

INTERVIEW WITH DEP. ALANA SIMPSON-HOGAN

Q=Det. Sammy Tarazi

Q1=Det. Dennis Owens

A=Dep. Alana Simpson-Hogan

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Q: September 8, 2015, 9:04 pm. Interview with (Denise) Simpson-Hogan. Hello. Come on in. Thank you for comin'. My name's Sammy Tarazi.

A: Hi, nice to meet you.

Q: Nice to meet you. Come on in. Did, uh, they give you the pool car? We're gonna go upstairs.

A: No. (Unintelligible).

Q: We're just gonna go up there. Have you been here before? Probably been a while.

A: (Unintelligible) drop off my paperwork.

Q: Oh. We're in the office next door.

A: Oh.

Q: What's your first name?

A: Alana.

Q: Alana. Just so you know you're not in trouble. Um, we're just here to talk about an incident that occurred, um...

A: Okay.

Q: ...a little bit ago.

A: (Unintelligible).

43

44 Q: Yeah. This building's big. There's offices everywhere. Do you want any water
45 or anything?

46

47 A: No.

48

49 Q: You good? All right. Yeah, it just keeps goin', right?

50

51 A: (Unintelligible).

52

53 Q: If you don't mind if you just have a seat right here for me.

54

55 A: Okay.

56

57 Q: I'll be right back. Oh never mind, she's here.

58

59 Q1: I just (unintelligible).

60

61 Q: Okay. So my name is, uh, Samy Tarazi. This is, uh, Sergeant Dennis Owens.

62

63 Q1: Hello.

64

65 Q: I am a, uh, detective. He is a detective as well. Uh, just so you know we are
66 criminal investigators. We're not in criminal affairs. Um, what that means is
67 that I - I can't order you to tell me anything. I can't order anyone to tell me
68 anything. You're a, uh, witness in a case of ours. Your name came up as a
69 potential witness. And, um, we wanted to talk to you about that.

70

71 A: Mm-hm.

72

73 Q: That being said, anything that you tell us, um, is because you wanna tell us.
74 You don't have to answer any questions. If you wanna leave at any time let us
75 know. That door is unlocked. We just close it for privacy. Feel free to just
76 walk out if you want to.

77

78 A: Okay.

79

80 Q: Um, that being said do you know why we're here?

81

82 A: No.

83

84 Q: Not at all? Okay. Have you heard anything?
85
86 A: Well, you hear all rumors around the jail. I don't know which one you want.
87
88 Q: Sure. (Unintelligible).
89
90 A: (Unintelligible).
91
92 Q1: Let's see what's goin' on.
93
94 Q: What did the lieutenant say, uh, before when he told you to come here?
95
96 A: He said I need you to go downtown headquarters. You got an interview with
97 Sergeant Owens I think.
98
99 Q: That's him.
100
101 A: And then he said, "I'll call you back in a minute when you supposed to go."
102
103 Q: Oh. Okay.
104
105 A: Then I was workin' He said, "Okay. It's your time to go."
106
107 Q: Okay, cool. Um, so we're here to talk about a, uh, incident that occurred, um,
108 last month, um, in processing. Do you remember writing an ER or something
109 about something that happened in processing?
110
111 A: Mm-hm.
112
113 Q: Can you tell us about that what happened?
114
115 A: Well I have three processin'. I don't know which one.
116
117 Q: Um, can I show you - I'll show you a picture of an inmate. And uh, let me
118 know if it rings any bells.
119
120 A: In my report?
121
122 Q: I don't - I don't, unfortunately. Um...
123
124
125 Q1: (Unintelligible).

126

127 Q: Do you recognize this inmate?

128

129 A: Yeah.

130

131 Q: Do you remember an instance where there was, like, ma- maybe a use of
132 force?

133

134 A: Can I turn this off?

135

136 Q: Sure.

137

138 A: Yeah. And, then, if you can call it use of force, but I don't think it was.

139

140 Q: Well do you remember an instance with her at all?

141

142 A: Yeah.

143

144 Q: What happened there? Just start from the beginning.

145

146 A: The beginning beginning, or when I got to process?

147

148 Q: Beginning beginning.

149

150 A: I was in my station to (unintelligible).

151

152 Q1: Which was where?

153

154 A: 4C.

155

156 Q: On the women's side?

157

158 A: Yeah.

159

160 Q: Okay.

161

162 A: And I think (Brishard) said, "Can you come over to processin'?" I said, "Okay.
163 I'm not doing nothin'." So I go over there. And I'm walkin' in and (Devine)
164 clicks the door for women. So I go that way. And then (Bishard) says, "I think
165 I got one don't wanna dress up." I said, "We'll check it out. I'll stand over
166 here." And she went into the dressin' room. And I was, like, right here. I don't
167 know if y'all know the...

168

169 Q: Mm-hm.

170

171 A: ...layout. So we're all right there in the bathroom. So I was standin' right. And
172 then she went in, and I heard her say, "I need you to get dressed." And I heard,
173 "Fuck you, bitch." And then I heard the little partition. It's a little divider in
174 there. It's, like, a wooden noise. You know, the noise when you hear it. So I
175 went in to see what happened. And (Bishard's) holdin' her by her shoulders
176 sittin' on the bench and the lady was kickin'. So I go and grab the other arm.
177 And then the lady drops her body weight and starts kickin'. So I'm, like, trying
178 to get a hold of her legs and stop her from kickin'. She's still kickin'. So she
179 says, "Let's dress her out." I said, "Fine." So I pulled her pants - 'cause she's
180 got on, like, some tights or long Johns or somethin'. It's, like, two pairs not
181 comin' off. So I'm pullin' - pullin'. She's still kickin' and kickin'. And I can't
182 get it off. And then I smell pee. So I'm like oh is this pre-pee or after pee? So I
183 stop to make sure, and I didn't see nothin'. So then I pulled her pants again.
184 But I couldn't get 'em 'cause she was kickin'. I didn't wanna kick my knee. So
185 I flipped over and was trying it this way, trying to pull it from the feet. And
186 then I hear keys runnin'. And I see (Rivera). I'm, like, Code 4, she's just
187 yellin'. And I'm still tryin' to get the pants off. And then (Rivera) comes in.
188 And I think she grabbed an arm. And then I took her pants off. I put the jail
189 pants on. And then I went to take her shirt off. And then I go take the shirt off.
190 They took her bra somehow. And I put the jail shirt on. We stood her up.
191 Waist change her, sat her in the front. When we was sitting her in the front
192 Sergeant (Staviano) came in when we sat her down. And I haven't talked to
193 him since.

194

195 Q: Now that...

196

197 A: Mm-hm.

198

199 Q: Have you talked to, uh, (Brishard) about it since?

200

201 A: No.

202

203 Q: No. Um, let me ask you. So you - you kind of described what you were doing
204 there and that the inmate was kind of kickin' her - her legs?

205

206 A: Mm-hm.

207

208 Q: Was the inmate trying to kick you? Or was she just flailing about?

209

210 A: Looked like she was trying to kick me. So that's why I adjusted 'cause I'm,
211 like, I don't wanna kick my knee out, get me for what you done. So I turned
212 around.
213
214 Q: Okay. What was (Brishard) doing at this time?
215
216 A: Holding her arms like this.
217
218 Q: Was the inmate down on the ground?
219
220 A: On the floor - yeah.
221
222 Q: So was the inmate on her butt sittin' up, or was she laying on her back? Or...
223
224 A: Can I demonstrate?
225
226 Q: Yeah.
227
228 Q1: Sure.
229
230 Q: That would be perfect.
231
232 Q1: Sometimes that's just easier I know.
233
234 A: I know, but I can't explain it. She goes oh, I can't get down. She was like this.
235 And (Brishard) had her arms up here.
236
237 Q: Where was (Brishard) (unintelligible)?
238
239 Q1: So she was just kind of, like...
240
241 A: (Unintelligible).
242
243 Q1: Is (Brishard)...
244
245 A: (Unintelligible).
246
247 Q1: ...holding her arms?
248
249 A: Yeah.
250
251 Q1: Like so?

252
253 A: And she's kickin' like this.
254
255 Q1: Okay.
256
257 A: And I'm trying to get her pants off.
258
259 Q1: Okay.
260
261 Q: And how are you...
262
263 Q1: So you were on that side...
264
265 Q: ...trying to...
266
267 Q1: ...originally?
268
269 A: Uh, so I was where you is trying to get her pants. Then I was like...
270
271 Q1: Okay.
272
273 A: ...shit. Not workin' when I did the pre-pee. I was like oh that's not good.
274
275 Q1: Yeah.
276
277 A: She's still kickin'. So I did like this and tried to pull them from her feet.
278
279 Q1: Okay.
280
281 A: 'Cause I couldn't get...
282
283 Q1: Get by the ankles now?
284
285 A: ...stockin's off, yeah.
286
287 Q1: So did she pretty much stop kicking then at that point?
288
289 A: No. She was still kickin'. So I got one off. Then I, like, put a knee on her. And
290 then I got the other one off.
291
292 Q1: Okay. All right, that makes more sense, okay. Thank you for the
293 demonstration.

294

295 Q: Um...

296

297 Q1: (Unintelligible).

298

299 A: I'm, like, you can't explain it.

300

301 Q: So let's - let's start from the beginning here. So you were over in W4C. Um,
302 were you there by yourself?

303

304 A: No, I had a partner.

305

306 Q: Okay. Who was your partner?

307

308 A: I have no clue.

309

310 Q: Okay.

311 A: I mean, I'm in a different spot every single day.

312

313 Q: Was it a trainee or was it, like, a non-trainee?

314

315 A: It could have been a trainee.

316

317 Q: A...

318

319 A: If I'm in 4C it's one of them trainin'.

320

321 Q: Okay.

322

323 A: But yesterday I was in 4C, and I wasn't training. So...

324

325 Q: Got it. Um, so you got a call while you were there. And that was (Brishard)?

326

327 A: Mm-hm.

328

329 Q: And what did she say to you?

330

331 A: She said, "Can you come to processin'?" I said for sure.

332

333 Q: She didn't say why?

334

335 A: No.

336
337 Q: Okay. So you just left and walked right there?
338
339 A: Correct.
340
341 Q: Okay. Then, um, when you got there what - what happened?
342
343 A: While I was goin' in the men's side 'cause the door was already open. And
344 then (Divine) clicked on the women's side. So I'm, like, (unintelligible). So I
345 go over here. And I was, like, I think we got one don't wanna dress out. I said
346 go check. I'll stand by.
347
348 Q: Who said that, uh, (Divine)?
349
350 A: No. (Brishard).
351
352 Q: So (Brishard) said I think we have someone that's not...
353
354 A: Yeah.
355
356 Q: ...gonna change out? Okay. Then what happened?
357
358 Q1: So she wasn't standing in the change out room at that time? Or she was?
359
360 A: No.
361
362 Q1: She was not in there?
363
364 A: No.
365
366 Q1: Oh.
367
368 Q: Where was she?
369
370 A: By the counter right here I wanna say.
371
372 Q: Like, where the computers are?
373
374 Q1: (Unintelligible).
375
376 A: Yeah.
377

378 Q: Okay. And then...
379
380 A: When I walked in -- yeah.
381
382 Q: So now did you guys walk in together into the change out room?
383
384 A: No.
385
386 Q: What happened there?
387
388 A: (Brishard) went in. I said I'll stand by. And I stood by on the wall right here.
389
390 Q: And I have a picture of the area (unintelligible).
391
392 A: There's the dress out room. There's a wall and there's a bathroom. I was
393 standin' on the wall like this.
394
395 Q: Okay.
396
397 A: And, like, the dress out room is right here.
398
399 Q1: So you could see in there, and you have a perfect view in there.
400
401 A: Yeah.
402
403 Q1: (Unintelligible).
404
405 A: There's a curtain here. It's all on the same wall. So, like, this the wall. This the
406 bathroom. That's the dressin' room. It's all on the same wall.
407
408 Q: Can I show you here?
409
410 A: It's right here.
411
412 Q: So you were just hangin' out here with your back against this wall?
413
414 A: Yeah.
415
416 Q: And (Brishard) went in?
417
418 A: Yeah.
419

420 Q: And what did you hear coming from inside?
421
422 A: I heard I need you dress out. I heard, 'Fuck you, bitch.' And then I heard the
423 partition.
424
425 Q: What did you...
426
427 A: It's a little wooden thing in there that divides the - that.
428
429 Q: You heard that?
430
431 A: Yeah.
432
433 Q: What did you hear exactly?
434
435 A: It - somethin' hit it.
436
437 Q: Okay.
438
439 A: I don't know what.
440
441 Q: You don't...
442
443 A: I just heard somethin' hit it.
444
445 Q: Like a clank?
446
447 A: Yeah.
448
449 Q: Okay. And then what happened?
450
451 A: That's when I ran in there.
452
453 Q: And then what did you see?
454
455 A: (Brishard) was holding her down by her shoulders like this. She was sittin' in
456 that corner.
457
458 Q1: So turn right here.
459
460 A: Right here.
461

462 Q: Was she h- was she like that?
463
464 A: Yeah.
465
466 Q: Okay.
467
468 A: She was like that. 'Cause they was kickin'.
469
470 Q: She was - was she sitting down on the bench?
471
472 A: Yeah.
473
474 Q: And she was kicking forward?
475
476 A: She was kickin'.
477
478 Q: Okay. Uh...
479
480 A: And, like, she had her butt out, like, trying not to get hit.
481
482 Q: Okay. Um, and then what'd you do?
483
484 A: That's when I grabbed her arm, and we stood her up, and then she dropped her
485 body weight down and start kickin'.
486
487 Q: So she - (Brishard's) like this. Which arm do you grab, do you remember?
488
489 A: Left.
490
491 Q: Okay. And then how did you grab it? That...
492
493 A: I stood her up.
494
495 Q: That softly or did you pull?
496
497 A: Just did this.
498
499 Q: Okay. Then she went up with ya?
500
501 A: We stood - she stood up, and then she dropped down.
502
503 Q: Just dead weight?

504
505 A: Yeah.
506
507 Q: And how'd she, uh...
508
509 A: (Unintelligible).
510
511 Q: How'd, uh, how'd she drop, on her knees?
512
513 A: I don't know. She just dropped down mostly, like, slidin' in to home plate.
514
515 Q: Okay. Fair enough. And then so she's dead weight on the floor. Uh, and she
516 ends up on her butt?
517
518 A: Mm-hm.
519
520 Q: And her - flailing her legs, right?
521
522 A: Right.
523
524 Q: And you're - (Brishard's) grabbing her arms?
525
526 A: Pulling her arms like this.
527
528 Q: Was she's swingin' them? Was she, like, trying to move them around? Or...
529
530 A: Yeah.
531
532 Q: Okay. And then, uh, you are...
533
534 A: Like, she was just wiggling all over the place. I'm, like, how's this little lady
535 movin' like this.
536
537 Q: And so what happens after that?
538
539 A: After which one?
540
541 Q: After she's - you - you have - you're trying to get her pants off, but you said
542 they were too tight? And you kind of wiggled...
543
544 A: Yes. I just kept pullin' and pullin' and pullin'. And then (Rivera) came in
545 grabbed an arm. And I was still pullin'. 'Cause I couldn't get the pants off.

546

547 Q: Okay. Did you...

548

549 A: And I finally got the pants off. And then I just got her shirt off. And then they
550 took her bra off. And then I put a shirt on.

551

552 Q: Do you remember the transition - so you got the pants off first.

553

554 A: Right.

555

556 Q: And there was - then you took the - they took the shirt and the bra off after.

557

558 A: Right.

559

560 Q: So at some point, she was completely naked?

561

562 A: No. I took the pants off. And then I put our pants on.

563

564 Q: Okay. So...

565

566 A: Then I went to the shirt.

567

568 Q: Got it.

569

570 A: So then her shirt was off. And then they...

571

572 Q1: You didn't change out the underwear?

573

574 A: ...(unintelligible) - I couldn't get the bra off.

575

576 Q1: How 'bout her panties?

577

578 A: I think it all came with the one pull when I first pulled (unintelligible). I don't
579 even know if she had none on.

580

581 Q: Okay.

582

583 Q1: So was she naked from the waist down at one point in time?

584

585 A: Yes.

586

587 Q1: Okay.

588

589 A: So I pulled them off. And then I put our pants on. Then I went to her shirt.
590 Took her shirt off. And I was, like, can't get the bra. And then they started
591 gettin' the bra. I don't know which one got it off, but they got it off. Then I
592 went - reached got the shirt. Put it on. And then we stood her up. Waist
593 changed her. As we was walkin' out sarge was walkin' in. He said sit her right
594 there. (Unintelligible). So I sat her down. Waited on the call for the nurse.
595 Then I was standin' by with the nurse while he checked her. And then he said
596 write a report about your interaction with the inmate.

597

598 Q: Okay. Um, at any point did you see (Brishard) put her foot on the inmate's
599 chest or stomach?

600

601 A: No.

602

603 Q: Um...

604

605 A: That'd be kind of weird. How you do that?

606

607 Q: So when inmate's laying on her back to kind of just stop her from flailing, did
608 she put her legs, like, on her chest to keep her pinned down?

609

610 A: No.

611

612 Q: No?

613

614 Q1: Like maybe we could kind of get the pants off. She had a hold of her legs and
615 she put her foot on her chest to hold her down, so she wouldn't be wigglin' so
616 you could get her pants off?

617

618 A: I don't think so. I know I had to put my knee on her one time to get her to get
619 the pants off. But I didn't see hers.

620

621 Q: What'd you put...

622

623 Q1: (Unintelligible) on her leg, like, you demonstrated earlier, right?

624

625 A: Yeah.

626

627 Q1: You put your...

628

629 A: My knee? Yeah. Like, right here (unintelligible).

630

631 Q: So on her legs.

632

633 A: Yeah.

634

635 Q: Um, but you never put your knee on her stomach or her chest?

636

637 A: No.

638

639 Q: Do you remember the inmate ever screaming I can't breathe?

640

641 A: Once we were pickin' her up she said that.

642

643 Q: Okay.

644

645 A: But we was, like, you're standin' up, and you're talkin'.

646

647 Q: And you guys weren't...

648

649 A: That's when we was changing her up.

650

651 Q: Okay. Um, during the time while she's flailing about, and you're tryin' to take
652 off her pants, what were you guys saying, you and (Brishard)?

653

654 A: Nothin'.

655

656 Q: Just takin' off the pants?

657

658 A: Mm-hm.

659

660 Q: Were you and (Brishard) communicating at all? Like, hey, grab her legs, and
661 I'll grab her arms?

662

663 A: No.

664

665 Q: You guys just acted? Okay. Then was...

666

667 A: Because it's, like, second nature. One go down here, grab this part, you gotta
668 get the other part. So it's, like, ERTs, there's no talkin'. You're just doin' this
669 stuff.

670

671 Q: Okay. And then the inmate, was she yelling stuff during this, during the - the
672 pant take off part?
673

674 A: I don't know if she was screamin', "I don't wanna take my clothes off."
675

676 Q: Was she asking for the sergeant? Do you remember that?
677

678 A: I don't know. I don't know if she was screamin', "I don't wanna take my
679 clothes off."
680

681 Q: Okay. Um, do you remember at any point did either you or (Brishard) to, like,
682 keep her pinned down from the torso area, put hands around her neck?
683

684 A: No.
685

686 Q: Would you have seen - if (Brishard) did do that would you have seen it?
687

688 A: Not when I turned around. 'Cause, remember, I was pullin' from this way. So I
689 don't know when I was pullin' this way what happened in the front.
690

691 Q: You don't know what was happening behind you basically.
692

693 A: No.
694

695 Q: Okay. Um, can you assume what was happening behind you based on kind of
696 the body mechanics of what was goin' on?
697

698 A: Well when I...
699

700 Q: Like, were you getting...
701

702 A: ...turned around she was like this.
703

704 Q: Her arms were still up?
705

706 A: Yeah.
707

708 Q: And (Brishard) was still holding them?
709

710 A: Yeah.
711

712 Q: Which is the same position prior to you flipping your back?
713
714 A: Yeah.
715
716 Q: Okay. So it seems, like, she didn't do anything different.
717
718 A: No.
719
720 Q: Okay. And then at what point...
721
722 A: And then (Rivera) came in.
723
724 Q: ...did - (Rivera) came in after you had...
725
726 A: And she had the other side. So I don't know.
727
728 Q: Okay. Um, (Rivera) came in after you already switched out the pants?
729
730 A: No.
731
732 Q: Before?
733
734 A: I was still trying to get them off.
735
736 Q: Okay. And she was pinning down on the shoulders?
737
738 A: She had - I don't know which arm. So I think she had her right arm.
739
740 Q: Okay. Um, talk to me about changing out the - the protocol normally. How
741 when you - someone comes into processing and they gotta change into jail
742 clothes. How does that normally work?
743
744 A: Depends if you got 1 to level 4 PC they change out in the holding cell. We go
745 in there and change them out. Then we say here's your bag. Empty everything
746 out. Then we give them specific instructions. Take everything off, put it in the
747 bag. Do not put nothin' on 'cause you gotta do a strip search make sure you
748 ain't bring in any drugs. Then you have them open their mouth, go around
749 (unintelligible), squat cough. Then they can get their jail clothes, and you take
750 their clothes and put them in the bag.
751
752 Q: If they refuse to change out what's the - the protocol?
753

754 A: We let them sit there for a while. And then ask them again.
755
756 Q: Okay. Um...
757
758 A: And then if not after that then you call serge and say, "Hey, got one don't
759 wanna dress out."
760
761 Q: And so what's, uh, what happened in this one that you guys didn't call the
762 sergeant first? What's the difference?
763
764 A: I don't know how many times they asked her before I got there.
765
766 Q: Got it.
767
768 A: I usually ask them twice.
769
770 Q: Do you always call the sergeant before you forcibly do it, though?
771
772 A: Yeah.
773
774 Q: Okay.
775
776 A: But this one she was just kickin'. So it was, like, we gotta get her dressed
777 'cause she's still here.
778
779 Q: Got it.
780
781 A: She's not a release or nothin'. So she can't do that. She's actively fightin' so we
782 still gotta get her dressed. I can't stop and call the sarge while they kickin' at
783 my knee caps.
784
785 Q: Got it.
786
787 A: But they called the sarge 'cause he walked in as soon as we walked out.
788
789 Q: Okay.
790
791 A: (Divine) or (Burton) or somebody.
792
793 Q: Did, uh, prior to going in with, uh, (Brishard) did you have a conversation
794 about what you guys were gonna do?
795

796 A: No. She said, "I got one don't wanna dress." I - I said, "Well go ask her."
797
798 Q: That's it?
799
800 A: Mm-hm.
801
802 Q: And then that's when you heard...
803
804 A: Then she went in. I heard, "I need you to get dressed." "Fuck you, bitch." And
805 a partition.
806
807 Q: Okay. Um, is there any reason someone else who was in there would say that
808 they saw something different?
809
810 A: No.
811
812 Q: No. Um, 'cause one per- when there's - when there's a tussle goin' on people
813 can see different things. People can have different memories. Um, but one
814 person said that the - they saw (Brishard) with a foot on the inmate's chest.
815 And then put her hand on kind of, like, right here.
816
817 A: I don't know. 'Cause that's -- (Rivera) probably she was at the top. I don't
818 know. I was at the bottom.
819
820 Q: Okay. Any questions?
821
822 Q1: That thud you heard on the partition. You heard that sound enough to know
823 what hit it.
824
825 A: I just know somethin' hit it.
826
827 Q1: What did it sound like?
828
829 A: 'Cause you can hear like an elbow.
830
831 Q1: (Unintelligible) you know the difference between what hit the - whether it's an
832 arm or it's a head, or it's a leg. What - what...
833
834 A: No.
835
836 Q1: ...do you - what do you think?
837

838 A: You can't tell if it's an arm or a leg or a head. It's the same (unintelligible). I
839 just knew a body hit it. I didn't know which body part.
840
841 Q: Um, are you friends with (Brishard)?
842
843 A: Yes.
844
845 Q: Are you good friends with her?
846
847 A: Mm-hm.
848
849 Q: Do you guys hang out outside of work? Or...
850
851 A: Mm-hm.
852
853 Q: Okay. Does she normally call you when she needs a partner to help with, uh,
854 uncooperative...
855
856 A: She calls me every five minutes for everything in processing. 'Cause she still
857 don't learn it.
858
859 Q: She...
860
861 A: She'll call me for codes and what color to dress people out.
862
863 Q: Okay. Does she, uh, why doesn't she ever ask (Divine) or, uh...
864
865 A: I don't know.
866
867 Q: You don't ask?
868
869 A: She just call what's the code for this? And I say (unintelligible). What's the
870 housing for this? What's the colors for this? Can't you come help me with
871 this?
872
873 Q: And when it comes to, like, hey, I got - we gotta go hands on on someone, is
874 there a reason she doesn't call the two men in there? Are the men not allowed
875 to help change out women?
876
877 A: No.
878

879 Q: Or...
880
881 A: (Unintelligible) naked.
882
883 Q: Okay.
884
885 Q1: Even if, like...
886
887 A: There'd be all types of lawsuits.
888
889 Q: Got it. Um...
890
891 A: 'Cause we can't go in the men's side either.
892
893 Q: If shit hits the fan, though and, like, you know, you guys are screaming for
894 help can the men come in and...
895
896 A: Yeah. In exigent circumstances you can go over there.
897
898 Q: Okay. But otherwise just regular protocol.
899
900 A: Yeah.
901
902 Q: They wouldn't...
903
904 A: No.
905
906 Q: They wouldn't go in there. Um...
907
908 A: Like, you guys, like, help, I'm dyin', and then they'll run in there.
909
910 Q: Is there a reason - do you think she called you specifically to come help you
911 with this inmate?
912
913 A: Yeah.
914
915 Q1: Was there any other women or female, uh, custody staff working in
916 processing at the time?
917
918 A: There's only one.
919
920 Q1: Oh there's only one?

921
922 A: Mm-hm.
923
924 Q1: Okay. So that's kind of standard for her to call somebody or call you...
925
926 A: Yeah.
927
928 Q1: ...to come help out.
929
930 A: There's only one female and there's two males.
931
932 Q: Okay. Um, (Rivera) was the rover that night, right?
933
934 A: I think she was R20.
935
936 Q: Okay. What...
937
938 Q1: What is R20?
939
940 A: She does the movement for W2 building.
941
942 Q: Okay. Is it - I know you guys have radios. But do you guys normally call each
943 other on the phone to ask for help? Or is it...
944
945 A: By phone. Because the radio, you try to use it not to stay on it 'cause, you
946 know, you got emergencies on there.
947
948 Q: Okay.
949
950 A: Someone, like, puttin' a call out you don't wanna be on the radio playin'
951 around.
952
953 Q: Some - some of the code 1 stuff you just - you guys do...
954
955 A: Call on the phone.
956
957 Q: ...on the phone?
958
959 A: Yeah.
960
961 Q: Um...
962

963 A: Like, certain man down, you just call the nurse on the phone. You don't call it
964 out on the radio.

965
966 Q: And then...

967
968 Q1: Everybody will come and make a big deal about it.

969
970 A: You got everybody runnin'.

971
972 Q: During this tussle with the inmate, uh, did anyone put out on the radio, like,
973 hey, we're - we're kind of in a 415 physical with this person?

974
975 A: No. (Unintelligible). Why would you have people runnin' for that?
976 (Unintelligible) 4850 everybody runnin'. And there's nothin'. We just takin'
977 her clothes off.

978
979 Q: So you guys didn't think it was that - she wasn't that big of a safety risk to you
980 guys.

981
982 A: No. I just knew she was kickin'. I just had to move my kneecaps.

983
984 Q: And you were good?

985
986 A: Yeah.

987
988 Q: Okay. You weren't scared at that point after you moved your kneecaps out -
989 out of the way that she...

990
991 A: No.

992
993 Q: ...could hurt you? Okay.

994
995 Q1: For the most part, though, you felt you had control of her? That she didn't -
996 she wasn't gettin' over on you guys?

997
998 A: No.

999
1000 Q: Would you characterize the - the force that you guys use there as, uh,
1001 necessary?

1002
1003 A: Yeah. 'Cause she was still actively kickin' and swingin' her arms like this.

1004

1005 Q: Um, and then when - in a situation like this what's the normal protocol? I
1006 know you wrote an ER. But it sounds like she was trying to kick you. Do you
1007 guys write...
1008

1009 Q1: (Unintelligible), but do you think she was trying to kick you or just trying to
1010 get away from you 'cause she didn't wanna take her clothes off?
1011

1012 A: In the beginning I thought she was trying to kick me. But then once I start
1013 pullin' her stuff off I think she was just, like, closin' her legs, so I couldn't get
1014 them off.
1015

1016 Q1: Just being difficult.
1017

1018 A: Yeah.
1019

1020 Q1: Okay.
1021

1022 Q: Um, do you guys normally write crime reports if you think someone's kicking
1023 you or kicks you? Or do you guys just do it...
1024

1025 A: If somebody actually kicked me, yeah, I would charge them with someone,
1026 but not just tryin' to.
1027

1028 Q: Okay. Um, and then...
1029

1030 A: Like, if they kick you, spit on you, punch you, then I will write one.
1031

1032 Q: Okay. But can you write it if, uh, they try?
1033

1034 A: If the sergeant tell you to.
1035

1036 Q: Okay. But you wouldn't do it just - just 'cause.
1037

1038 A: No.
1039

1040 Q: Okay.
1041

1042 Q1: Now, if you felt the need, like, that she - just say she upset you enough that,
1043 you know what, she was trying to kick me. I dodged them all. But, you know,
1044 you would want - you wanna write a crime report. Is that something you could
1045 do on your own or do you have to get permission from the sergeant to
1046 (unintelligible).

1047
1048 A: I don't think so. I think you have to tell the sergeant what it was, and then
1049 they'll decide.
1050
1051 Q1: Even though you're the victim of the crime. Even though the element's 240 PC
1052 by itself? Okay.
1053
1054 Q: Uh...
1055
1056 A: (Unintelligible).
1057
1058 Q: Um...
1059
1060 Q1: Well, but you would be the victim of it. So that's somethin' you probably
1061 wanna lok up. 'Cause it may benefit you in the future. But...
1062
1063 A: Mm-hm.
1064
1065 Q1: ...you know, that is something of that. But, um, if you wanted to be the victim
1066 of something you would need permission from the sergeant to write a report to
1067 be a victim of a crime like that?
1068
1069 A: I think so. I'm not for sure.
1070
1071 Q1: Okay.
1072
1073 Q: Um, what do you think happened? So you're standing outside. (Brishard) goes
1074 in says, "Hey, I need you to change out." She says, "Fuck off, bitch" correct?
1075
1076 A: Somethin'...
1077
1078 Q: Something...
1079
1080 A: ...like that.
1081
1082 Q: ...some - somethin' like that? Um...
1083
1084 A: But fuck, and the bitches and I don't know what came in between.
1085
1086 Q: Um, where - did the thud came after the - the swearing?
1087
1088 A: Yeah.

1089

1090 Q: And what do you think (Brishard's) response was to the fuck you bitch? Can
1091 you make an assumption there?

1092

1093 A: No. But you never know. I hear, "Fuck you, bitch." And then somebody throw
1094 shit in. Like, one girl said, "Fuck you, bitch." And she threw a paper bag at
1095 me. And then I'm just fightin' in the - in the room.

1096

1097 Q: Okay. Um, I'm just trying to - it - and I've talked to a lot of deputies and
1098 sergeants and lieutenants and captains about just kind of protocol on change
1099 out stuff. And kind of everyone similar thing, like, hey, tryin' to talk - talk
1100 them down. If they're still being assholes about it you kind of isolate them. Put
1101 them in a - you know, let them sit for a few hours 'cause there's no rush, right?

1102

1103 A: Mm-hm.

1104

1105 Q: Um, and then see if they want to. Where if push comes to shove they need a
1106 sergeant down there they film it and then you guys go hands on to enforce it.

1107

1108 A: Mm-hm.

1109

1110 Q: Is that a fair kind of way? Um, so the question our bosses are asking is why
1111 that didn't happen in this situation.

1112

1113 A: Well, I think it did. 'Cause she said she thinks she got one don't wanna dress
1114 up. So she probably already asked her and know she don't wanna dress up. So
1115 she's probably just sittin' there then you ask her again. Then after that that's
1116 when you call the sarge. But if you ask them and then all shit break loose you
1117 can't go out, say, stop in the middle of the fight and go back and say can I call
1118 sarge.

1119

1120 Q: Got it. So if you don't - I guess since you don't know what happened after she
1121 said fuck you, bitch, right? What would you do in that since she didn't throw
1122 anything. She's just sitting there (unintelligible) she's being verbally hostile.
1123 What would you do in that situation?

1124

1125 A: Just walk out. Call Sarge.

1126

1127 Q: And then just deal with it how the sergeant wants it?

1128

1129 A: Mm-hm.

1130

1131 Q: Okay. If..
1132
1133 A: And then unless she came out or somethin'. 'Cause she was in the dressin'
1134 room. It's not like a locked door or somethin'.
1135
1136 Q: Got it. And did (Brishard) tell you what happened before she called you?
1137
1138 A: No.
1139
1140 Q: Um, did she tell you after the fact, like, hey, she's being, you know, did she
1141 say anything after the fact?
1142
1143 A: I don't know. No, I didn't talk to the nurse (unintelligible) the sarge told me to
1144 write what happened with the inmate. And then I walked back to my work
1145 station.
1146
1147 Q: Do you g- do you guys ever, like, text him in jail back and forth? Or do you
1148 guys just communicate with, uh...
1149
1150 A: We text.
1151
1152 Q: Did you guys text at all...
1153
1154 A: No.
1155
1156 Q: ...about this?
1157
1158 A: No.
1159
1160 Q: Okay. Um, and then so you went back to your - to your area and your - your
1161 yard there?
1162
1163 A: Mm-hm.
1164
1165 Q: Did you tell your trainee what you were writing? Or...
1166
1167 A: I told them I had to use force.
1168
1169 Q: And that's it?
1170
1171 A: Mm-hm.
1172

1173 Q: Okay.
1174
1175 Q1: All right. So in your opinion you gave - say this inmate, like, two chances to
1176 get undressed then. You (unintelligible).
1177
1178 A: Mm-hm.
1179
1180 Q1: And then say she was tryin' to swing at - ooh - swing out and kick you. I gotta
1181 get that fixed. Um, she swing at you try to kick you. And you weren't - you
1182 weren't within the range and didn't get kicked. What would your reaction be to
1183 that?
1184
1185 A: Take her down.
1186
1187 Q1: Why would you take her down? You're not within the kick range. She tried to
1188 kick at you.
1189
1190 A: 'Cause I don't know what she gonna do next.
1191
1192 Q1: Okay. And you're in there by yourself. Would it be, say, safer to back out?
1193 And then at that point in time call sergeant on the radio? If she gets up then
1194 you react? Or if you get (Brishard) and (unintelligible) put her on restraint
1195 she's getting violent now?
1196
1197 A: Well, it depends. 'Cause if you on this one if you dressin' her out in a 1 and a
1198 2, that's like the (unintelligible). You can back out. But if you over here
1199 dressin' I guess it's the 3 and a 4, it's a wall back there. You can't go nowhere.
1200
1201 Q: Do you remember which, uh, bed she was at?
1202
1203 A: No.
1204
1205 Q: Okay. You had mentioned earlier that you wrote an ER?
1206
1207 A: Uh-huh.
1208
1209 Q: Did you write what you just told us or did you write something different?
1210
1211 A: I think I wrote what I just told you. I haven't seen my ER I don't know.
1212
1213 Q: Okay. Um, fair enough. You don't remember, then?
1214

1215 A: No.
1216
1217 Q: Okay. Um...
1218
1219 A: I know sarge told me write an ER about your interaction with this inmate.
1220 That's what I did. Then later he's, like, I need you - another printout of the ER,
1221 sign it and give it to Sergeant (Little). Do you need me to change it? No. You
1222 need me to add somethin'? No. I'm, like, why (unintelligible) and I just gave
1223 you one.
1224
1225 Q: And, uh, do you, uh - how long have you worked at the, uh, sheriff's office, or
1226 at the jail?
1227
1228 A: Nine-and-a-half years.
1229
1230 Q: Nine-and-a-half years? And did you know (Brishard) before work?
1231
1232 A: No.
1233
1234 Q: How long has she worked there?
1235
1236 A: Maybe, like, 14, 15, I don't know.
1237
1238 Q: Oh, so you were - she's - she's been there longer than you.
1239
1240 A: Yeah.
1241
1242 Q: And she come - she comes to you for all the questions?
1243
1244 A: Well, she just trained in processin'. I was already in there.
1245
1246 Q: Oh got it. So processing's a little different.
1247
1248 A: Yeah. Processin' is a specialized position where you gotta get trainin' in there
1249 too.
1250
1251 Q: Is it harder?
1252
1253 A: Yeah.
1254
1255 Q: (Unintelligible).
1256

1257 A: Because you're releasin' all the inmates. You gotta have all the information
1258 correct. 'Cause you release the wrong person you're done.
1259
1260 Q: Yeah, that's about it. You get to go home now. Oh okay.
1261
1262 A: You gotta do all the money and make sure your money is right, or you're
1263 done.
1264
1265 Q: So a lot of liability over there?
1266
1267 A: Yeah.
1268
1269 Q: Um, how long has she worked in there, do you know?
1270
1271 A: I think the beginning of the year.
1272
1273 Q: So the bump? Do you guys...
1274
1275 A: Yeah.
1276
1277 Q: ...do a yearly bump?
1278
1279 A: (Unintelligible).
1280
1281 Q: Or?
1282
1283 A: Well, we bump, but sometimes they keep you in the same spot.
1284
1285 Q: Okay (Unintelligible). And you said she calls you a lot just asking questions?
1286
1287 A: Yeah.
1288
1289 Q: Did she get trained when she went in there? Or just - just kind of throw you to
1290 the wolves and figure it out?
1291
1292 A: No, you get trained...
1293
1294 Q: How...
1295
1296 A: ...couple weeks.
1297

1298 Q: Who trains you?
1299
1300 A: (Divine).
1301
1302 Q: So (Divine's) the...
1303
1304 A: (Divine) is the JTO for processing.
1305
1306 Q: And you have to be signed off...
1307
1308 A: Mm-hm.
1309
1310 Q: ...even though you have, like, 14 years on or...
1311
1312 A: Mm-hm.
1313
1314 Q: Got it.
1315
1316 A: And get an eval every week.
1317
1318 Q: Oh wow. Do you have to bid to go into processing?
1319
1320 A: No, you just ask. I like to be trained here.
1321
1322 Q: Okay. Is it...
1323
1324 A: It's, like, you can train in processin' or the kitchen.
1325
1326 Q: Are there a lot of people trying to get in to processing? Or is it a not...
1327
1328 A: No.
1329
1330 Q: ...not popular?
1331
1332 A: No, 'cause it's busy on Mondays and Tuesdays.
1333
1334 Q: Just a lot of work?
1335
1336 A: Like nonstop busy.
1337
1338 Q: And where you work in, uh, W4C is that busy or slow?
1339

1340 A: Slow. 'Cause it's the lockdown unit. You control everything. You just be sittin'
1341 there waitin'. You wait on a nurse. Then you do that. You're just sittin' there
1342 waitin'. They just program. There's only one at a time. And they get an hour.
1343 The other ones - and the other ones get half an hour.
1344

1345 Q: Hm. Sounds...

1346

1347

1348 A: So you just be sittin' there chillin'.

1349

1350 Q: All right. Sarge?

1351

1352 Q1: Um, (unintelligible) I was goin' somewhere earlier what I asked you. Uh, I'm
1353 not backin' out. Um, oh, yeah, okay. So you keep talkin' about not wanting to
1354 get injured and things like that. And -- but yet you say you would go in, and
1355 you would - you would take her down. Now...

1356

1357 A: Yeah, if I'm over here where there's a wall behind me I can't back out.

1358

1359 Q1: Okay. But you know you have the sarge outside.

1360

1361 A: (Unintelligible) you was talkin' about me.

1362

1363 Q1: But I - I'm - I'm - flip - flippin' the tables.

1364

1365 A: Okay.

1366

1367 Q1: (Unintelligible) she knows you're there. Now...

1368

1369 A: Me.

1370

1371 Q1: Now I'm switchin' roles here on ya, okay? Now you're - you're...

1372

1373 A: Okay.

1374

1375 Q1: (Brishard's) position is she's outside the door where you were at, okay?

1376

1377 A: Okay.

1378

1379 Q1: You know you got somebody in there. And they get combative with you, you
1380 know, or try - try and take a kick at you. And yet now you're cut off to get to

1381 the door because she's sitting here and the door's over there, and you got a
1382 wall behind you.
1383
1384 A: Mm-hm.
1385
1386 Q1: Um, wouldn't it be safe to say to call your partner in, hey, she just tried to kick
1387 at me, put her in restraints. You know, is it worth the fight to get her clothes
1388 off?
1389
1390 A: No. But once I go in there you already actively got her I have to jump in
1391 (unintelligible) is (unintelligible) in there first?
1392
1393 Q: So who's - who...
1394
1395 Q1: Yeah. You're - you're - you're - you're...
1396
1397 A: So it's me dressin' her out now.
1398
1399 Q1: So it's -- you're in (Brishard's) role, okay?
1400
1401 A: Okay.
1402
1403 Q1: You're in (Brishard's) role.
1404
1405 A: Okay.
1406
1407 Q1: So -- and she is you, and she's outside. Now you're in and contact with this
1408 inmate.
1409
1410 A: Mm-hm.
1411
1412 Q1: And you're trying to tell her - ask her to take her clothes off and whatever else.
1413 And she says screw you, I'm not taking my clothes off.
1414
1415 A: Okay.
1416
1417 Q1: And tries to kick at you.
1418
1419 A: Right
1420
1421 Q1: All right. But now you can't walk past her because the door's on the other side
1422 of her.

1423

1424 A: Right.

1425

1426 Q1: And so but you know that you are outside and (Brishard) is outside. And you
1427 say (unintelligible) come on in. You know, or, hey, help me.

1428

1429 A: Mm-hm.

1430

1431 Q1: She comes in, she just tried to kick at me, let's put her on restraints.

1432

1433 A: Mm-hm.

1434

1435 Q1: And then the two of you actively take her - take her to the ground and put her
1436 in handcuffs.

1437

1438 A: Mm-hm.

1439

1440 Q1: You know, or put her in waist chains at that point in time. But now she's
1441 restrained. And now would that be a safer situation to now escort her outside
1442 and then call the sergeant, and she doesn't wanna dress. She tried to kick at
1443 me. You know, or you let her sit restrained for a while, let her think about it.
1444 And call the sergeant, advise the sergeant what just happened. And then let
1445 him kind of decide what to do from that point on.

1446

1447 A: Well, if you think about it later, now when you actually later, I probably
1448 wouldn't have thought about all that. I'd be hey.

1449

1450 Q1: So the initial response would be just to go hands on at that point and...

1451

1452 A: Mm-hm. (Unintelligible) - yeah.

1453

1454 Q1: Okay. 'Cause I could see it might just, like, maybe I'm not thinking the right
1455 way. And not working over there I'm thinking wrong. But my thing would be
1456 to restrain this woman now. She's tried to hurt me now I'm gonna restrain her I
1457 have to take her clothes off.

1458

1459 A: Let's say my objective was get her clothes off. So we got, like, a one-track
1460 mind get her clothes off. Once we got her up then we restrained her.

1461

1462 Q1: Okay.

1463

1464 Q: Who's, uh - so it sounds, like, you said, hey, (Brishard) go in there and tell
1465 her, you know, ask her to take her clothes off. She did that and then you went
1466 in. You heard that thud. You went in.
1467
1468 A: Mm-hm.
1469
1470 Q: And you see (Brishard) holding her shoulders. What is she - you grab the arm
1471 to lift her up. She goes dead weight.
1472
1473 A: Right.
1474
1475 Q: Does (Brishard) tell you anything at this point?
1476
1477 A: No.
1478
1479 Q: Does - there's just no communica-...
1480
1481 A: I was just gettin' her clothes off.
1482
1483 Q: So no one said, hey, get your clothes off, like, let's take her clothes off?
1484
1485 A: I don't think so. I just go into mode.
1486
1487 Q: Just kind of unspoken...
1488
1489 A: Mm-hm.
1490
1491 Q: ...muscle memory. Okay.
1492
1493 Q1: I'm sure this happens often, you know.
1494
1495 A: Yeah.
1496
1497 Q1: (Unintelligible).
1498
1499 A: So I'm, like, it's normal stuff.
1500
1501 Q1: Yeah. I think you said earlier it's second nature. You just - that's what you do.
1502 You don't have to talk. You can - you look at each other and know what you
1503 wanna do. And then we do the same thing in the street when somebody goes
1504 to jail. You know, we know when that person's gonna go, and we converge on
1505 that person. And each get an arm and, you know, hopefully stop the fight...

1506
1507 A: Does she...
1508
1509 Q1: ...before it starts.
1510
1511 A: Somebody get the top you, like, man, I got ass detail.
1512
1513 Q1: Mm-hm.
1514
1515 A: And then you just go in, get it off.
1516
1517 Q: Um, have you ever forcibly, uh, changed someone without a sergeant there?
1518
1519 Q1: Besides the sergeant.
1520
1521 A: I think so. Well, it was, like, a start. Then the fight was on, and then they
1522 actually called (unintelligible) 415 over here and the sergeants came in there.
1523 She had, like, her pants on, and I was still fightin' her. She was naked from the
1524 top.
1525
1526 Q: Got it. But that's the only other time?
1527
1528 Q1: But then even after that did - may have finished changing her out. Sergeants
1529 come in with a video camera and then complete it? In that fight, that particular
1530 incident right there you just - you just spoke of. In that fight once you
1531 restrained her but then did you remove the bottoms and put jail bottoms on?
1532 Or...
1533
1534 A: Well, she had jail bottoms on. She had no top on.
1535
1536 Q1: Okay. So then did - once she was restrained did you put a top on her then?
1537
1538 A: Yeah. And then we set her in the front.
1539
1540 Q1: Okay. So the sergeants didn't come in with a camera and video the rest of it
1541 then.
1542
1543 A: No.
1544
1545 Q1: Okay.
1546
1547 Q: So there's just that - is - would you say it's...

1548
1549 A: I had several -- I don't know.
1550
1551 Q: Now would you say it's rare, or was it common?
1552
1553 A: Rare what?
1554
1555 Q: To have to forcibly change someone.
1556
1557 A: No, it's not rare.
1558
1559 Q: It common?
1560
1561 A: Yeah.
1562
1563 Q: Okay.
1564 A: I've had several. Pull up my reports. I don't know but I had several.
1565
1566 Q: Okay. And is that over...
1567
1568 A: So sometimes they, like, they had drugs, and they don't want you to get it. So
1569 everybody's, like, no. And then you find it, cigarettes, whatever. Lighters.
1570
1571 Q: Okay.
1572
1573 A: I've had several. So I don't know how many, but I've had a few.
1574
1575 Q: So you think what you guys did was okay?
1576
1577 A: Yeah. Honestly, no force. Just takin' her pants off when she was kickin'. I was
1578 like, "Can you just stop kickin'. Will you just get your pants off?" She's just
1579 still kickin'.
1580
1581 Q1: Now, did (Brishard) say anything to her when she was - when you guys were
1582 trying to get her clothes off? Like - like, trying to calm her down or anything
1583 like that?
1584
1585 A: I heard her say stop, we're just trying to get your clothes off.
1586
1587 Q1: Did she say it, like, just once, or multiple times?
1588
1589 A: I don't remember. Half the time I get ton of reasons. It's like white noise.

1590
1591 Q1: Sounds good.
1592
1593 Q: Sound good? Okay. Thank you for comin'.
1594
1595 A: All right.
1596
1597 Q: I appreciate it. Um, before you leave, uh, just don't talk about this with
1598 anyone. Um, we - we will have to talk to everyone. And it's - it's nice when no
1599 one knows what we're talkin' about. Just keeps the investigation clean.
1600
1601 A: (Unintelligible).
1602
1603 Q: So that's (unintelligible). That's, uh, that's all we just wanna ask.
1604
1605 Q1: Accomplish. We accomplish absolutely nothing, and you still know - don't
1606 know what's goin' on. That's great.
1607
1608 Q: So do you have any questions?
1609
1610 A: Um, well, what now?
1611
1612 Q: What now? Um, nothing on your part. Like I said, you're not in any trouble
1613 you're just a witness to it. Um, obviously someone made a complaint. And we
1614 have to investigate it. Um, whether or not it's founded or not founded I don't
1615 know yet. I have to talk to everyone. And look at the evidence and see - see
1616 w- where that goes. Um, that's my card. Feel free to call if you have any
1617 questions or concerns.
1618
1619 A: Okay.
1620
1621 Q: Um, but, again, yeah, please don't talk to anyone about this.
1622
1623 A: Okay. Well it's nice to meet you.
1624
1625 Q1: (Unintelligible) no, very nice to meet you (unintelligible).
1626
1627 Q: Yeah.
1628
1629 A: Could have been (unintelligible) some other time. But it was okay.
1630
1631 Q1: That's true. Everybody always says that.

1632

1633 A: (Unintelligible).

1634

1635 Q1: Thanks.

1636

1637 A: How do you get out of here?

1638

1639 Q1: (Unintelligible).

1640

1641

1642 This transcript has been reviewed with the audio recording submitted and it is an accurate
1643 transcription.

1644 Signed

1645
