.
2967
2968 Q1: We don't want you to discuss this with anyone.
2969
2970 A: Well yeah. Yeah, yeah.
2971
2972 Q1: Anyone whatsoever. Inmates, officers, sergeants, absolutely nobody.

2973
2974 A: Yeah, I haven't. Yeah, yeah. Yeah.
2975
2976 Q1: Um, and just wait, uh, if we need to contact you, we will come back and see
2977 who again.
2978
2979 A: Yeah.
2980
2981 Q1: Uh, hopefully, your bed will come available.
2982
2983 A: Yes, I know.
2984
2985 Q1: So you're not released yet then?
2986
2987 A: No. No. No, no. But I'm released to -- I'm waiting for a bed. Um, I'm a-
2988 worried about the female officer. Am I gonna be okay? I mean, uh, you know.
2989
2990 Q1: Would you recognize these officers if you saw 'em again?
2991
2992 A: Oh of course.
2993
2994 Q1: Okay. Well we're probably gonna come back.
2995
2996 A: Oh.
2997
2998 Q1: And bring some pictures and show you some pictures. Let us see if you know
2999 which ones these officers were.
3000
3001 A: Okay.
3002
3003 Q1: Okay?
3004
3005 A: I mean, but, um, oh wow. Until then, huh? 'Cause I'm gonna like nervous
3006 about the...
3007
3008 Q1: Don't be nervous.
3009
3010 A: ...about the officer.
3011
3012 Q1: As of now - as of now, nobody knows why we're here.
3013
3014 A: Yeah. But I'm - I'm concerned about the officer. The officer...

3015
3016 Q1: Mm-hm.
3017
3018 A: ...you know, I mean, because sometimes they take breaks, and sometimes they
3019 switch.
3020
3021 Q1: Yeah, I know.
3022
3023 A: I mean.
3024
3025 Q1: Avoid 'em.
3026
3027 Q: Yeah. Just don't - don't cause any -- and if you do see 'em, just act normal.
3028
3029 A: Act like I don't recognize 'em.
3030
3031 Q1: Yes.
3032
3033 Q: Yeah. Like it was no big deal.
3034
3035 A: Yeah.
3036
3037 Q1: Yeah.
3038
3039 A: Okay. Gotcha.
3040
3041 Q: All right. Don't tell 'em hey, the cops came and...
3042
3043 A: No, no. I'm not gonna say nothing about -- yeah. No.
3044
3045 Q: Okay. Do you have any questions for us other than that?
3046
3047 A: No. Huh-uh. C- n- no. It's just do your job.
3048
3049 Q: Let me ask you, were you o- were you going to report this to Internal Affairs
3050 or?
3051
3052 A: Yes, but, uh, but yes, but it was gonna be afterwards 'cause I'm scared of the,
3053 um, them retaliating.
3054
3055 Q: Okay.
3056

3057 A: You know? I'm scared of the - the whole thing because it's like I don't know
3058 what could happen back there.
3059

3060 Q: Okay.
3061

3062 A: You know, it's - it...
3063

3064 Q: What did you tell the Sergeant you wanted done? Did he ask you?
3065

3066 A: I told him that I was gonna get a hold of Internal Affairs. He didn't ask me
3067 what I wanted done. No.
3068

3069 Q: Okay. All right. Did he say like yeah, I'm gonna keep you separated from this
3070 deputy or officer or?
3071

3072 A: No, he never said nothing.
3073

3074 Q1: Okay.
3075

3076 A: He said he was gonna do his investigation and let me know.
3077

3078 Q: Did he let you know?
3079

3080 A: I guess he did let me know because you guys are here.
3081

3082 Q: Okay. But he didn't come talk to you?
3083

3084 A: No, not yet.
3085

3086 Q: Okay.
3087

3088 A: No, he hasn't came since I've been here.
3089

3090 Q: All right.
3091

3092 Q1: Okay. Thank you very much for your time.
3093

3094 A: And thank you for coming to see me.
3095

3096 Q: Um, so I think we're gonna have to put your handcuffs back on.
3097

3098 A: Okay. Yep, yes of course. Yes.

3099

3100 Q: Um, and then we'll, uh, we'll have to show you back out here.

3101

3102 A: Let me put this right there. Can I throw this on the way - oh on the way out I
3103 can throw it (unintelligible)?

3104

3105 Q: That's fine. Yeah, no.

3106

3107 A: Yeah, I wanna let you know, so you don't think I have sudden movements.

3108

3109 Q1: Well I appreciate your honesty.

3110

3111 A: And thank you. Thank you guys coming. Mm-hm.

3112

3113 Q1: Let me just double, uh, double lock it.

3114

3115 A: Double lock it.

3116

3117 Q1: (Unintelligible) officer. Oops, sorry. Thank you (unintelligible).

3118

3119 A: I was so scared and nervous and going I hope my family okay.

3120

3121 Q1: Uh, everyone says that to me. Every time I come talk to someone they always
3122 think someone's -- 4C?

3123

3124 A: Uh, 3C. No, white C. White C.

3125

3126 Q1: Stand right over here.

3127

3128 A: (Unintelligible).

3129

3130 Q1: Right up there against the wall right there is fine. Thank you.

3131

3132 A: You're welcome. Bye.

3133

3134 Q1: Bye.

3135

3136

3137 This transcript has been reviewed with the audio recording submitted and it is an accurate
3138 transcription.

3139 Signed _____