

INTERVIEW WITH DEP. FERNANDO ESPINOSA

Q=Sgt. Jason Brown

Q1=Sgt. Hermon Leon

A=Dep. Fernando Espinosa

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Q: Okay, as we did the first time, uh, well, let's see, it is, uh, about 11 minutes after 11:00 on the 16th - okay, okay, after 10:00 (unintelligible), I told you. It is about 11 minutes after 10:00 on November 16, 2013. Um, before we start, uh, I just want to make sure that we all, um, can go around and introduce ourselves just in case for somebody that doesn't know somebody else, I'll start. Um, I'm Sergeant Jason Brown, uh, Sheriff's Investigations.

Q1: Sergeant Hermon Leon, Sheriff's Investigations.

A: I'm Deputy Fernando Espinosa at Headquarters Patrol.

A1: And I just would like to make a record that I am, um, not able to record this conversation. I'm told that I will be given a copy of this recording at some later date and time.

Q: That's correct.

A1: Thank you.

Q: Uh, what's your badge number?

A: 1741. The spelling is S-A. just so you can...

Q: Oh, is it?

A: Yeah.

43 Q: Oh, I apologize.
44
45 A: It's all right.
46
47 Q: Wow, of course it's, uh, also the middle of the day, who's awake at these
48 hours, right?
49
50 A1: He's won it (unintelligible) 11:00.
51
52 Q: I know (unintelligible) in Topeka.
53
54 A1: Sure.
55
56 Q: Uh, so, um, to go along with what, uh, we have just done, uh, first off, you
57 have here, uh, to represent - re- representing you. We want to, you
58 know, you - you witnessed an incident earlier this morning. Uh, we want to
59 get to your statement, your version of events. What happened? Uh, we'd like
60 to hear that version. Uh, if there's so- some you're comfortable to ask or
61 answer or something you want, just let us know, uh, and we'll move forward
62 from there. Okay?
63
64 A: Yeah.
65
66 Q: Is that okay? Other than that we would like to just hear your version of what
67 happened. Is that...
68
69 A: Yes.
70
71 Q: Is that good?
72
73 A: Yes.
74
75 Q: But the first thing that I wanted to make sure that I do is do a little bit of
76 background on you, um, so that we kind of all know, um, you know, where
77 you're coming from. But, uh, how long have you, uh, what is your - your -
78 your current, uh, employment here?
79
80 A: I'm a Deputy Sheriff, you know, working out of Headquarters Patrol.
81
82 Q: And how long have you, uh, worked for Sheriff's Office?
83
84 A: 14 years, in October I started the academy.

85

86 Q: In October, 14 years ago?

87

88 A: Yes.

89

90 Q: Uh, and, uh, did you have any prior, uh, law enforcement or security type
91 experience before starting the academy?

92

93 A: No. And, uh, since graduating the academy, what type of assignments have
94 you had?

95

96 A: I've been assigned to, uh, courts at first. I got assigned to headquarters patrol
97 for three years. Went back to court for a year. Went to patrol after court for
98 two years. Had five years in civil. And this is my first year back out to
99 Headquarters Patrol after civil.

100

101 Q: Um, and before I - I forget, did you have any prior military experience?

102

103 A: No.

104

105 Q: Um, okay. Um, and so since, uh, uh, leaving courts, uh, I'm sorry, leaving
106 civil, again, and coming back out on patrol, you mentioned this is your first
107 year coming back out to patrol?

108

109 A: Yes.

110

111 Q: Um, what assignment have you been working, uh, in patrol this year?

112

113 A: Uh, like beat wise?

114

115 Q: Sure.

116

117 A: I was working Bravo 6. 61, Bravo 6 midnight - the midnight shift.

118

119 Q: 61 Bravo 6 Midnight shift. Uh, what hours are those?

120

121 A: Hours are 2200 to 0800 Hours.

122

123 Q: And what days?

124

125 A: Tuesday night through Friday night.

126

127 Q: So what we refer to as like the Ten Plan?
128
129 A: The Ten Plan - Ten Plan mids.
130
131 Q: Ah, Ten Plan Mids.
132
133 A: Yeah.
134
135 Q: Um, have you worked, uh, the same beat, same call sign throughout the year,
136 all year?
137
138 A: Yes.
139
140 Q: Um, do you guys ever get the opportunity to switch around your beats at all,
141 or do you pretty much just stay the same?
142
143 A: We stay in our beats. But since, you know, we get to go to sides of town to
144 help out with calls for service, whatever happens.
145
146 Q: Especially in the midnight shift?
147
148 A: Yes, but normally it's Bravo 6 for the most part.
149
150 Q: Um, so working, uh, uh, late - we'll call it midnight shift. Is that, uh, the shift
151 you prefer personally to work, uh, those - in those late hours?
152
153 A: Yes, that's the shift I prefer to work.
154
155 Q: So how do you work your sleep patterns? I mean, I know it's - I don't know,
156 you know, a lot of times that - that type of shift isn't conducive to people's,
157 you know, wake and sleep patterns. How do you normally do your sleep
158 habits?
159
160 A: I normally do my sleep habits, I'll go to bed - if I get off at eight o'clock in the
161 morning, I get home between 8:45, 9 o'clock. I'll stay up or work out a little
162 bit. Go to bed about 10:30 or so. About six - about 4:00 through 5:00 I get up
163 naturally, just - I just wake up and I'm pretty much awake from them.
164
165 Q: It's hard to sleep in the day...
166
167 A: Yeah.
168

169 Q: ...much past that.
170
171 A: Yeah.
172
173 Q: Um, with that, would you classify it as, you know, similar to you- your sleep
174 this - this previous week that we're discussing now?
175
176 A: Yeah.
177
178 Q: How about yesterday in particular, normal sleep?
179
180 A: Normal sleep. Yes.
181
182 Q: So went to bed about I would say, about 10:00-10:30?
183
184 A: 10:30. Yeah.
185
186 Q: Uh, what time did you wake up yesterday?
187
188 A: About 4:30.
189
190 Q: And so between 4:30 and - and 2200 Hours yesterday or 10 o'clock last night,
191 um, yesterday in particular, what - what did you do then the time in between?
192
193 A: Uh, woke up. Picked up my son from, uh, daycare after school. Went to the
194 store. Came home. Had dinner. Relax at home with him, my wife, and then
195 got ready for work.
196
197 Q: Did you, uh, eat prior to coming to work last night?
198
199 A: Yes.
200
201 Q: Um, did you eat at all during your shift?
202
203 A: I think I had a n- is it the Nutter Butter bar about 11:30 - 11:15 maybe.
204
205 Q: So a snack?
206
207 A: Yeah, just a snack.
208
209 Q: Just a snack?
210

211 A: Yes. Still early in the shift, so.

212

213 Q:

214

215 A:

216

217 Q:

218

219 A:

220

221 Q:

222

223

224 A:

225

226

227 Q:

228

229 A:

230

231

232

233 Q:

234

235 A:

236

237 Q:

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239 A:

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241 Q:

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243 A:

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247 Q:

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249 A:

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252

253 Q:

254

255 A:

256

257 Q:

258

259 A:

260

261 Q:

262

263 A:

264

265

266

267

268 Q:

269

270 A:

271

272 Q:

273

274 A:

275

276 Q:

The tires.

277

278 A:

The tires stretching up and down, it's just...

279

280 Q:

Yeah. Sorry. Being on the - being on the Ten Plan, the shift that last night was a normal work night for you?

281

282

283 A:

Yes.

284

285 Q:

Not overtime at all?

286

287 A:

No.

288

289 Q:

Um, did you - were off on time the previous shift or?

290

291 A:

Yeah, I got off on normal time.

292

293 Q: Um, what time do you normally - so we talked about, you know, getting up at
294 4:30 or five o'clock, having dinner, visiting with the family, your wife, and
295 coming to work. What time do you normally show up for work?
296

297 A: I try to get here about 9:15 - 9:20 to preload my car.
298

299 Q: Yeah, is that the - what happened last night? Just normal routine last night or
300 was anything variation from that at all?
301

302 A: No. I showed up around 9:30, 'cause I had to make, uh, one-stop to my
303 parent's house real quick.
304

305 Q: Mm-hm.
306

307 A: And then I just got here, loaded my car as quick as I can. I try to load it up so,
308 like, if something happens or whatever, we're pretty much loaded, ready to go.
309 So this makes it easier.
310

311 Q: Uh, at the start of the shift at 2200, uh, how do you start your shift?
312

313 A: We go downstairs for a briefing squad meeting in the morning or our morning,
314 really, but it's...
315

316 Q: Roll call. So you guys had that briefing last night?
317

318 A: Yes.
319

320 Q: About how long was your briefing?
321

322 A: Maybe 25, 30 minutes.
323

324 Q: And after that, you guys just head out for a beat?
325

326 A: We headed out - well, I wanted to get out to beat but my car didn't start, so I
327 had to jump-start it before I went out.
328

329 Q: So that half-hour worked as a...
330

331 A: The half-hour turned into a whole hour (unintelligible) 'cause I had to jump-
332 start the car. Go get gas 'cause the night before, I didn't get gas. That was
333 about 11 o'clock when I'm pulling at the - the pumps.
334

335 Q: So, uh, did you have, uh, any calls that you responded to, uh, early in the shift,
336 um, prior to this incident?
337

338 A: Uh, we had - we had the one call on, uh, Stevens Creek. And then we had a - I
339 made a pedestrian stop one too right after that one.
340

341 Q: So pretty relatively into the - the San Carlos, Sainz Creek area?
342

343 A: Yes.
344

345 Q: Um, who do you work with, uh, on your shift, uh, in your particular we'll call
346 it the Burbank, uh, Central Area?
347

348 A: Deputy Galan and, uh, Deputy Brown.
349

350 Q: And I understand that, uh, Deputy Brown's been on the - the - the shift for a
351 week or so.
352

353 A: Yes.
354

355 Q: Um, has, uh, how - how about Galan, is he...
356

357 A: She's been on the shift - well, she started with us...
358

359 Q: Back in January?
360

361 A: ...back in January but then, you know, they pulled for parks. She went to
362 parks. Then she came back to the team, I think, in October, beginning of
363 October.
364

365 Q: Okay. Um, how long was she at the parks?
366

367 A: They leave for parks, what, March, maybe March, April. They come back in
368 October.
369

370 Q: Okay. So she's been back roughly a month or so?
371

372 A: Yeah.
373

374 Q: Um, and so last night, um, uh, you - you leave after, uh, taking care of, uh, car
375 business. You make it up the beat to handle those, uh, couple of calls. And,
376 uh, at some point, um, this, uh, incident kicks off.

377
378 A: Mm-hm.
379
380 Q: Uh, go ahead and tell me, uh, what happened.
381
382 A: As in?
383
384 Q: Just, uh, at some point the call was dispatch, correct?
385
386 A: Yeah, the call was dispatched.
387
388 Q: Where were you guys, uh, or were you particularly?
389
390 A: Where was I at?
391
392 Q: Yes.
393
394 A: I was at North Bascom in the parking lot 'cause I just completed or was
395 about to be finishing up the 1095-12 in the parking lot there.
396
397 Q: You pet stop?
398
399 A: My pet stop. Yes.
400
401 Q: It was in the parking lot at North Bascom?
402
403 A: Yes.
404
405 Q: Okay. And so go forward from there?
406
407 A: Um, call comes out as a 459 at a residence. At that time, Deputy Galan was
408 with me. Deputy Brown and one of the reserve units was there. Call comes
409 out. They go towards the call. The two people I was talking to I say, I've got
410 to go. You guys are good. Get in my car and drive towards, uh, Bascom, yeah,
411 to come out the parking lot and go south on Bascom, and then I made the
412 quick left, which will put me eastbound on, uh, Olive to go towards
413 Cleveland.
414
415 Q: So Galan and Brown left to go to the call?
416
417 A: Yeah.
418

419 Q: You finished up with your...
420
421 A: Yeah, I was going - I was probably behind, like, 10 - 10 seconds. I wasn't
422 really far behind them.
423
424 Q: What about the reserve?
425
426 A: He was - he was behind me, so I don't - I didn't see him.
427
428 Q: So in that...
429
430 A: I pass - I passed the reserve as I'm leaving the parking lot.
431
432 Q: Gotcha. So you left coming down Bascom and then eventually, um, got onto -
433 to the East Olive.
434
435 A: East Olive.
436
437 Q: UM, and you mentioned being a little bit behind Galan and Brown?
438
439 A: Yes.
440
441 Q: Um, so what happens then?
442
443 A: Um, I make the right on Cleveland, park on the corner, which means that my
444 car will be facing southbound on, uh, Cleveland. And I parked behind one
445 patrol deputy's car.
446
447 Q: Uh, you - you mentioned it being like a 459 type call?
448
449 A: Yeah, it came out as a 459 in progress.
450
451 Q: What, uh, information was provided you by dispatch?
452
453 A: From what I can remember, uh, that there was just a, uh, burglary in progress.
454 It's pretty much all I can remember.
455
456 Q: Uh, did they provide further details that you just can't recall?
457
458 A: They may have. I just can't recall right now what - what the details were.
459

460 Q: How about updates along the way? Well, how long did it take you? I mean,
461 from Bascom to Cleveland's not very far.
462

463 A: No. It's like two blocks. We were there within 30 seconds when we said we
464 were on our way.
465

466 Q: Was there enough time to even get an update as to further information from...
467

468 A: From what I can remember, no.
469

470 Q: Okay. So you come down, you make a right onto Cleveland and I think you
471 said you were going or facing, I guess, southbound with your patrol car?
472

473 A: Yeah.
474

475 Q: And you parked?
476

477 A: I parked.
478

479 Q: Uh, where did you park?
480

481 A: I parked in the corner of, uh, Cleveland and Olive.
482

483 Q: How about in relation to Galan and Brown?
484

485 A: I parked behind - I'm not sure which -whose car was which.
486

487 Q: Okay.
488

489 A: But I parked - my car was parked behind another patrol car on the corner. And
490 then I saw another patrol car facing northbound, like, in the middle of the
491 street...
492

493 Q: Got you.
494

495 A: ...in Olive.
496

497 Q: Um, but you're not sure which - who was who?
498

499 A: I couldn't remember who was who.
500

501 Q: Okay, um, so then what happens?

502

503 A: We exit the vehicle. It was almost, like, simultaneous we exit the vehicle.
504 That's what I'm thinking or what I can remember, but it was pretty quick
505 where, you know, you get out, you're out there and then we walk towards the
506 house 'cause it was the second house in from the corner.

507

508 Q: So the second house in from the corner and you parked on the corner behind
509 another car. You guys get out simultaneously.

510

511 A: Yeah.

512

513 Q: More, um, more or less.

514

515 A: Yeah.

516

517 Q: Uh, and start approaching the second house in?

518

519 A: Yes.

520

521 Q: And then what?

522

523 A: We see a lady on the porch.

524

525 Q: Do you remember who your partner you were nearest of where he may have
526 been standing when you first noticed the woman on the porch?

527

528 A: I believe Galea was on my left. Brown was on my right. We were, like, in the
529 middle of the street in between - we're like in the street, in between - in
530 between us would be the sidewalk, the driveway, and then the front porch.

531

532 Q: Let me see if I could help out.

533

534 A: Okay.

535

536 Q: I have a, uh, are you familiar with Google Earth?

537

538 A: Yes.

539

540 Q: Did I give it back to you?

541

542 A: Mm-hm.

543

544 Q: (Unintelligible). I'm going to show you a picture here from Google Earth.
545 Okay? If I represented to you that, uh, this road going across the top here
546 would be...
547
548 Q1: Olive.
549
550 Q: ...Olive. And this road going up and down would be Cleveland.
551
552 A: Yes.
553
554 Q: With a marker here indicating 95 Cleveland Avenue in San Jose. Uh, does that
555 somewhat depict kind of with the overhead view of the area you were just
556 previously discussing?
557
558 A: Yes.
559
560 Q: Um, painstakingly. uh, I understand, uh, we're - I'm going to have you use my
561 - my writing stick here, and I'm gonna have you mark a couple of things down
562 for me, Okay?
563
564
565 A1: And we can just make a quick record. This depicts how the area looks, but this
566 is not how it looked this evening, is that correct? I mean the cars and, uh,
567 some of the parking locations of the cars that are in this picture.
568
569 Q: Correct.
570
571 A1: Okay.
572
573 Q: So there are cars, um, depicted here, um, on streets and in driveways, um, but
574 they are not necessarily the way the vehicles were when you guys arrived.
575
576 A: Correct.
577
578 Q: Nor maybe are they necessarily the same vehicles?
579
580 A: Correct.
581
582 Q: Okay, cool. Um, also, uh, it appears this picture is probably, I don't know,
583 maybe the assumption, maybe daylight hours, correct?
584
585 A: Yes.

586

587 Q: Um, was it daylight during this incident?

588

589 A: No.

590

591 Q: Okay. We'll get to that. Um, so if you can, um, using, uh, the letter A, if you
592 can just, uh, maybe right on - maybe write - write on the paper here where
593 you parked your vehicle.

594

595 A: I parked my car, right there.

596

597 Q: And, uh, maybe just like a small arrow depicting what direction it was facing.

598

599 A: It was facing this way.

600

601 Q: Okay. Um, I'm going to ask you to write with each - with each, uh, symbol, I
602 ask you if you can just write like A and then I put like my vehicle...

603

604 A: Okay.

605

606 Q: ...down there. We will make a legend.

607

608 A: Okay.

609

610 Q: (Unintelligible) put as a legend down below so like A and for my vehicle. Uh,
611 B, why don't we use that for, um, well, you're not sure who it was. But how
612 about, uh, the vehicle you mentioned one being parked in front of you could -
613 if you could, uh, maybe wherever that vehicle was

614

615 A: Right in here.

616

617 Q: And the direction it was facing?

618

619 A: It was facing this way.

620

621 Q: All right. And same thing. We put a legend, just put, uh, you know, vehicle 2
622 or the...

623

624 A: Patrol.

625

626 Q: Yeah, patrol vehicle. And then there was a third vehicle, if we can just use C
627 for the third vehicle...

628

629 A: Right.

630

631 Q: ...if you can estimate where that was.

632

633 A: It was probably right here. C and it was facing this way.

634

635 Q: Okay. Um, yeah, I'm just - same thing. All right. Now that I have an
636 understanding of kind of how it was laid out, you said that you exited your
637 vehicle and you walked towards the second house, correct?

638

639 A: Yes.

640

641 Q: And at some point, you noticed a female subject where?

642

643 A: On the porch.

644

645 Q: On her porch. Uh, where approximately were you and your partners in relation
646 to the houses when you noticed - you put - yourself noticed a female on the
647 porch? And you can just, uh, point to it.

648

649 A: Probably in this right about - probably this, uh, area right around here.

650

651 Q: So kind of maybe towards the...

652

653 A: The front of this patrol vehicle and right here.

654

655 Q: So maybe along or, you know, a prolongation of the North say property line-
656 ish...

657

658 A: Yeah.

659

660 Q: ...fence line-ish to 95 Cleveland?

661

662 A: Yes.

663

664 Q: Okay. And so you notice a, uh, a female, uh, subject sitting on the porch?

665

666 A: No, she was standing on the porch.

667

668 Q: She was standing on the porch?

669

670 A: Yes.
671
672 Q: Okay. Uh, what happens then?
673
674 A: She's yelling and screaming and holding a guitar and...
675
676 Q: She's standing on the porch, yelling and screaming and holding a guitar...
677
678 A: Yeah.
679
680 Q: ...in her hand? Okay, then what? Did you hear what she was screaming?
681
682 A: I think she was yelling, like, something like get out of here, something to that
683 effect. And then we use our flashlights to illuminate her and I heard someone
684 yell, she has a knife.
685
686 Q: Do you know who that was?
687
688 A: I can't remember who - who it was.
689
690 Q: Would you say it was one of your partners?
691
692 A: One of my partners, Deputy Galan or Deputy Brown said she had a knife.
693
694 Q: Um, but you said she's standing on the porch. Um, in the porch in - in front of
695 the house.
696
697 A: Yes.
698
699 Q: She's actually on the porch or is she down on the driveway?
700
701 A: She's on the porch like four or five steps to get up to the porch, she was in that
702 porch, right - so if you took a step, she's on the first step already.
703
704 Q: So she's on the edge of the...
705
706 A: Yeah.
707
708 Q: ...the main part level?
709
710 A: Yeah, of the porch.
711

712 Q: And she's holding a guitar in her hand?
713
714 A: Yes.
715
716 Q: Do you know what hand?
717
718 A: I can't recall which hand she was holding it in.
719
720 Q: How was she holding it? And if I say the - the neck of the guitar or, you know,
721 the - the body of the guitar?
722
723 A: She was holding the neck of the guitar.
724
725 Q: The neck of the guitar. Up near the end or?
726
727 A: Maybe in the middle, somewhere. I'm not sure.
728
729 Q: How did the guitar appear, intact, broken?
730
731 A: I couldn't remember 'cause it was kind of dark. So even though we had our
732 flashlights, but it was...
733
734 Q: So you mentioned it being dark, um, approximately what time was this now?
735
736 A: Mm, uh, that was 25-30 after midnight, I presume.
737
738 Q: Dark.
739
740 A: Yeah.
741
742 Q: And you're - you're using your flashlight?
743
744 A: Using flashlights.
745
746 Q: Is there any other lighting in the area?
747
748 A: There is was - I think there's a street light or some type of post back here on
749 the corner of Olive and Cleveland, somewhere. I know across the street from
750 the residence, which is here, there was, like, that porch lights on or something,
751 garage lights on and then there's another streetlight further down on
752 Cleveland.
753

754 Q: Did you notice any porch lights on to the houses on the we- west side of
755 Cleveland?
756

757 A: There was a porch light down at the house at 95 Cleveland.
758

759 Q: And with the environmental lighting, could - was there enough light to see, to
760 walk up to the house or did you need your flashlights to walk up to the house?
761

762 A: No flashlights to walk up to the house.
763

764 Q: So you're able to see well enough...
765

766 A: Yeah.
767

768 Q: ...to proceed up to where you pointed out that you were standing, uh...
769

770 A: Yeah.
771

772 Q: ...out on the street.
773

774 A: Out on the street. Yeah, there was plenty of light there.
775

776 Q: Um, when you could look and see the young lady standing on the porch, was
777 she clear? Was she lit? Was she dark silhouetted? Ho- how did she appear?
778

779 A: You could see - you can see features like she's a white female adult wearing
780 dark clothing. But there was a light behind her, but you could see who she
781 was. It wasn't like really bright but it's enough to where I - I could see who
782 that is.
783

784 Q: White female adult wearing dark clothing. What other description?
785

786 A: At that point, that's all I can remember. It was a white female adult, dark - the
787 description - dark clothing description and then the guitar in her hand.
788

789 Q: Guitar in her hand?
790

791 A: Yeah.
792

793 Q: Clothing like we're wearing shirts and pants or some other type of clothing?
794

795 A: It might have been jeans or something.

796

797 Q: Okay, yeah. Um, what about her demeanor, could you tell her demeanor at
798 all?

799

800 A: She was upset, angry that we were there.

801

802 Q: You say angry at you guys or just in general?

803

804 A: She was yelling, like get out of here. And then - well, she's yelling stuff and
805 being angry. She's still on the porch but one of the deputies yelled out, "She
806 has a knife," so then - obviously, she's upset for some reason.

807

808 Q: Okay. So with it being dark the way it was, and I probably should have asked
809 earlier, um, did you or your partners other than, she has a knife, verbalized
810 anything to - to her?

811

812 A: We told her to drop the knife.

813

814 Q: What did you in particular say?

815

816 A: I - I said, drop the knife, and I - and you can hear Deputy Galan and Deputy
817 Brown say, "Drop the knife." I even (unintelligible) my mic over yelling, drop
818 the knife just to let other people know what's going on. It's not a typical 459-
819 80 but to let people know what we have.

820

821 Q: Pretty smart. Um, did you identify yourself as a Deputy Sheriff?

822

823 A: We announced ourselves as she's yelling and screaming on the porch, when
824 we first arrived we said, Sheriffs but she's so upset, yelling, get out of here,
825 get out of here. We said Sheriff's Office, they yell out, "She's got a knife." We
826 have to illuminate the area better with our flashlights.

827

828 Q: So with it being dark, when you guys or actually you in particular when you
829 showed up in your patrol car, did you use any type of emergency lighting
830 equipment on your car?

831

832 A: No.

833

834 Q: Uh, whether it would be front or rear-facing lights?

835

836 A: No.

837

838 Q: Um, do you know, if either Deputy Galan or Brown did?
839

840 A: The car that was parked directly in front of me, I think the lights were off.
841 And I think the car that was parked on the street it was probably off, too, I
842 think as well.
843

844 Q: When you say lights, do you mean all lights or just emergency lights or
845 headlights?
846

847 A: No, all lights.
848

849 Q: All lights?
850

851 A: I don't remember seeing any lights.
852

853 Q: Okay. Notice any - if anybody used the spotlight?
854

855 A: No one used the spotlight from what I can remember.
856

857 Q: How about your dress since we're talking about it being dark, um, and having
858 announced yourself as deputy sheriffs, what do you normally wear? What
859 were you wearing last night at the - during the shift?
860

861 A: Last night I was wearing, uh, a uniform pants, long sleeve uniform shirt. My
862 duty belt and boots.
863

864 Q: Okay. Describe your uniform shirt for me?
865

866 A: It was a long sleeve shirt.
867

868 Q: Mm-hm.
869

870 A: With, uh, my badge, nameplate, shoulder patches.
871

872 Q: And the badge is located?
873

874 A: On the shoulders.
875

876 Q: For your badge?
877

878 A: Oh, badge? It's on my, uh, my chest.
879

880 Q: Your left...
881
882 A: Left chest. Yes.
883
884 Q: And your nameplate?
885
886 A: Would be on my right pocket.
887
888 Q: With the patches?
889
890 A: On my shoulders.
891
892 Q: On my shoulders? Okay. Did you have a jacket on?
893
894 A: No.
895
896 Q: Um, your duty belt would normally consist of what?
897
898 A: My department-issued handgun. Uh, sort of, uh, doll handcuff case, key
899 silencers. Uh, two magazines, OC spray, straight wood baton, my, uh, patch
900 set, and a smaller flashlight to hang on my belt.
901
902 Q: And was the pacifier?
903
904 A: Clean with a silver strap on the - the green with the silver strap on the side of
905 the (unintelligible).
906
907 Q: Okay. And what kind of, uh, footwear?
908
909 A: Footwear? Danner boots.
910
911 Q: Danner boots? Black in color?
912
913 A: Black in color.
914
915 Q: That's my (unintelligible).
916
917 A: Yeah.
918
919 Q: Uh, were your beat partners similarly dressed?
920
921 A: Yes.

922

923 Q: Um, and with that dress, uh, um, and announcement, uh, your vehicles, your -
924 your dressing, your announcement, uh, would you expect someone to be able
925 to look at you and recognize you as deputy sheriffs?

926

927 A: Yes.

928

929 Q: Uh, okay, so you use a flashlight. She's yelling at you. Get out of here. She's
930 clearly upset.

931

932 A: Yes.

933

934 Q: What happened?

935

936 A: She steps off the porch with the guitar and a knife and yelling at us still. And
937 we're yelling, "Drop the knife. Drop the knife."

938

939 Q: So you mentioned that your partner said she has a knife. You illuminate her
940 further with flashlights. Are you now able to see the knife?

941

942 A: Yes.

943

944 Q: And what did you see?

945

946 A: I saw a knife about stainless steel type material, five to maybe six-inch blade,
947 which she's holding in her hand.

948

949 Q: Um, do you recall which hand she was holding it in?

950

951 A: I don't recall which hand she was holding it in.

952

953 Q: The way that she was holding it.

954

955 A: She was holding it up - with the blade pointing up.

956

957 Q: Blade pointing up?

958

959 A: Yes.

960

961 Q: So she was holding it by the handle?

962

963 A: Yes.

964

965 Q: Uh, with the blade pointing up?

966

967 A: Yes.

968

969 Q: Um, was she making any motions with it or just holding it?

970

971 A: No. She was - she was being aggressive with it, and it was - it was moving
972 side to side, like, almost like to slash or threatening in a - in a threatening
973 matter.

974

975 Q: Would you say it was kind of like pointed at you, slashing type motion, or just
976 straight up?

977

978 A: I can't recall if it was pointing straight up or towards us. But it was - she was
979 using it in an aggressive towards us.

980

981 Q: Um, and - in - in an aggressive manner, like, uh, with the - the slicing motion
982 that you mentioned, uh, as if, um, that's how she would - what she would do to
983 you if you were close enough or how did you perceive that?

984

985 A: I perceived that as a threat. That if she was any closer, I could be harmed.

986

987 Q: So how far away would you say she was at that point?

988

989 A: At that point, she was probably, God, and we're talking about when she's off
990 the steps coming at us, right?

991

992 Q: Well, how far would you say the steps were 'cause we're only talking, like,
993 three or four steps, right?

994

995 A: Yeah.

996

997 Q: So the steps location where she was standing on the tip of the steps, how far is
998 your first observation of her from where you guys are standing, roughly?

999

1000 A: App- approximately 30-35 feet.

1001

1002 Q: Okay. And so she starts advancing?

1003

1004 A: Yes.

1005

1006 Q: And, uh, what happens?
1007
1008 A: She advances towards us. She gets to the sidewalk area. You know, from what
1009 I can recall, we're still in the street.
1010
1011 Q: Okay.
1012
1013 A: We're still in the street. Um, "Drop the knife, drop the knife," she has it in a
1014 threatening - a cramp...
1015
1016 Q: Cramp?
1017
1018 A: Yeah. I think I need water or something.
1019
1020 Q: Water?
1021
1022 A: Yeah.
1023
1024 Q: I could get it for you. Take your time. Take your time.
1025
1026 A: I had a banana...
1027
1028 Q1: Yep.
1029
1030 A: ...it was the first thing I ate. And the worst part.
1031
1032 Q1: (Unintelligible).
1033
1034 A: Oh, boy.
1035
1036 Q: I actually brought you two cups.
1037
1038 A: Thanks.
1039
1040 Q: Let's get you under (unintelligible).
1041
1042 A: Yeah.
1043
1044 Q: And if it's more comfortable for you to stand or do whatever, you...
1045
1046 A: I'll probably stand up just for a few minutes and walk around.
1047

1048 Q: That's fine.
1049
1050 A: I'll pace right here while I...
1051
1052 Q: Right. That's okay. Yeah, I can give you a couple of minutes so you can, like,
1053 stretch that out.
1054
1055 A: Oh, men.
1056
1057 Q: I know that don't feel good. And obviously, it goes without saying, if you
1058 want a break, let us know.
1059
1060 A: Yeah.
1061
1062 Q: Okay.
1063
1064 Q1: Uh, feel free to stand if you're ready.
1065
1066 A: Yeah. I'll stand up for...
1067
1068 Q1: Sure.
1069
1070 Q: So where we - where we kind of left off was, uh, she's - she's come off the
1071 porch. She has motioned with the knife.
1072
1073 A: Yeah.
1074
1075 Q: And, uh, you - you feel threatened.
1076
1077 A: Yes.
1078
1079 Q: Um, what did - what did you do?
1080
1081 A: Uh, told her to drop the knife. She kept coming towards us. She's in the area
1082 of near - sidewalk area. We're still kind of in the street. Um, uh, I think I was
1083 in the street. But definitely the lawn, near the front area of the house. I think
1084 Deputy Brown was in the area of the sidewalk. When she came out towards
1085 the - to the sidewalk here we're you can almost say on the north line of her
1086 property the way I described earlier.
1087
1088 Q: Yeah.
1089

1090 A: So at that point, we're within 10-12 feet over. And she goes - from what I can
1091 remember, she goes northbound on Cleveland towards Olive to where the first
1092 patrol car is at.
1093

1094 Q: Okay.
1095

1096 A: And we keep telling her to drop the knife, drop the knife. I remember saying,
1097 "Drop the knife. Drop the knife." I keep my radio while I'm yelling, "Drop the
1098 knife." Deputy - the other Deputy Brown and Deputy Galan are yelling, "Drop
1099 the knife," as well.
1100

1101 Q: Right.
1102

1103 A: And, uh, she splits in between both patrol vehicles...
1104

1105 Q: Okay.
1106

1107 A: ...at that time. So now she's getting closer. So I can remember I came around
1108 the patrol car that was in -- which would be C -- I came around the front of it
1109 toward the side of it from what I could remember. I think - I think Deputy
1110 Galan and Deputy Brown also follow as well. Um, she's still coming at us. We
1111 keep yelling, "Drop the knife. Drop the knife." Um, we go back out to the - at
1112 one point I think we're, like, right in the middle of the street behind patrol car
1113 C, we're, like, in the middle here, somewhere, hanging out.
1114

1115 Q: Okay.
1116

1117 A: Telling her - saying, "Please drop the knife." She's waving it at us. And then,
1118 uh, she goes back towards the area of the driveway and there was a car parked
1119 in the driveway. It was like a small, compact car parked in that driveway.
1120

1121 Q: Do you draw or exhibit any of your belt tools, weapons, or protective gear?
1122

1123 A: When they said she had a knife, we drew - I drew my handgun out, the same
1124 with the other deputies. We all drew our handguns out.
1125

1126 Q: Where was she right at that point?
1127

1128 A: She was - I think when we drew our weapons, she was on the porch area. And
1129 she had - and she says, "Get out of here." Waving in a threatening manner. So
1130 they yell out - one of the deputies yells out, "She's got a knife." I know I drew
1131 my weapon out just like my partner did.

1132
1133 Q: All right.
1134
1135 A: We drew our weapons out and we're saying, "Drop the knife, drop the knife."
1136
1137 Q: So as she advances towards you...
1138
1139 A: Yes.
1140
1141 Q: ...how would you describe her advancement?
1142
1143 A: In an aggressive manner. She was coming at a quick walking pace with the
1144 knife in her hand.
1145
1146 Q: Um, and how did you feel about what she's doing then?
1147
1148 A: She's trying to hurt me.
1149
1150 Q: And so as she's coming at you. She's aggressive?
1151
1152 A: Yes.
1153
1154 Q: She's walking, she - walking brisk? Is she...
1155
1156 A: She's walking brisk.
1157
1158 Q: She running?
1159
1160 A: No. Not running but she's walking brisk, fast. What to me, it seemed like with
1161 purpose, she's walking at you.
1162
1163 Q: Um, and so then you - you feel threatened you...
1164
1165 A: Yes.
1166
1167 Q: So you responded by doing what now? Just your - your actions now?
1168
1169 A: We - so were essen-...
1170
1171 Q: (Unintelligible).
1172

1173 A: ...so essentially, we're standing like I said, like, in the driveway - right from
1174 the driveway street area.
1175

1176 Q: Right.
1177

1178 A: And she walks on the sidewalk northbound towards Olive. But then she splits
1179 - she walks in between both patrol cars.
1180

1181 Q: When she walks on the sidewalk northbound towards Olive and then starts
1182 going in between the patrol cars?
1183

1184 A: Yes.
1185

1186 Q: When she's in between the patrol cars if you can remember, where exactly are
1187 you?
1188

1189 A: From what I can recall, I was probably near the front end of patrol car C that
1190 was parked in the middle of the street.
1191

1192 Q: Okay, so the patrol car C?
1193

1194 A: Yes.
1195

1196 Q: Okay, so you're in front of the car facing the northbound?
1197

1198 A: Yes.
1199

1200 Q: And she's walking between the cars?
1201

1202 A: Yes.
1203

1204 Q: Where was Galan?
1205

1206 A: I presume Galan was near me somewhere.
1207

1208 Q: But not sure?
1209

1210 A: Yeah.
1211

1212 Q: Okay. Do you know where Brown was?
1213

1214 A: He was probably near - near me somewhere as well.

1215
1216 Q: But not sure?
1217
1218 A: But not sure.
1219
1220 Q: So as she comes in between the patrol cars, is she still screaming?
1221
1222 A: She's still screaming at us. Yes.
1223
1224 Q: She's still waving the knife?
1225
1226 A: She's still waving the knife.
1227
1228 Q: She's still carrying the guitar?
1229
1230 A: Yes.
1231
1232 Q: And she comes out from between the patrol cars?
1233
1234 A: Yes.
1235
1236 Q: And what did you do?
1237
1238 A: I walk in between the patrol car in the street and there was a pickup truck
1239 here. I walked in between them...
1240
1241 Q: Okay.
1242
1243 A: ...to give myself distance from her.
1244
1245 Q: So in between the patrol car and a pickup truck...
1246
1247 A: Yes.
1248
1249 Q: ...that was parked...
1250
1251 A: Yes.
1252
1253 Q: ...uh, the same direction as the patrol car? Uh, what about your partners?
1254
1255 A: I presume they were walking either with me or already went through.
1256

1257 Q: But not sure?
1258
1259 A: But not sure.
1260
1261 Q: Okay.
1262
1263 A: I think they were, you know, that we were - it happened fast.
1264
1265 Q: Okay.
1266
1267 A: So we're moving. Retreating. Drop the knife. We think she's - we think that - I
1268 think that the two deputies are, like, right, right with me?
1269
1270 Q: You still had your firearm?
1271
1272 A: Huh?
1273
1274 Q: You still had your - your - your gun out?
1275
1276 A: Yes, I had my firearm out.
1277
1278 Q: Um, and so you - you are backing away or walking away from her?
1279
1280 A: I'm backing away.
1281
1282 Q: Backing away in between the car - the patrol car and the pickup truck?
1283
1284 A: Yes.
1285
1286 Q: You come out the other side?
1287
1288 A: Yes, I come out to the back end of the patrol car.
1289
1290 Q: And where did she go?
1291
1292 A: I think she - it's like she wanted to come that way, but she didn't, so she went
1293 the other way. Like, she went back towards the driver's side of that vehicle
1294 and it was, like, in the middle of the street at that point.
1295
1296 Q: She's walking down in the middle of the street, essentially?
1297
1298 A: Yeah, she's right in that middle of the street area.

1299

1300 Q: Okay. And she - you mentioned she started heading back towards the
1301 driveway.

1302

1303 A: Yes.

1304

1305 Q: Where were you as she's walking towards the driveway?

1306

1307 A: We started walking towards her, giving her commands, "Drop the knife. Drop
1308 the knife." Um, uh, she walks towards the driveway area, like in your picture
1309 here, on the Google Maps, that white car van was not there at the time.

1310

1311 Q: Uh, you're right and brought that up. There is a white, uh, van what was
1312 described as a van parked in the driveway there, correct?

1313

1314 A: Yes.

1315

1316 Q: Last night, that car was not there?

1317

1318 A: No, there was a car next to it. Like if that was a driveway.

1319

1320 Q: Okay, so, uh, more in front of the - the front, uh, as opposed to the park area
1321 up here.

1322

1323 A: Yes.

1324

1325 Q: More towards the front, there was a car.

1326

1327 A: If - if - there was a car there, If this was the driveway, like, garage door, they
1328 were probably parked there.

1329

1330 Q: Parked there? But nothing where this - this van is depicted now?

1331

1332 A: No.

1333

1334 Q: Okay. So she starts walking towards where that other car is parked?

1335

1336 A: Well, she actually essentially, she walks towards the area where the van is
1337 parked.

1338

1339 Q: Okay in the open area?

1340

1341 A: The open area of the - of the driveway or - or porch...
1342
1343 Q: Okay.
1344
1345 A: ...walkway area.
1346
1347 Q: As she's walking up the open area, where are you now? Did you say you
1348 started walking toward her?
1349
1350 A: Yeah, because we're - we're walking toward her, like, and giving her
1351 commands. She's holding the - the knife in her hand. I was at the rear bumper
1352 presume. I - I think I was at the rear bumper of that vehicle that was parked
1353 there in that general area.
1354
1355 Q: You say, you presume, uh, do - do you know that's where you were or?
1356
1357 A: I was...
1358
1359 Q: Okay.
1360
1361 A: ...there at the rear bumper...
1362
1363 Q: Okay.
1364
1365 A: ...area of that vehicle. Yeah.
1366
1367 Q: Do you know now where Galan was?
1368
1369 A: Deputy Galan was - so if I'm at the back bumper of the car, to me, Deputy
1370 Galan was on my right-hand side, at a diagonal I would say.
1371
1372 Q: Okay. And do you know where Deputy Brown was?
1373
1374 A: I can't recall where Deputy Brown was.
1375
1376 Q: Um, and what is - what is she doing, this lady, doing? Is she still screaming?
1377
1378 A: She's still screaming and threatening us with the knife.
1379
1380 Q: Threatening you with the knife? Is she focused towards you, if Galan is to
1381 your - to your right, is she focused towards Galan?
1382

1383 A: She was focused - she was looking at Deputy Galan.
1384
1385 Q: Like we're looking at each other right now?
1386
1387 A: Yes.
1388
1389 Q: Uh, still swinging the knife?
1390
1391 A: She's swinging the knife. Has the knife in her hand, guitar in her hand still,
1392 and still yelling at us. And we're still giving her - we're still telling her, drop
1393 the knife.
1394
1395 Q: Um, did you yourself, or did you hear anybody else, uh, say anybody to
1396 anybody other than the lady? Did you say anything to anybody other than a
1397 lady?
1398
1399 A: Not that I recall, no.
1400
1401 Q: Do you recall hearing anybody else yelling at somebody other than the lady?
1402
1403 A: Uh, I can't remember.
1404
1405 Q: Okay. Um, so you're at the bumper. She's in the open area. Galan is to your
1406 right. She's advancing towards Galan. What happens?
1407
1408 A: Galan discharges her weapon.
1409
1410 Q: How many times?
1411
1412 A: Three times.
1413
1414 Q: And you saw that take place right in front of you?
1415
1416 A: Yes.
1417
1418 Q: And what happened?
1419
1420 A: The lady that was there falls forward.
1421
1422 Q: When she fell forward, she fell face down?
1423
1424 A: Facedown like on her stomach, face area.

1425

1426 Q: Um, and then what?

1427

1428 A: Um, I think at that point I get on the radio saying, "Shots fired, shots fired," to
1429 let people know what happened. And then, uh, I went back to my patrol car
1430 'cause at the time I didn't have any latex or cuffs so we can handcuff her.

1431

1432 Q: Uh-huh.

1433

1434 A: I went back. I came back. Deputy Galan was still in that - just sitting there. I
1435 think Deputy Brown was standing near her, the lady that just got shot. And
1436 then we still had a threat possibly inside, 'cause we weren't sure what we had
1437 inside or what it says when this call came out.

1438

1439 Q: Okay.

1440

1441 A: This lady came at us from the house with a knife in a threatening manner, so.
1442 We told Deputy Galan, okay, she - I think she told me that we got to clear the
1443 house. I said, "Are you okay?" She goes, "We got to clear the house. We got
1444 to do this." So I grabbed ahold of her shoulder and we went in to clear the
1445 house. While Deputy Brown stayed with the lady.

1446

1447 Q: What did you find in the house?

1448

1449 A: We walked up, went into the house. We yelled out, "Sheriff's Office, Sheriff's
1450 Office." So we went in to search to see if there was anything else going on in
1451 there. And we searched the residence.

1452

1453 Q: Did you find anybody inside?

1454

1455 A: We didn't find anyone inside.

1456

1457 Q: What about the description of the - the residence?

1458

1459 A: As we walk up the porch, we see a bunch of stuff on the floor there?

1460

1461 Q: On the porch?

1462

1463 A: On the porch...

1464

1465 Q: Mm-hm.

1466

1467 A: ...right in front of her door. We step over it. As we make it to the front door,
1468 we announced, "Sheriff's Office." It looks like there's a living room. There's a
1469 door off to my right. We saw another door in the living room area to the left.
1470 Then we saw straight ahead like a hallway that maybe led into bedrooms or
1471 bathroom. I'm not sure.
1472
1473 Q: Um, what about the condition of the house?
1474
1475 A: I don't know what she normally looks like, so we don't know the condition if
1476 that's normal for her or is that messy, clean. We're not sure.
1477
1478 Q: How about in your opinion?
1479
1480 A: It looked like a little messy, in a disarray, but...
1481
1482 Q: But not outrageous?
1483
1484 A: Yeah.
1485
1486 Q: After you and Galan cleared the house, where - where was Brown at this
1487 time?
1488
1489 A: He was with the lady had been shot. He stayed with her.
1490
1491 Q: And, um, well, when you got back, he - he was still there?
1492
1493 A: Yeah.
1494
1495 Q: And what did you guys do when you got back?
1496
1497 A: Uh...
1498
1499 Q: When you came out of the house - well, let me ask you this. Did you call for
1500 any type of medical aid for the lady over your radio?
1501
1502 A: When I said, "Shots fired, shots fired," I'm not sure if after Galan had fired her
1503 weapon if her or Brown called for fire or paramedics, but I remember radio
1504 saying, "Is it secure for fire or paramedics?" I said, "Yes, it's - it's secure."
1505
1506 Q: So somehow they got there?
1507
1508 A: Yes.

1509

1510 Q: Okay. Um, but you're not sure who it was that called for them?

1511

1512 A: No.

1513

1514 Q: When they arrived, had you already come back out of the house, or were you
1515 still in the house?

1516

1517 A: No. We were already out of the house.

1518

1519 Q: You were out of the house?

1520

1521 A: Yeah.

1522

1523 Q: So prior - how about this, at some point, uh, after the shots were fired, you
1524 mentioned you went back to get gloves out of your - your vehicle.

1525

1526 A: Yeah.

1527

1528 Q: At some point, did somebody check on her?

1529

1530 A: I - I - I'm not - I didn't check on her.

1531

1532 Q: Okay.

1533

1534 A: But I'm not sure, Brown checked on her 'cause he had stayed with her 'cause
1535 we didn't know what we had in the house, so he had stayed with her.

1536

1537 Q: At some point, did somebody detain her?

1538

1539 A: I presume Deputy Brown handcuffed her.

1540

1541 Q: When you came back out of the house, was she handcuffed that you noticed?

1542

1543 A: I think so, yes.

1544

1545 Q: Do you know if she was handcuffed before you went in the house?

1546

1547 A: I can't recall if she was.

1548

1549 Q: Right. Uh, and if she did get handcuffed, and you said you presume it was
1550 Deputy Brown. Um, could it have been somebody else?

1551
1552 A: I don't think so. I don't know.
1553
1554 Q: Was it you?
1555
1556 A: No.
1557
1558 Q: Okay, Um, and maybe it was Brown.
1559
1560 A: Yes.
1561
1562 Q: Um, and don't think it was Galan?
1563
1564 A: Uh, I - I don't think it was, yeah.
1565
1566 Q: Um, did you, uh, upon coming out of the house, the scene, I guess, is what we
1567 would consider secure, I guess?
1568
1569 A: Yes.
1570
1571 Q: Um, what was Brown doing when you guys came out of the house?
1572
1573 A: He was standing by the lady that was shot.
1574
1575 Q: Did he have his firearm - his gun out still?
1576
1577 A: Uh, I don't recall.
1578
1579 Q: Had you guys reholstered your weapons?
1580
1581 A: Yes.
1582
1583 Q: Okay. Prior to or after clearing the house?
1584
1585 A: After clearing the house when we walked outside, we - we reholstered. After
1586 that, we were done.
1587
1588 Q: Okay. Did you fire any rounds?
1589
1590 A: No.
1591
1592 Q: Um, do you know if Brown fired any rounds?

1593

1594 A: That I know of, no.

1595

1596 Q: When you guys, uh, you and Galan came out of the house, um, did you, um,
1597 try to or attempt any first aid or - or medical, uh, intervention with the lady?

1598

1599 A: I didn't. Or - but I know Deputy Galan didn't.

1600

1601 Q: Um, but you don't know if Deputy Brown did or not because you guys had
1602 lost contact with him?

1603

1604 A: Yes, we had lost contact, so I don't know what he did.

1605

1606 Q: How long after you exited the house did the - the - till help arrived,
1607 paramedics or fire?

1608

1609 A: Maybe approximately a minute or two I guess.

1610

1611 Q: So not long?

1612

1613 A: No. It seemed quick.

1614

1615 Q: Um, what about other - other units, did they arrive before or after or at the
1616 same time, maybe the fire and paramedics did?

1617

1618 A: Uh, they probably arrived right around fire and paramedics arrived, within a
1619 few seconds right after. I'm not sure.

1620

1621 Q: What type of lifesaving measures, if any, did the paramedics do?

1622

1623 A: Uh, I don't recall 'cause at that time, other deputies arrived. And I think fire
1624 and paramedics were doing - they were doing their thing, they're checking
1625 pulse and they were saying - they were using a bunch of legal terms regarding
1626 medical.

1627

1628 Q: Yeah.

1629

1630 A: I don't know if they're going to hook up the machine and do what. And then
1631 other units arrive on scene say, hey, come over here, and they start separating
1632 us, trying to make sure we're okay.

1633

1634 Q: Right.

1635
1636 A: And then that - that was pretty much about all I can remember from that point
1637 regarding the fire and para - the paramedics or the victim.
1638
1639 Q: When - after - after shots were fired and she fell forward and she's lying face
1640 down.
1641
1642 A: Yeah.
1643
1644 Q: Um, did you notice anything else, you know, around her? What happened to
1645 the guitar and knife?
1646
1647 A: Because then she fell on top of them 'cause when they rolled him over, they
1648 were - I believe the - the paramedics were...
1649
1650 Q: So at some point to the paramedics arriving...
1651
1652 A: Yeah.
1653
1654 Q: ...she was rolled over.
1655
1656 A: Yeah.
1657
1658 Q: And you saw what underneath her?
1659
1660 A: The knife and the - the guitar.
1661
1662 Q: The guitar?
1663
1664 A: Yeah.
1665
1666 Q: So she had fallen on this?
1667
1668 A: Yes. Correct.
1669
1670 Q: Um...
1671
1672 A: Yeah.
1673
1674 Q: Did you notice anything else?
1675
1676 A: Blood.

1677
1678 Q: Blood?
1679
1680 A: Yeah.
1681
1682 Q: Um, did you have any blood on you? You mentioned going back and getting
1683 clothes. Any...
1684
1685 A: No.
1686
1687 Q: Um, uh, you mentioned deputies coming up and - and checking on you. What
1688 happened then? Were you assigned some task after that or?
1689
1690 A: Um, everyone started - other deputies started arriving, uh, I don't know who it
1691 was, but they told me to go back towards - at first Deputy, (Jarvis) took me
1692 back towards my patrol car in the back...
1693
1694 Q: Mm-hm.
1695
1696 A: ...on the outer perimeter, I guess, of the - the crime scene.
1697
1698 Q: Right.
1699
1700 A: And then essentially Deputy (Will) took over and was me there.
1701
1702 Q: He stayed with you?
1703
1704 A: Yeah.
1705
1706 Q: Uh, is he also who drove you here?
1707
1708 A: Yes, with his, uh, with the (unintelligible) he drove me here.
1709
1710 Q: Um, did you ever go back into you - you just called it crime scene, did you
1711 ever go back into that, or did you stay with your car?
1712
1713 A: No. Once I was told, go to the car, we need someone to stay with you. I stood
1714 there the whole time. I didn't go back any closer to the - to the scene.
1715
1716 Q: Uh, did you fear for your own safety?
1717
1718 A: Yes

1719

1720 Q: Um, did you fear for the safety of your partners?

1721

1722 A: Yes.

1723

1724 Q: Um, at what point? Throughout the whole thing? At certain points?

1725

1726 A: I felt threatened when deputies yelled, "She's got a knife," and she walked
1727 downstairs 'cause at that point, she was walking aggressively towards us, fast
1728 and I felt threatened at that point.

1729

1730 Q: How did you feel when you were standing at the rear bumper and you looked
1731 and you saw as she was approaching and facing Galan?

1732

1733 A: I feared for my safety and Deputy Galan's safety.

1734

1735 Q: Um, did you see anybody else or just this lady ever?

1736

1737 A: Just this lady.

1738

1739 Q: Just - yeah. Have you ever been - I mean, you worked here for a year. You
1740 ever been to that residence on-call?

1741

1742 A: Uh, no. I've been - not at that residence. No.

1743

1744 Q: Not at that residence?

1745

1746 A: No.

1747

1748 Q: Ever seen or notice this particular female subject ever?

1749

1750 A: No.

1751

1752 Q: Um, have you ever been involved in an officer-involved shooting in the past?

1753

1754 A: No.

1755

1756 Q: Um, other than the knife and a guitar that you saw her carrying, did you notice
1757 any other...

1758

1759 A1: Excuse me.

1760

1761 Q: ...type of, uh, a thing that she was carrying, any other weapons at all?
1762

1763 A: Mm, no.
1764

1765 Q: What did you think she was going to do with that knife?
1766

1767 A: Probably stab one of us if she got close enough.
1768

1769 Q: At the closest point, um, to, uh, to yourself, how close would you say she was
1770 to you?
1771

1772 A: Probably within five to six feet.
1773

1774 Q: Five to six feet? And when was that?
1775

1776 A: Uh, it could have been at a time when I was at a bumper of the car 'cause it's
1777 really - so we're kind of back out we're - and we're not that far. And then I
1778 presume when she was in the middle of the street and I was near the front
1779 bumper of the patrol car in the street.
1780

1781 Q: So a couple of different occasions?
1782

1783 A: Yes.
1784

1785 Q: Uh, did you ever notice how far she was away from Galan when she was
1786 advancing toward her and the shots were fired?
1787

1788 A: Probably within four, five, six feet something...
1789

1790 Q: So fairly close?
1791

1792 A: She's very close. Yeah.
1793

1794 Q: Okay. Um, as part of, uh, our daily, uh, routine, uh, we attend training classes,
1795 correct?
1796

1797 A: Yes
1798

1799 Q: Um, one of those training classes is, uh, um, the qualification on the use of
1800 firearms?
1801

1802 A: Yes.

1803
1804 Q: Um, and how often that you know of do we - are we required to qualify?
1805
1806 A: Twice a year.
1807
1808 Q: Twice a year?
1809
1810 A: Which is from January to June 31st, is the first half on the July 1st through
1811 December 31st, the second half.
1812
1813 Q: Do you recall the last time you qualified?
1814
1815 A: November 4th, I think was the training day.
1816
1817 Q: A couple of weeks ago, a week ago?
1818
1819 A: Yeah, just a couple of weeks ago.
1820
1821 Q: Oh, so your - your current?
1822
1823 A: Yeah, we're current. We had to qualify that day. We went to the range and
1824 qualified.
1825
1826 Q: Uh, also in that, do you carry a - a backup weapon?
1827
1828 A: No backup weapon. No.
1829
1830 Q: Uh, also in our training, uh, you know, we do other things, uh, like, first
1831 options just for example.
1832
1833 A: Yes.
1834
1835 Q: Um, uh, do you - are you familiar with first options training?
1836
1837 A: Yes.
1838
1839 Q: Um, do you recall the last time you attended that - that class?
1840
1841 A: Maybe, I think it was the prior training day t- November so it would be
1842 September's training.
1843
1844 Q: So again, recently?

1845
1846 A: Yes.
1847
1848 Q: Um, before I - I move on and maybe pass it on to Sergeant Leon here. I - I
1849 want to do a couple other things. Um, if you could for me, um, could you
1850 please, um, using the triangle symbol...
1851
1852 A: Mm-hm.
1853
1854 Q: ...could you please and maybe, uh, mark on and you can write over the -- I
1855 understand that van it wasn't there during this -- maybe where, um, the - that
1856 lady - the woman said that she was hit, um, or after the shots were fired, I
1857 guess.
1858
1859 A: Where was she at?
1860
1861 Q: Yes.
1862
1863 A: Using the triangle symbol, correct?
1864
1865 Q: Correct. And I got (unintelligible) legend in here.
1866
1867 A: What do you want for the description?
1868
1869 Q: Uh, I just put, uh, female.
1870
1871 A: All right.
1872
1873 Q: And, uh, how about a square or a - maybe if you can use a square symbol
1874 where you were standing when shots were fired, roughly.
1875
1876 A: Put, me?
1877
1878 Q: Yeah. And using a circle, and again, I - I realized that the van, maybe where
1879 you think Galan was standing? I know you mentioned the - the guitar and the
1880 knife, you mentioned were underneath - underneath her.
1881
1882 A: Yeah.
1883
1884 Q: So that would be a little tough for us to do that. We'll just - we'll, uh, we'll
1885 leave that for the record here.
1886

1887 A: Okay.
1888
1889 Q: Um, and correct me if I'm wrong, you're not sure where Brown was?
1890
1891 A: Yes, I can't recall where he was at.
1892
1893 Q: Okay. Okay. Yeah, just to kind of flash some things. Your first - when you
1894 came back from the academy, you were assigned to courts. Correct?
1895
1896 A: Yes.
1897
1898 Q: Do you remember how long you were there before you went out to patrol the
1899 first time?
1900
1901 A: I was in courts for - I graduated in April - we're sworn in April 2000. And I
1902 went to FTO June 2001, I presume.
1903
1904 Q: So you were there about a year?
1905
1906 A: A little over a year, yeah.
1907
1908 Q: All right. And then you mentioned, um, once you went in service, you - I
1909 know right before the shooting, you, uh, did a pit stop on two individuals in
1910 the parking lot at North Bascom.
1911
1912 A: Yes.
1913
1914 Q: But you also referenced a Stevens Creek call.
1915
1916 A: Yes.
1917
1918 Q: What - what was that?
1919
1920 A: That was, uh, we had a 459 or vehicle burglary in progress at the time.
1921
1922 Q: Okay. And what - what were the results of that call?
1923
1924 A: Uh, nothing. No report.
1925
1926 Q: Didn't find anybody?
1927
1928 A: We did find someone. I did find. I was first on scene there.

1929

1930 Q: Okay. Just briefly, describe...

1931

1932 A: Turns out it's a 459 or the bu- vehicle burglary in progress. At the time, I was
1933 at again trying to write my report from the night before. So I'm only a
1934 minute away. I get there. I go southbound on Bascom, make the right on
1935 Stevens Creek. I driving in. I look over to my right, I see the address of the
1936 building it said they were at. The next street was Ready. I make the right
1937 down Readythink the regular heavy trades, the parking lot, which is the back
1938 parking lot in a business complex.

1939

1940 Q: Mm-hm.

1941

1942 A: I see two people in the trunk of a white sedan, closing the trunk walking away
1943 from me. It appears it was maybe two or three people. I get there. Um, do a
1944 highway pit stop. Put your hands in the air. They complied. Um, other units
1945 arrive and then were handcuffed. The first guy - the second one was a female,
1946 she was handcuffed by another deputy. Put them in the back of the car. We
1947 talked to them. Turns comes out, they were there 'cause that was their car.
1948 And then speak with the other deputies that they were in their car. But there
1949 was a security guard assigned to that business complex 'cause - I don't know
1950 why, but he's the one that called it in saying these people are breaking into
1951 cars in the parking lot. Come out to find out they were in their trunk getting
1952 something out, a blanket, I think, she said. And then they were in another car
1953 adjacent to them, which is a family member's, but the security guard thinks
1954 they were breaking in. So that's how we got the call, someone is breaking into
1955 cars in that area.

1956

1957 Q: Okay. Do you remember the name of that business complex just 'cause there's
1958 a few there?

1959

1960 A: Uh...

1961

1962 Q: You're not talking about the medical buildings?

1963

1964 A: No. I know the address of the - the place where - the address they gave us. It
1965 was Stevens Creek Boulevard.

1966

1967 Q: Okay. Now, you said it was a high-risk stop?

1968

1969 A: Yeah.

1970

1971 Q: We know what that means 'cause we're - we're - what does that mean, a hybrid
1972 stop? Is that at gunpoint?
1973
1974 A: Gun, yeah, my gun was drawn out at the time.
1975
1976 Q: Okay. Was Deputy Galan at that same call with you?
1977
1978 A: Yes.
1979
1980 Q: Was Deputy Brown?
1981
1982 A: Yes.
1983
1984 Q: And were there other deputies at that Stevens Creek call with you?
1985
1986 A: Yes.
1987
1988 Q: Okay.
1989
1990 A: Do you want me to tell you who?
1991
1992 Q: Yeah.
1993
1994 A: Okay. Sure. For what I believe, the second unit was Deputy (Ridgeway).
1995
1996 Q: Okay.
1997
1998 A: And then I can remember hearing Deputy (Woo), Deputy (Sivit)...
1999
2000 Q: Mm-hm.
2001
2002 A: ..were on scene. Then Deputy Galan showed up, Deputy Brown showed up,
2003 Deputy (Beyonce) showed up, Deputy (Markovich) showed up. At that time
2004 when I got the car, I go 1096 doing this high-risk pit stop...
2005
2006 Q: Mm-hm.
2007
2008 A: ...so already everyone knows something's going on. So they all came
2009
2010 Q: Okay. And did all those deputies arrive specifically Galan and Brown while
2011 you have people at gunpoint? Did they join in in holding people at gunpoint?
2012

2013 A: Uh, I can't remember if they did or didn't?
2014
2015 Q: Okay.
2016
2017 A: They might have, but I can't remember.
2018
2019 Q: Okay. But either way, no - no one fired any shots?
2020
2021 A: No.
2022
2023 Q: Okay. All right. And which reserve deputy were you talking with that went off
2024 after you left Bascom during your, uh, pit stop on those two?
2025
2026 A: I don't know who he is.
2027
2028 Q: Did that reserve deputy respond to the in-progress call in Cleveland, if you
2029 know?
2030
2031 A: I think after he - he was there. I think he was one of the first ones on scene
2032 'cause he was - he must have been close by...
2033
2034 Q: Okay.
2035
2036 A: ...after everything happened.
2037
2038 Q: Do you know what call sign - do you know his call sign for the night?
2039
2040 A: I think it was A7, Edward 8, maybe. I think that's the only reason we had on
2041 our - our side, I kind of presume.
2042
2043 Q: Okay. And earlier, when you were describing after you parked, you used the
2044 term we, was that all three of you - you, Brown, and Galan that initially
2045 approached together?
2046
2047 A: On the call in Cleveland?
2048
2049 Q: On the call on Cleveland. Sorry, just a - yes, on the call in Cleveland.
2050
2051 A: Yes, it's as we're driving there, I could see their taillights like two cars away
2052 ahead of me so I put on the radio, we're 1097. We're on scene.
2053
2054 Q: Yeah.

2055

2056 A: We parked the car to get off and we're all there together. We're essentially
2057 like, you - you almost get out the car simultaneously, you know, within
2058 seconds, of each other and we're all right there.

2059

2060 Q: Okay. Um, all right, I can ask this. Now, if you can estimate, I know there's
2061 this distortion of time issues and all these things, but from your arrival to shots
2062 being fired - fired about how long do you - do you think what - what
2063 timeframe?

2064

2065 A: Maybe a minute or two last.

2066

2067 Q: Okay. Would you describe - how would you describe the sequence of events,
2068 like, slowly unfolding, rapidly I mean?

2069

2070 A: Fast.

2071

2072 Q: Okay.

2073

2074 A: Very fast.

2075

2076 Q: Okay. And I know you said you perceived, uh, the female as a threat several
2077 times throughout this...

2078

2079 A: Yes.

2080

2081 Q: ...incident. Right. Um, and then at one point, um, as the female was facing, or
2082 at least seemed to be focusing her attention on Deputy Galan, you said you
2083 were in fear for Deputy Galan's safety as well as your own still at that moment
2084 in time?

2085

2086 A: Yes.

2087

2088 Q: Okay. If you know or if you can explain, uh, you didn't fire your - your pistol,
2089 correct?

2090

2091 A: No.

2092

2093 Q: Can you explain what decision-making, what thought process led you to not
2094 fire?

2095

2096 A: Deputy Galan was, to me, it seemed she was too close to lady. And the lady
2097 was moved around still. So my thought was if I fire and she happens to move
2098 towards Deputy Galan, then Deputy Galan is in my li- she's in my backdrop.
2099 She's in my line of fire. So I couldn't take - I - I couldn't do anything at that
2100 point, I was, like, 'cause the angle I had - 'cause everything rapidly moved, I
2101 didn't have a chance to change my position to get to a better position, if I had
2102 to. And it just evolved too quick that I couldn't take - I couldn't do anything
2103 'cause Deputy Galan probably would have been in my - in my backdrop.
2104
2105 Q: So you were concerned if you did fire, you might strike her?
2106
2107 A: Yes.
2108
2109 Q: Okay. And is that kind of than what you meant when you said you were kind
2110 of diagonal to Deputy Galan...
2111
2112 A: Yes.
2113
2114 Q: ...right before the shoot? Okay.
2115
2116 A: Yeah.
2117
2118 Q: And I'm sorry, uh, where was Deputy Galan in reference to that - that
2119 property, just if you can just either point it out or...
2120
2121 A: Uh, probably where the van was at, somewhere near the fence line, van area
2122 of, wherever. You know, the van is not here but, she was was in this area.
2123
2124 Q: Right.
2125
2126 A: 'Cause and the - the lady was on the - she was here and there was a car parked
2127 in this driveway there.
2128
2129 Q: Okay. And you were?
2130
2131 A: Right here in the square, as a square.
2132
2133 Q: Oh, so you were about to enter the driveway of the residence?
2134
2135 A: Yeah, I was...
2136
2137 Q: You were talking, like, the sidewalk.

2138

2139 A: I was - no. I was actually in the driveway, like, rat the rear bumper of the car.

2140

2141 Q: Okay. And that's, uh, it's more compact or whatever.

2142

2143 A: Yeah.

2144

2145 Q: Okay. So is it almost like a triangulation-type issue? I mean, I don't know if
2146 I'm describing that right, but I can see what you're saying. Um, how about
2147 this, what - what direction was - with what we have drawn here, what
2148 direction was Galan firing?

2149

2150 A: From what I can remember, I think Deputy Galan was firing this direction.

2151

2152 Q: Okay. Kind of like a south or southeast, it looks like you're motioning?

2153

2154 A: Yeah, southeast, south type direction, I presume.

2155

2156 Q: Okay, so from your position, it looked like the female was between you and
2157 Deputy Galan, somewhat?

2158

2159 A: Yes.

2160

2161 Q: Okay. Where Deputy Galan was at, would she have been in position to back
2162 up or somehow create distance between herself and the female? Or is there
2163 any obstructions there?

2164

2165 A: There's a fence here, so if she went straight back, she will hit the fence.
2166 Essentially, the only way out of that area because you - you can see as picture,
2167 it shows you have to go towards the street to get out of, let's say, harm's way
2168 or to get off the property.

2169

2170 Q: Okay. So it sounds like it's a little bit impractical to - for Deputy Galan to just
2171 back directly away 'cause she would hit the fence?

2172

2173 A: Yeah.

2174

2175 Q: Okay. And when, um, the - the female was walking back towards the
2176 driveway, was she, like, did she turn her back to you? Did - was she kind of
2177 looking - I mean, 'cause there's different ways and we weren't there.

2178

2179 A: Yeah

2180

2181 Q: Um, so did it seem like she totally turned her attention kind of away from you
2182 towards Deputy Galan?

2183

2184 A: She may have turned her - her focus and her body somewhat towards Deputy
2185 Galan, but I could still see, uh, maybe her back, parts of her side or - that's
2186 what I can see.

2187

2188 Q: Okay. And was she still waving that wife - the - the knife around?

2189

2190 A: She was still waving the knife.

2191

2192 Q: Okay. And, if you know, was her arm extended, partial extended, I mean, if -
2193 if you know the position?

2194

2195 A: I don't know. It just - it happened too quickly. I couldn't tell if it was fully
2196 extended out or partially but...

2197

2198 Q: Okay.

2199

2200 A: ...she had that knife in her hand, still.

2201

2202 Q: Okay. And then I think I know. And you know why she did - but you said you
2203 grabbed - at one point, you grabbed Deputy Galan's shoulder, and then you
2204 went and cleared the house.

2205

2206 A: Yeah.

2207

2208 Q: What was the purpose of grabbing the shoulder?

2209

2210 A: I could tell she was upset of what had just occurred.

2211

2212 Q: Okay.

2213

2214 A: For a situation like this, you upset, your body is going through different
2215 things.

2216

2217 Q: Mm-hm.

2218

2219 A: We're going to go in - we had to see what was in the house and I said, "Hold
2220 on, we can hold it." But she goes, "No, we need to do this." To let her know

2221 I'm by her side, I grabbed her shoulder and said, "We're going to go in
2222 together." So we went inside and cleared the house together.
2223
2224 Q: Almost like with (unintelligible) like a stack?
2225
2226 A: Yeah, a two-man stack, yeah. What they would refer to.
2227
2228 Q: Okay.
2229
2230 A: Yeah.
2231
2232 Q: All right. And you said you noticed the house was in some sort of disarray?
2233
2234 A: It looked like some disarray or maybe she just lives kind of sloppy. Uh, we
2235 weren't sure 'cause you don't know.
2236
2237 Q: Did you notice anything damaged, broken inside the house or outside the
2238 house?
2239
2240 A: Just stuff on the floor, some glass on the porch. But I didn't notice anything in
2241 the house 'cause I wasn't really focusing too much. I was just...
2242
2243 Q: Mm-hm.
2244
2245 A: ...if there's someone else hurting here, we have to do something.
2246
2247 Q: Right.
2248
2249 A: So that was my - me - okay. We have to go in there to make sure 'cause we
2250 didn't know exactly what we had, she had a knife already.
2251
2252 Q: Okay.
2253
2254 A: So is someone else hurt inside, we're not sure.
2255
2256 Q: Okay. Any areas inside or outside of the house that appeared signs of a
2257 struggle? Versus just not being a very neat, uh, housekeeper.
2258
2259 A: Uh, not that I can recall. I can't remember.
2260
2261 Q: Do you remember getting that sense that there might have been a struggle
2262 there before your rival?

2263
2264 A: I can't remember.
2265
2266 Q: Okay.
2267
2268 A: I can't.
2269
2270 Q: And I'm glad you're saying you don't remember 'cause I don't want you to
2271 guess.
2272
2273 A: Yeah.
2274
2275 Q: So, um, ke- all right. Um, you - you mentioned there being a lot of blood...
2276
2277 A: Yeah.
2278
2279 Q: ...when she was down there and you guys came out of the house. And at some
2280 point, paramedics arrived and they turned her over.
2281
2282 A: Yeah.
2283
2284 Q: And so now she's on her back?
2285
2286 A: Yes, she's - I think she was passing out - I don't think they - I don't - from
2287 what I can remember, I don't think they fully rolled her over.
2288
2289 Q: Oh, she half. Okay.
2290
2291 A: She (unintelligible) rolled her over and then I saw her there and then for some
2292 reason, it was, like, everyone arrives, you know, you go here, you go here.
2293 And pretty much that. I can remember seeing the paramedics, like, checking
2294 for pulse. They were going to put some equipment on her there to bleed or
2295 something, and then they pretty much - I got taken away from that right away.
2296
2297 Q: Did you see any injuries?
2298
2299 A: I saw just blood on her chest area and, uh, near her face.
2300
2301 Q: Okay. Did she say, she being the female that was shot, did she say or do
2302 anything, um, that clearly indicated she knew you were law enforcement, you
2303 were - the other two deputies were law enforcement?
2304

2305 A: All I can remember, she says, "Get out of here." Possibly, "I don't like you
2306 guys," I'm not sure. And then everything happened too fast. I - I can't
2307 remember everything that - that she said.
2308

2309 Q: Okay. On the flip side, did she say or do anything that may have indicated she
2310 did not know you were law enforcement?
2311

2312 A: I would say no 'cause she didn't say you're not for - she didn't say anything
2313 like, oh, you're not police or anything. She didn't say anything like that. She
2314 just...
2315

2316 Q: She didn't say anything like, get out or I'll call the police?
2317

2318 A: Yeah, no, nothing like that.
2319

2320 Q: Okay. The police were already there.
2321

2322 A: Yeah.
2323

2324 Q: Okay. Okay. I don't - is there anything?
2325

2326 Q1: Just real quick.
2327

2328 A: Yes.
2329

2330 Q1: Uh, were you injured at all during this altercation when you're seen getting up
2331 and get out of the car? Did you stretch it off and pull a muscle or...
2332

2333 A: Uh, uh, no I don't - I didn't - I didn't fall - I didn't - when I went back to the
2334 car, I went quickly to the car, we searched the house over quickly. Uh, I didn't
2335 get injured. I - it's just, you know, you have the adrenaline rush, the rush and
2336 the (unintelligible) that's what I felt on scene, so.
2337

2338 Q1: That's fine. Okay. Can you do me a favor, uh, do you know the event number
2339 to the incident 'cause...
2340

2341 ((Crosstalk))
2342

2343 Q: That, I'll tell you. Uh, I'm going to have you right the event number across the
2344 top.
2345

2346 A: Okay.

2347
2348 Q1: All right. We know the year (unintelligible) 320. It's event number four.
2349
2350 A: (Unintelligible) Bravo.
2351
2352 Q1: You can, uh, in the lower right corner there, just, uh, sign, badge, date, and
2353 time. I'll give you the date and time. We're going to go with 11:16.
2354
2355 Q: Oh, before that we do, Fernando, is there anything that you want to bring up
2356 that maybe we didn't do appropriately or - not appropriately, but sufficiently
2357 flush out or any point you want to make that maybe we just didn't get to?
2358
2359 A: No.
2360
2361 Q: Maybe you remember?
2362
2363 A: Not that I can remember right now. No.
2364
2365 Q: Okay.
2366
2367 A: I think everything was - was covered. It was a fast event, so I think everything
2368 was covered.
2369
2370 Q: Okay. Okay.
2371
2372 A: It is, uh...
2373
2374 Q1: 11:24 on 11/16
2375
2376 A: Oh, now it's 11:24?
2377
2378 Q1: Yeah. I'm sorry, I - I was- assumed that you know the date.
2379
2380 A: It's okay.
2381
2382 Q: You know, and before we go, we'll just step out real quick, make sure that...
2383
2384 A: Sure, sure. Please.
2385
2386 Q: You good? You alright?
2387
2388 A: No, I'm good right now.

2389

2390 Q: You're okay hanging out right here?

2391

2392 A: Yeah.

2393

2394 Q: Okay. Got it.

2395

2396 A: I got (unintelligible).

2397

2398 Q: Yeah. Stretch it out. All right. You wanna get out of here?

2399

2400 A: Yeah.

2401

2402 Q: That was that. All right, uh, I'm going to turn these off here. Uh, I have 11:25
2403 and a half.

2404

2405

2406 This transcript has been reviewed with the audio recording submitted and it is an accurate
2407 transcription.

2408 Signed _____