

INTERVIEW WITH KENNETH WALKER

Q=Sgt. Amanda Seelye

Q1=Sgt. Chad Tinnell

Q2=Woman

A=Kenneth Walker

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13
14 Q: You - you want anything else? Feelin' all right? Well so d- do you know who
15 we are? We're the Public Integrity Unit. We investigate officer involved
16 shootings. So we're here just to try to find out what happened. 'Cause we take
17 our stuff to commonwealth attorneys we need to find out all the information
18 that we can. So you were askin' about your parents earlier, um, and I talked to
19 you about your dad. Are you close with your dad? I know you - does he still
20 coach at Atherton?

21
22 A: He coaches at Shawnee (unintelligible).

23
24 Q: Okay.

25
26 A: But he's not even coaching right now. He's about to start to coachin'
27 somewhere else.

28
29 Q: I know Atherton hated losing him.

30
31 A: He hated losin' Atherton.

32
33 Q: Yeah and, uh, Sergeant Tinnell actually spoke to your parents.

34
35 Q1: I did, uh, so you know we told 'em basically everything we know at this point,
36 uh, which is, you know, pretty much in the early stages of investigation right.
37 And, uh, we told that, you know, you were gonna come back here I think like
38 that and I was actually with a guy that, uh, knew your father from Atherton
39 football. Um, uh, and I spoke to them for a couple minutes and I just kind a
40 told 'em as much as we knew at that point. And, uh, that was about it. I mean
41 we left, you know, in good - with a good conversation. Uh, and Kenny kind a
42 same thing right I mean we're gonna tell you everything we know okay. It
43 might, you know, Amanda was tellin' ya, um, you know, this is like the
44 Internal Affairs unit right. Uh, so we're gonna just kinda - figuring stuff out at
45 this point and, you know, you've got a pretty good perspective. And, you

46 know, we've obviously like to hear that, um, if that'd be all right with you.

47
48 Q: Before we get started I just need to go over, uh - I need to read this rights
49 waiver to ya and have you sign it. We'll just read over it and, um, then we just
50 start chattin' kind a tell me what was going on. This is Amanda Seelye,
51 Louisville Metro Police Department Public Integrity Unit, uh, also with me is
52 Sergeant Chad Tinnell with PIU Office 3672 Taylor Boulevard. Today's date
53 is March 13, 2020. Thursday the time - current time is 0353. I am here with -
54 is it your - your name is it Kenny or Kenneth?

55
56 A: Kenneth.

57
58 Q: Kenneth and last and a middle initial.

59
60 A: I don't have one. I'm a third.

61
62 Q: Okay so Walker...

63
64 A: Yes ma'am.

65
66 Q: ...the Third. 'Kay what is your date of birth?

67
68 A: [REDACTED].

69
70 Q: [REDACTED]. Okay Social?

71
72 A: [REDACTED].

73
74 Q: Okay you have, uh, home phone or cell phone?

75
76 A: [REDACTED].

77
78 Q: [REDACTED] is that a cell?

79
80 A: Yes (unintelligible).

81
82 Q: 'Kay thank you. Where do you currently reside?

83
84 A: [REDACTED].

85
86 Q: Is that an apartment?

87
88 A: Yes.

89
90 Q: Is [REDACTED] the apartment number? Okay is that 40214?

91
92 A: Yes ma'am.
93
94 Q: And so we're here about an incident that occurred at 3003 - or 3 - 3007
95 Springfield?
96
97 A: 3003.
98
99 Q: 3007 - or is it 3003? I'm sorry.
100
101 A: 3003 Springfield Drive.
102
103 Q: Who is, uh - uh - whose apartment is that to you?
104
105 A: My girlfriend's.
106
107 Q: Your girlfriend. What is her name?
108
109 A: Breonna Taylor.
110
111 Q: Breonna Taylor.
112
113 A: (Unintelligible) supposed to say (unintelligible).
114
115 Q: What'd you say?
116
117 A: I'm scared, I don't know what to say...
118
119 Q: We're just trying to find out what happened.
120
121 A: I don't even know what happened or why.
122
123 Q: You hang out at your girlfriend's house a lot?
124
125 A: Yeah just she when she's off work and stuff.
126
127 Q: So had you been over there all day?
128
129 A: I had a good day today.
130
131 Q: You had a good day?
132
133 A: Took (unintelligible) went to go eat at Texas Road House. Came back home
134 was chillin', watchin' a movie.
135

136 Q: Just you and her? Does anybody else live there?
137

138 A: Her little sister but she's in California w- visitin' a friend right now.
139

140 Q: Oh okay. What movie were y'all watchin'?
141

142 A: Freedom writers.
143

144 Q: Mmm, is it any good?
145

146 A: Actually was.
147

148 Q: Was it? I feel like I've heard of it. I don't think I've seen it before.
149

150 A: It's an old movie.
151

152 Q: Oh is it?
153

154 A: It's an old movie.
155

156 Q: Teacher helpin' kids and stuff. It's a good movie.
157

158 A: I'll check that out. I feel like I've heard about it.
159

160 Q: So had y'all finished watching the movie?
161

162 A: No layin' in bed there was a loud knock at the door. We both jumped up.
163 Actually she had fell asleep (unintelligible).
164

165 Q: Oh hang on I'm sorry. Could I - I need to finish r- this paper real quick. I am
166 so sorry. I got tied up in listenin' to you. So let me read these real quick and
167 then we'll just go back to where you are. You have the right to remain silent.
168 Anything you can say - anything you say can and will be used you - against
169 you in a court of law. You have the right to talk to a lawyer prior to any
170 questioning or making of any statements and have him present with you while
171 you are being questioned. If you can't afford to hire a lawyer one will be
172 appointed by the court to represent you before questioning if you desire one.
173 You may stop questioning or make any statements at any time by refusing to
174 answer further or by requesting to consult with an attorney prior to continuing
175 with questioning or the making of any statements.
176

177 Q: I just need you to sign this. It says, "I have read the statement of my rights and
178 I understand what my rights are. I'm willing to make a statement and answer
179 questions. I do not want a lawyer at this time. I understand and know what I'm
180 doing. No promises or threats have been made to me and no pressure or

181 coercion of any kind have been used against me.”
182
183 A: I was promised and threats though.
184
185 Q: I’m sorry?
186
187 A: One officer told me I was going to jail for the rest of my life. I don’t know
188 which one it was and they s- said he was gonna let the dog on me and all types
189 of stuff just happened. I was just in the bed just...
190
191 Q1: Who was that? Do you know? Can you describe him to me?
192
193 A: I don’t know there was a lot of going on. I (unintelligible)...
194
195 Q1: No - no I - I understand and I’m sorry I just...
196
197 A: ...seen so police...
198
199 Q1: Yeah I just don’t like when people do that.
200
201 A: ...at the same time.
202
203 Q1: Yeah.
204
205 A: And they had the dog right there right behind me barkin’. I’m out there with
206 no shoes on, clearly nothing walking in - in water and stuff backwards and
207 he’s like, “I’m gonna let this dog on you and you’re goin’ to jail for the rest of
208 your life.” And I’m like, “Clearly you can look at my record.” I’m - I
209 (unintelligible) even get in trouble on violent or anything so...
210
211 Q1: Yeah was it a - do you know if it was an officer in uniform?
212
213 A: Yeah it was definitely an officer in uniform.
214
215 Q1: Mm-kay, well...
216
217 A: It was the first one I came in contact with.
218
219 Q1: Well they have like body cameras and stuff like that.
220
221 A: Yeah.
222
223 Q1: Okay.
224
225 A: Yeah.

226
227 Q1: And we have ways of doin' so (unintelligible) we'll - we'll watch the majority
228 of the body camera.
229
230 A: And they asked me, "Were you - were you hit by any bullets?" I said, "No."
231 He said, "That's unfortunate."
232
233 Q1: Okay yeah that's not.
234
235 A: Exact words.
236
237 Q1: Yeah that's not appropriate then okay.
238
239 Q: No - no not at all.
240
241 A: (Unintelligible).
242
243 Q: So can I have you be good to sign this and then we can get you - get your
244 statement and so we....
245
246 A: (Unintelligible).
247
248 Q: ...leave ya alone. Let's find out what happened. So the more we know we can
249 - more we can look into it and see what happened and...
250
251 A: (Unintelligible).
252
253 Q: Thank you now we're gonna put this up and I can just listen.
254
255 A: I (unintelligible).
256
257 Q: So you say you were just layin' in bed?
258
259 A: Watchin' a movie.
260
261 Q: So it was in your room?
262
263 A: We was in...
264
265 Q: Watchin' ...
266
267 A: ...the - both in the room.
268
269 Q: Mm-hm.
270

271 A: She had actually just dozed off probably like 10 minutes before. So I'm layin'
272 there layin' on her watchin' the movie by myself. There was a loud bang at
273 the door. Both of us are not decent - I can't even think of the word right now.
274 You know, we - we're home.
275

276 Q: Mm-hm.
277

278 A: We're in the bed it's 12:00 at night our day is over.
279

280 Q: Mm-hm.
281

282 A: So there's a loud bang at the door. She pops up outta her sleep. It scared her to
283 death. Me too, like, who is that. I was honestly thinkin' it was lis- 'cause we
284 been on and off together whatever for, like, 7 years or whatever. So there was
285 a guy that she was messin' with or - or whatever throughout that time, you
286 know. And he popped over there once before while I was there like a couple
287 months ago. So that's what I thought was goin' on. So there's a loud boom at
288 the door. First thing she said was, "Who is it?" No response. So we like, what
289 the heck. We both get up start puttin' on clothes. Another knock at the door.
290 She's like, "Who is it?" Loud at the top of her lungs. No response. So I'm
291 like, what the heck. So I then I grab my gun which is legal, like, I'm licensed
292 to carry everything. I've never even fired my gun outside of a range. I'm
293 scared to death. So she says - there's another knock at the door. She's yellin'
294 at the top of her lungs and I am too at this point, "Who is it?" No answer, no
295 response, no anything. So we like, what the heck. We both just - see what I
296 have on. Grabbed the nearest thing. These aren't even mine these are hers, like
297 - so we both are just puttin' on somethin' to go answer the door and see who's
298 knockin' at the door this late at night. So when we come out, when we get
299 outta the, um, bed or whatever, like, walkin' towards the door. The, like - the
300 door, like, comes, like, off the hinges. So I just let off one shot like I can't still
301 see who it is or anything. So now the door's like flying open. I let off one shot
302 and then all of a sudden there's a whole lot of shots. And, like, we both just
303 drop to the ground and the gun fell like right over there and I kicked it 'cause
304 I'm like scared to death like now we're seein' lights and s- stuff. So I was
305 lookin' around, okay it's the police and there's a lot of yellin' and stuff. So
306 there's just shooting and like we're both on the ground and then when all the
307 sh- shots stop I'm, like, panicking. She's right there on the ground like
308 bleeding and - yellin'.
309

310 A: Wow that's a lot.
311

312 Q: So was there any lights on in the living room or the hallway...
313

314 A: No.
315

316 Q: Was everything off 'cause you guys had gone to bed?
317
318 A: Ev- everything was off except the light in the room where we were.
319
320 Q: Mm-hm.
321
322 A: And actually that light was off at that point. Like, we were done we was just -
323 the movie watchin' us more than we were watchin' it.
324
325 Q: Mm-hm.
326
327 A: And when you're - it's a long hallway and as you can see like - so, like, all
328 you can hear is a knock at the door even if somebody was sayin' somethin' on
329 the other side you probably hear 'em.
330
331 Q: Mm-hm.
332
333 A: But as loud as we were screamin' to say who it is, I know whoever would be
334 on the other side of the door could hear us.
335
336 Q: Mm-hm.
337
338 A: So that's it. The next thing I know she's on the ground and the doors busted
339 open and I hear a bunch a yellin' and just - and I'm just panicking and I'm
340 telling somebody - I'm yelling, "Help." 'Cause she's right here bleeding and
341 nobody's coming and I'm just confused and scared and I feel the same right
342 now. That's it.
343
344 Q: So you said you grabbed your gun. Do you have your - you have a CCD- W?
345
346 A: Yeah.
347
348 Q: What kind of gun do you have?
349
350 A: It's just a 9-millimeter.
351
352 Q: What - what's it look like? What color?
353
354 A: It's silver and it's black. It's a Glock 9.
355
356 Q: So you said you grabbed it?
357
358 A: Just because we were scared at this point, like, this loud boom. It's late night
359 and we're askin' who's at the door. Nobody's saying anything and then you
360 keep knocking and then you're not saying anything so I'm like, what's goin'

361 on, like, I didn't expect - it scared me when the door like got kicked and stuff.
362 So my only reaction was to do that. I'm tryin' to protect her, like, she didn't
363 have a gun so, like...

364
365 Q: Does she own a gun?

366
367 A: (Unintelligible).

368
369 Q: So did both of you all step out of the bedroom? Were you in the hallway?

370
371 A: Yes, like, didn't even get all the way down the hallway to the door.

372
373 Q: Mm-hm.

374
375 A: Before it got kicked she literally she got shot right at her doorway in - in the
376 house. Like, we both literally stepped out of her doorway and then they kicked
377 own the door and I let off the shot. Remember how we were next to each
378 other.

379
380 Q: Okay.

381
382 A: So then they just start shooting like 10 shots.

383
384 Q: Where did you go then?

385
386 A: I just dropped on the ground like r- right next to her but where I dropped on
387 the ground like there's a room to the left when you come outta her room. So
388 there's a wall like right here-ish.

389
390 Q: Mm-hm.

391
392 A: So when I just dropped on the ground I like scooted over but I'm tryin' to like
393 - I didn't know if these shots - where they're goin' and stuff, you know, I'm
394 scared.

395
396 Q: Mm-hm.

397
398 A: I never even been that close to someone shootin' a gun.

399
400 Q: Mm-hm.

401
402 A: Less - unless it's in a controlled environment such as at the range or
403 somethin'.

404
405 Q: Mm-hm.

406
407 A: So I'm like, freakin' out I can't (unintelligible) that's goin' so...
408
409 Q: And so you just fired off one.
410
411 A: Yeah just one. That was just a warning. Now I know don't know who's
412 comin' through this door. The door just got kicked off the hinges so I'm
413 scared.
414
415 Q: Mm-hm.
416
417 A: One shot boom and then there was a lot of a shots so I just dropped like I - I...
418
419 Q: And what did you do with your gun when you dropped?
420
421 A: I - I kicked it up under the bed I told them other officers 'cause I didn't know
422 what's goin' on at this point. Like, I'm just scared and if they did - I'm
423 thinkin' like somebody's gonna, like, come in 'cause I'm now noticing it's the
424 police now 'cause I hear them yellin' and stuff after the doors already been
425 kicked down after I'm yelling for help. And she's right there on the ground so
426 I didn't want anybody to be like thinkin' I'm tryin' to be, you know - do
427 something.
428
429 Q: Mm-hm.
430
431 A: If they come here I just want her to get help at this point.
432
433 Q: Mm-hm.
434
435 A: Like, I don't even care what happening to me at that point, like, she needed
436 help. And all of that was for no reason and nobody still said anything about
437 what they were even doin' at the door 'cause I know for a fact they couldn't
438 have been comin' for either one of us. Like, there would be no reason for that
439 at all and the other - I don't know who he was but he came and told me there
440 was some type of misunderstanding or somethin' like that already.
441
442 Q: And officer told you that.
443
444 A: Yeah in the police car on the ride over here we pulled over in a parking lot
445 somewhere and the guy came to my window. And he was asking my name
446 and he was like - first thing I said to him was, "Was she alive?" He was like,
447 well we'll talk about that when you get to where you're goin'. Lost it and he
448 was like, oh I just wanted to let you know right now that all of this was a - we
449 had a - they had a misunderstanding or something that. To me it - it seemed
450 like they realized that they were at the wrong place.

451
452 Q: Hm, okay. So was this person in uniform?
453
454 A: No he wasn't - he was - and he was drivin' like a - like a silver SUV.
455
456 Q: Okay so you and Breonna hadn't had any kind of interactions with police or
457 anything lately?
458
459 A: No.
460
461 Q: That - does Breonna work?
462
463 A: Yeah.
464
465 Q: Where does she work at?
466
467 A: She works at the hospital at, uh - right on - the one right off the highway on
468 Breckenridge Lane, um, in the Kentucky one health was UofL Health Now.
469
470 Q: Mm-hm.
471
472 A: And she also works at Jewish, um, as a part time job.
473
474 Q: Okay where do you work at?
475
476 A: M- I'm unemployed right now. I just lost my job January 21 from Coca-Cola
477 and I was working there for 2 and half years. And I actually just got hired on
478 at the post office and a place called Magna makin' the seats for Ford.
479
480 Q: You just got hired on?
481
482 A: At both of 'em so I'm lookin' I'm not gonna make it those, huh. This is crazy.
483
484 Q1: K- e- Kenny - Kenneth - what do you wanted to be called (unintelligible)?
485
486 A: Doesn't matter. Kenneth is my name.
487
488 Q1: All right, uh, I never had the luxury of like shortenin' my name. I always
489 thought it was cool. It's chad so, you know, what are you gonna do with that,
490 you know. Um, so man I just kinda wanna - I kinda just wanna go back over it
491 and kinda, um, you know, fill in maybe some confusion that I had. So these
492 like loud bangs at the door, um, and you all are yellin', you know, "Who is it -
493 who is it," you know, that kind a thing. Um, how many - you know about how
494 many loud bangs there was?
495

496 A: So at first it doom - doom - doom - doom.
497
498 Q1: Okay.
499
500 A: And like, what's the that. So now we gettin' up puttin' on clothes.
501
502 Q1: Yeah 'cause y'all are in bed.
503
504 A: Yeah we're gettin' up puttin' on clothes.
505
506 Q1: Naked pretty much?
507
508 A: Yeah.
509
510 Q1: Okay.
511
512 A: So when we get up all right I probably get my pants on.
513
514 Q1: Mm-hm.
515
516 A: She probably gets some pants on then it's another (unintelligible) doom -
517 doom - doom - doom. She's like, "Who is it?"
518
519 Q1: Right.
520
521 A: Like, loud as can be.
522
523 Q: Y'all still in the bedroom?
524
525 A: Still in the bedroom.
526
527 Q1: Okay and...
528
529 A: 'Cause we're trying gettin' on - tryin' to get decent to go answer the door.
530
531 Q: Right.
532
533 Q1: Is the...
534
535 Q: Whoever it may be.
536
537 Q1: Is the bedroom that first bedroom on the left down the hallway or is on the
538 right? I didn't make it all the way down but...
539
540 A: It's all the w- straight back.

541
542 Q1: Straight back?
543
544 A: When you come in the door you just keep on walkin' straight and you're
545 gonna end up...
546
547 Q1: Okay.
548
549 A: (Unintelligible) all...
550
551 Q1: All right.
552
553 A: ...the way down the hallway.
554
555 Q1: Okay sorry to interrupt you go ahead so...
556
557 A: So after that second loud bang.
558
559 Q1: Uh-huh.
560
561 A: Where she still yellin', "Who is it?" Like I said I grabbed the gun.
562
563 Q1: Sure.
564
565 A: So now we're - got enough clothes on. I still didn't make it to even put shoes
566 on or anything. I don't have anything on so...
567
568 Q1: Yeah - no I see it yeah.
569
570 A: So after I grab that we start walking towards the d- the door to go see who it
571 is.
572
573 Q1: Sure.
574
575 A: Another loud bang - well not really I don't even know there's another long
576 bang but the doors comin' in when we got to the doorway to go see who it is
577 the door is comin' in.
578
579 Q1: The doorway like in f- like, down the hall?
580
581 A: The doorway - no we never...
582
583 Q1: Okay.
584
585 A: ...made it past - passed the - back passed the room. The...

586
587 Q1: You mean the bedroom doorway?
588
589 A: We - we never made it passed the second bedroom - the second bedroom in
590 the home that's on the left and there's a bathroom that's on the right if you're
591 coming from the room.
592
593 Q1: Mm-kay.
594
595 A: We never even made it like mid hallway.
596
597 Q1: Okay.
598
599 A: If it's...
600
601 Q1: So you never made it past the bathroom?
602
603 A: No if you saw where her - where her body was at and I saw before I left there
604 was holes in the - the back wall.
605
606 Q1: Mm-hm.
607
608 A: Like of the hallway. So you see exactly where we were at.
609
610 Q1: Mm-hm.
611
612 A: Like comin' to the door.
613
614 Q1: Right.
615
616 A: But as we're comin' to the door the door, like, comes off the hinges.
617
618 Q1: Okay.
619
620 A: Like, but you st- you can't see anybody though. Like, when the door comes
621 off the hinges it's just - it's happenin' fast, like, it was like an explosion.
622
623 Q1: Sure.
624
625 A: You know, so boom one shot. Then all of a sudden there was a whole lot a
626 shots. We both drop to the ground but I just hear her screamin'.
627
628 Q1: Mm-hm.
629
630 A: You know, and...

631
632 Q1: Did you shoot towards the door or just like up in the air or like...
633
634 A: Like k- like towards the ground really...
635
636 Q1: Right.
637
638 A: ...just a warning shot so if it was somebody like - they would run off or
639 something, you know what I'm sayin' just like (unintelligible) at this point we
640 think somebody's breakin' in - in the home, like, we don't...
641
642 Q: Did you see anything - when the door come off the hinges did you see
643 anything at that point?
644
645 A: No I couldn't see any - it was dark there was no lights.
646
647 Q: Mm-hm.
648
649 A: Out there. So all we're hearin' is these loud booms and we're sittin' here
650 wasn't nobody sayin' who it is and then the door gets kicked in.
651
652 Q1: Where were you at - where was - where was she at and where were you at
653 when that shot was fired.
654
655 A: So say she - she was right here.
656
657 Q1: Right.
658
659 A: And I was right here.
660
661 Q1: Okay.
662
663 Q: Is this the other bedroom door?
664
665 A: This is the other bedroom door right here and that would be that bathroom and
666 she standing right here.
667
668 Q: And up and your all bedroom was back there.
669
670 A: We just - yeah we just...
671
672 Q1: Uh...
673
674 A: ...came out of the room.
675

676 Q1: Yeah.
677
678 A: She really came out first but she was kinda like next to me so I come out.
679
680 Q1: Sure.
681
682 A: And then the door gets kicked in so I'm right - here's the other room. She's
683 right here. So it was one shot boom. Now the doors flying open there was a
684 whole lot of shots so we both drop.
685
686 Q1: Right.
687
688 A: But when I drop I'm, you know - I'm right here closer...
689
690 Q1: Mm-hm.
691
692 A: ...to this room and she's dead in the middle of the hallway.
693
694 Q1: Okay.
695
696 A: So any shots comin' in don't have any choice but to go right there.
697
698 Q: So is - are you right-handed.
699
700 A: Yes.
701
702 Q: So you shot with your right hand.
703
704 A: Yeah.
705
706 Q: So did you shoot...
707
708 A: Here.
709
710 Q: ...before the door flew open?
711
712 A: Yeah - well like at - it was all in like one motion.
713
714 Q: Mm-hm.
715
716 A: As it flew open, like - like, boom - boom.
717
718 Q1: Right.
719
720 A: Like, it was like simultaneous kinda.

721
722 Q1: And it's kinda like that, like eye level boom.
723
724 A: Yeah - not really I feel like - I feel like I aimed down.
725
726 Q1: Aimed down a little bit.
727
728 A: Yeah like 'cause I wasn't - of course I'm - I don't need to kill anybody if, you
729 know, if I could just get you outta here.
730
731 Q1: Mm-hm.
732
733 A: Just by you hearin' that so...
734
735 Q: And did you hear anything, any other words? I mean was anything being said
736 at all when the door floor open or...
737
738 A: No.
739
740 Q: Didn't hear anything?
741
742 A: No - no just the door comin' open and at that point they're shooting and she's
743 screaming.
744
745 Q: Mm-hm.
746
747 Q1: Yeah.
748
749 A: And I'm on the ground my feet are kind into the other room....
750
751 Q: Mm-hm.
752
753 A: ...at this point so when I try to - when I - I'm scootin' like...
754
755 Q: Mm-hm.
756
757 A: You know, and like I said so when I let off the shot and I dropped to the
758 ground the gun dropped like right here and as I'm on the ground I kicked it
759 like that with my foot.
760
761 Q: Into that other bedroom?
762
763 A: Yes.
764
765 Q: Underneath that bed there?

766
767 A: Yes.
768
769 Q: Okay.
770
771 A: Yes and I told...
772
773 Q: Is that her sisters room?
774
775 A: That's her sisters room.
776
777 Q: Okay.
778
779 A: And she's not here right now she's in California so...
780
781 Q: (Unintelligible).
782
783 A: Thank god she wasn't here (unintelligible).
784
785 Q1: At what point did you realize they were the police?
786
787 A: When - when the door was open and she was on the ground, like, bleeding so
788 now I'm right there with her. And, like, I can hear, like - like, a whole lot of
789 chatter and stuff outside but I'm hysterical, like, at this point. Like, I'm yellin'
790 somebody to come help her or whatever and then after it's been like 5
791 minutes, like, I had - I called my mom and told her that somebody just kicked
792 in the door and shot Bree. So at that point when I call my momma I still didn't
793 know it was the police 'cause I told her on the phone somebody kicked the
794 door. So I hung up with my mom's like, call 911 right now - call 911 right -
795 right now. So I call 911 that I told them what happened. I'm still not knowing
796 it's the police 'cause then I called, uh, Breonna's mama. I hung up on 911 I
797 told 'em my name and I told 'em what happened and I told 'em where I was
798 at. Then I hung up and I was like, "I gotta go - I gotta go." So I called her
799 mom. I called Breonna's mom and then I told her what just happened and
800 when I was on the phone with her that's when I kinda realized that it was the
801 police 'cause now they're yellin' like, come out - come out. And I'm on the
802 phone with her so while this is all - I'm still yellin' help 'cause she's over
803 here, like, coughin' and, like, I'm just freakin' out but I'm on the phone her
804 mom now at this point. So they keep yelling, "Come out." So I'm like, okay
805 it's the police so now I'm like, okay so I'm - I'm comin' out or whatever. I
806 still on the phone with her mom. Before I stepped out I yelled to them I'm
807 like, "Hey I got a phone in my hand. Like, I'm unarmed, like...
808
809 Q: Mm-hm.
810

811 A: Like, you know, so I come out and I like, you know - I'm like this. They're
812 like put the phone down - put the phone down so I put the phone of the
813 ground. Then I'm just like this and they're like tellin' me to walk backwards
814 to 'em or whatever. So I'm - just start walkin' backwards and they're like,
815 there's, uh, somethin' that was blockin' me or whatever. They was tellin' me
816 to move it out of the way. And like the dog is barkin' and that's when I got
817 close to the edge and the dude was like, are you hit with any, uh, "Did you get
818 hit by any bullets?" And I'm like, "No." He said, "Oh that's unfortunate."
819 And then that's when they had the dog right there. I'm - don't have on any
820 shoes. I clearly have nothing in my hands - anything. I'm walking backwards
821 and he has his dog right here barkin' like 3 feet behind me. Like, the dog is
822 goin' crazy and he's like, if you don't, uh - somethin'. If you don't get down
823 or somethin' on your knee - I'm doin' everything they're askin' me to. Slowly
824 and surely, like, I'm, like, scared to death and I told them like I'm scared, like
825 - and they was - he was, "If you don't get down on your knees I'm gonna let
826 the dog go - I'm gonna let dog go." And I'm just like, please don't let the dog
827 go. Like so now I finally get down and then they come and they put the cuffs
828 on me and stuff and then they're walkin' me away and that was it. That was
829 the end of everything.
830

831 Q: Where did you put - did you put your phone down at?

832
833 A: Right in front of - the - the front door.

834
835 Q: Okay.

836
837 A: And her mom was still on the phone while this was happenin'.

838
839 Q: What's your phone look like?

840
841 A: It's - had a r- it's got a red, uh - uh, cellphone case on it. It's a iPhone 11, uh,
842 max pro.

843
844 Q: Does it have a passcode that like - that locks it?

845
846 A: Mm-hm.

847
848 Q: Do you know the passcode?

849
850 A: ██████████

851
852 Q: Did she have a phone?

853
854 A: Yeah.

855

856 Q: Was - did she call anybody like when y'all...
857
858 A: She didn't...
859
860 Q: ...first heard the banging?
861
862 A: Naw - naw I didn't c- I called people after everything had happened and
863 nobody - what really made me not realize it was the police either because
864 nobody was like rushin' in after all this happened. They all like stayed outside
865 so I'm like, what the heck was that.
866
867 Q: Mm-hm.
868
869 A: Like so now because she was shot that's what made me call my mom and call
870 her mom, you know, and let everybody know what just happened like...
871
872 Q: So you called your mom then 911 and then her mom.
873
874 A: Because my mom told me to call 911.
875
876 Q: So do y'all have like patio doors in your apartment as well?
877
878 A: Mm-hm.
879
880 Q: Did you see anybody - I mean w- did you come out - out of the hallway
881 before...
882
883 A: I - I...
884
885 Q: ...when you started...
886
887 A: ...never came outta the hall - down the hallway until I walked all the way
888 outside with my phone. I never came all the way down the hallway.
889
890 Q: Okay.
891
892 A: I didn't know what was going on. I'm like, I was worried about her she was
893 on the ground bleeding.
894
895 Q: So were you walking out of the apartment backwards or did you walk forward
896 until...
897
898 A: I walked forward...
899
900 Q: ...you got to the door?

901
902 A: ...until - until I got to the door. And I yelled out the door, "Hey I have my
903 phone in my hand and I'm comin' out." And when I came out they told me to
904 put the phone down. And they told me to face towards the other door then
905 walk backwards towards them.
906
907 Q: Okay did you see any th- anybody or anything at your patio doors or
908 anything?
909
910 A: No.
911
912 Q: And what were they yellin' to you?
913
914 A: Just, "Come out." They were just yelling, "Come out of the apartment."
915
916 Q: And so once the door flew open you never saw any bodies?
917
918 A: No.
919
920 Q: And never heard anything...
921
922 A: No after the door flew open I guessed they like dispersed or somethin' which
923 makes sense 'cause I let off a shot. So I guess they just moved from right
924 there. But I still not knowin' who it was or what just happened. Like,
925 everything happened like in a blink of an eye.
926
927 Q: Mm-hm.
928
929 A: Like, literally it was, like, 5 to 10 seconds or less.
930
931 Q: Mm-hm.
932
933 A: Like, and all of that happened.
934
935 Q: Like, do you know how m- g- d- any idea how many shots you heard after you
936 fired - fired yours?
937
938 A: Like, 10.
939
940 Q: Ten.
941
942 A: It h- it had to be at least like 10. Like, it was a lot a shots. I seen for sure on
943 her I was right there with her like - I don't even know, like, 3 holes like in her
944 leg then on the wall like right behind where she was there was like - like 4
945 holes on the wall. You know, like, it was a lot of shots.

946
947 Q: So d- you say when you guys were laying in bed you grabbed your gun. Do
948 you keep your gun like on - next to you in bed or...
949
950 A: Nah, like, it was just, like - like, on the floor I think like in the holster. Just
951 there 'cause I usually - I carry it every day and I got a holster and it just goes
952 on the inside.
953
954 Q: Mm-hm.
955
956 A: Like, of my pants so I mean at the end of the day or whatever whenever I
957 come in the house whether it's her house or my house or whatever I'm just
958 gonna set it somewhere.
959
960 Q: Mm-hm.
961
962 A: I don't have any kids or anything and she don't either so it really doesn't have
963 to, like, put up.
964
965 Q: Right.
966
967 A: (Unintelligible) anything.
968
969 Q: Mm-hm.
970
971 A: So...
972
973 Q1: Kenneth I know you said you fired one round. Did - did she ever shoot at all?
974
975 A: Naw.
976
977 Q1: Did - did any more rounds ever get fired out of that gun?
978
979 A: No.
980
981 Q1: Just one.
982
983 A: Okay 9-millimeter Glock okay.
984
985 Q: Do you keep a full mag?
986
987 A: Yeah but that one might a been shot maybe like - maybe 2 or 3. Only because
988 last time I went to the range I used up all my bullets so I only had that couple
989 left.
990

991 Q: Mm-hm.
992
993 A: So I just had 'em in there for just in case.
994
995 Q: How many do you think you had in your magazine?
996
997 A: I can't really say 'cause I mean ain't like I just check it all the time.
998
999 Q: Right.
1000
1001 A: I mean 'cause I don't expect to be using it so as long as I have more than you
1002 know 2 or 3 that was fine with me 'cause it shouldn't...
1003
1004 Q: Mm-hm.
1005
1006 A: ...take any more than that.
1007
1008 Q: Right do you always keep one in the chamber?
1009
1010 A: Nah - no when I got up I put one in there 'cause nobody was sayin' who was
1011 at the door.
1012
1013 Q: I never keep one in the chamber because once upon a time I got - well not
1014 pulled over but the police kinda pulled up on us and this was when I had first -
1015 well I didn't have a gun license yet and, um - well nah I did get pulled over
1016 actually and I had one in the chamber and the police told me he said, hey for
1017 future re- they took my gun and whatever and they, um, took out the clip and
1018 like ran my ID and stuff but then they came back and he - he was like, uh, I - I
1019 never had anybody guns back so they put - they gave me - they threw the clip
1020 in my front seat and they put the gun in my trunk and he was like, for future
1021 reference never keep one in the head 'cause that's, uh - uh, that's a charge or
1022 something like that. Like, intent or somethin' like that so since then I never
1023 even keep one in there.
1024
1025 Q: Mmm, okay interesting and so you don't know h...
1026
1027 A: I don't n- I don't know how true that was but I mean it made sense to me so
1028 I'm like, you know, I don't want any problems.
1029
1030 Q: Mm-hm.
1031
1032 A: So I just won't keep on in there.
1033
1034 Q: Mm-hm, and so you don't know how many you had in your clip?
1035

1036 A: Mm-mm, I - I say maybe like 7 or 8. It only holds 10 plus 1 I think.
1037
1038 Q: How long have you had the gun?
1039
1040 A: Mmm, I'd say maybe like a year and half, almost 2 maybe.
1041
1042 Q: You go to the range a lot?
1043
1044 A: Naw I've only been to range like 2 or 3 times. I only shot that gun in a range
1045 m- once actually.
1046
1047 Q: Do you have other guns?
1048
1049 A: Well I did but I had to - well I only had one other one. The, uh, AR-15, um,
1050 pistol, like, the smaller one but I had to sell it 'cause I was broke so...
1051
1052 Q: So you don't have that one - gun anymore?
1053
1054 A: Mm-mm.
1055
1056 Q: So is there...
1057
1058 A: (Unintelligible).
1059
1060 Q: ...any gu- any other guns in her apartment?
1061
1062 A: No.
1063
1064 Q: The - the sister doesn't have one that would be kept anywhere?
1065
1066 A: Mm-mm.
1067
1068 Q: And she never - and she...
1069
1070 A: Mmm...
1071
1072 Q: She ever...
1073
1074 A: She's only - she's only 20 years old. Yeah she definitely doesn't have any
1075 guns.
1076
1077 Q: Okay and then Breonna's never had a gun before.
1078
1079 A: Naw I'm supposed to be getting her one.
1080

1081 Q: Mm-hm.
1082
1083 A: But she doesn't have it yet.
1084
1085 Q1: Any type of specialty ammo or anything like that you carry? This is just ball
1086 ammo or c- carry hollow points or anything?
1087
1088 A: Yeah just hollow points.
1089
1090 Q1: Mm-kay.
1091
1092 A: Like - like think they was called like Remington.
1093
1094 Q1: Mm-kay.
1095
1096 A: Come in a little green box.
1097
1098 Q1: It's a lot to process Kenneth.
1099
1100 Q: Mm-hm.
1101
1102 Q1: Um, I'm trying to make sure we...
1103
1104 A: I'm (unintelligible).
1105
1106 Q1: ...ask you everything and...
1107
1108 Q: Is there anything you can think of that we haven't asked that - so did you
1109 actually talk to a dispatcher when you called 911 someone answered? And
1110 what'd you say to 'em?
1111
1112 A: I told 'em someone just - just kicked in the door and shot my girlfriend.
1113
1114 Q: Did you give 'em the address?
1115
1116 A: Yeah - yeah I told 'em my name and I gave 'em the address and I think that
1117 was it. I was panicking too at the time so I started cryin' on the phone noticing
1118 what was going on with her.
1119
1120 Q: Mm-hm.
1121
1122 A: And I just told 'em - I like, "I gotta go. I gotta call Mom. I gotta go."
1123
1124 Q: So was there any sounds in the apartment that would be picked up you think
1125 that was going on at that point while you is on the phone with 911?

1126
1127 A: Maybe the TV 'cause the movie was still on.
1128
1129 Q: But nothin' from like outside in the hallway or at the door or...
1130
1131 A: I don't think so.
1132
1133 Q: No one yellin'? What's your mom's name?
1134
1135 A: [REDACTED]
1136
1137 Q: And her mom?
1138
1139 A: My mom's mom?
1140
1141 Q: No I'm sorry.
1142
1143 A: Oh.
1144
1145 Q: Sorry - sorry Breonna's mom.
1146
1147 A: Um, [REDACTED] um - nah it's [REDACTED] [REDACTED] [REDACTED] I can't even think of her real
1148 name 'cause I just call her CP - well I call her Bree's mom.
1149
1150 Q: Oh.
1151
1152 A: I..
1153
1154 Q: So you're thinkin' [REDACTED]
1155
1156 A: It's [REDACTED].
1157
1158 Q: [REDACTED] okay. So you said that you and Breonna have been on and off for
1159 seven years. So you said that - that she had messed around with somebody
1160 else before or?
1161
1162 A: Yeah it was really she messed with him before me and then we started messin'
1163 with each other. But then we wouldn't mess with each other so she kinda
1164 messed with him again, you know, and then - just that sort a situation.
1165
1166 Q: Mm-hm.
1167
1168 A: But me and her always mess - that was my best friend.
1169
1170 Q: How - h- so you guys known each other longer than 7 years or...

1171
1172 A: I'd say we met in like 2012 or '13. So when I say when I say (unintelligible) it
1173 was really like the first 3 - 4 years of us knowin' each other. Like, we weren't
1174 even together, like, it was just my, like - my best friend.
1175
1176 Q: Mmm, has she always lived in this apartment?
1177
1178 A: Well first she lived with her mom when I first met her. Then when she moved
1179 - she moved into that apartment. It was her first apartment so she probably
1180 moved there in like 2014 or '15 maybe.
1181
1182 Q: Okay.
1183
1184 A: She's been there ever since.
1185
1186 Q: And then your apartment is over out at [REDACTED] which isn't too far.
1187
1188 A: Mm-hm, I just moved there in July so for the last two years before July I lived
1189 there with Breonna at Springfield Drive.
1190
1191 Q: Oh you lived with...
1192
1193 A: Yeah.
1194
1195 Q: Okay.
1196
1197 A: For the last 2 - 2 maybe 3 years before I moved to my own apartment in July.
1198
1199 Q: Okay of 2019?
1200
1201 A: Yeah.
1202
1203 Q: Okay.
1204
1205 A: Yeah so I moved...
1206
1207 Q: Do you live there by yourself?
1208
1209 A: Yeah.
1210
1211 Q: And do you all go and stay at your apartment too...
1212
1213 A: Mm-hm.
1214
1215 Q: ...sometimes?

1216
1217 A: We do pretty much rotate 'cause like I said her sister lives there too. So if her
1218 sister was there right now we probably woulda like went over to my apartment
1219 but...
1220
1221 Q: Mm-hm.
1222
1223 A: ...her sister's outta town right now so we just at her apartment.
1224
1225 Q: Have any kind of schedule where you are at her house a couple days then at
1226 your house or it's just...
1227
1228 A: Naw just...
1229
1230 Q: ...what's goin' o...
1231
1232 A: Just depends on what we feel.
1233
1234 Q: Mm-hm.
1235
1236 A: You say you don't have any roommates?
1237
1238 Q: So it's just a one-bedroom apartment?
1239
1240 A: Mm-hm.
1241
1242 Q1: Does she have anything over at your house?
1243
1244 A: Toothbrush.
1245
1246 Q1: Toothbrush.
1247
1248 A: Uh, a flat iron under the sink.
1249
1250 Q: Girl stuff? She don't have any clothes or she keep anything over there?
1251
1252 Q1: Mail or anything like that?
1253
1254 A: Naw, probably not. She might have a t-shirt or somethin' over there.
1255
1256 Q: She travel with her stuff? Like when you - she would come and stay at your
1257 place she would bring a bag or...
1258
1259 A: Well that really just depends because I mean she only live right around the
1260 corner. So we didn't ever really like plan specifically to stay anywhere we just

1261 whatever we was feelin' at the moment.
1262
1263 Q: Mm-hm.
1264
1265 A: And she didn't have nothin' it didn't really matter 'cause we gonna get up and
1266 we can go right around the corner her (unintelligible) so it's not...
1267
1268 Q: Mm-hm.
1269
1270 A: Or she'll get up and leave or whatever.
1271
1272 Q: When was the last time she stayed at your apartment?
1273
1274 A: Mmm, I mean maybe like a week ago. Maybe like a week or two ago. Her
1275 apartments just better. My apartment's a bachelor pad so...
1276
1277 Q1: Hm.
1278
1279 Q: Little smaller?
1280
1281 A: Not so much though.
1282
1283 Q: Do either one of y'all have k- children? No? Did y'all - do you all have your
1284 own cars? Did you drive over there? Was your all's cars in - in the apartment
1285 complex parking lot like right outside the door? What kind of car do you
1286 drive?
1287
1288 A: 2014 Chrysler 300.
1289
1290 Q: What about her?
1291
1292 A: She just got a new car too. She loved it.
1293
1294 Q: What'd she get?
1295
1296 A: A 2019 Charger RT.
1297
1298 Q: Nice.
1299
1300 A: Is the police officer that got hit okay?
1301
1302 Q: I don't know. I don't any specifics on that yet.
1303
1304 Q1: Yeah let's take a break for a minute. I gotta go to the bathroom, um, Kenneth
1305 do you need anything? We'll...

1306
1307 Q: Little snacks or anything? We've got - I don't know if you're hungry or
1308 anything or not.
1309
1310 A: I can't eat.
1311
1312 Q1: We'll c- we'll come back in about 15 - 20 minutes and kinda talk a little bit
1313 more I just wanna take a break for a second. 'Kay kind of process some of this
1314 stuff. Do you have any questions for us before we go? Wh...
1315
1316 A: Why did they even come there?
1317
1318 Q1: Yeah so we're - I mean we're in the early stages and stuff like that. And that's
1319 kinda something I wanna - I wanna figure out.
1320
1321 A: And - and why did he say to me that this - it was a misunderstanding?
1322
1323 Q: I don't know that's - I mean there's - that's some new information for us as
1324 well. I mean that's what we're trying to learn.
1325
1326 A: The officer - so the officer who was in the car with me who brought me here.
1327 She heard him say it too because he told her to roll down my window. And he
1328 was like, man - his tone was totally different from everybody else's. He was
1329 like we're gonna get you over here need anything woo - woo, like, he was
1330 bein' real nice.
1331
1332 Q1: Mm-hm.
1333
1334 A: So like I'm not idiot. I feel like that they figured out somethin'. They did
1335 somethin' wrong.
1336
1337 Q1: Well let's look into that we'll figure it out here...
1338
1339 Q: Mm-hm.
1340
1341 Q1: ...in a second. We'll be back 15 - 20 minutes okay.
1342
1343 A: I do have to use the restroom.
1344
1345 Q1: Yeah you can go to the bathroom.
1346
1347 Q: (Unintelligible).
1348
1349 Q1: Can you just make if you leavin' here or (unintelligible) to you. Give us a
1350 second here buddy let me make sure the restrooms clear and...

1351
1352 Q: (Unintelligible).
1353
1354 Q1: We'll get it figured out okay. Kenneth we're gonna come over and take some
1355 photographs okay (unintelligible). Come back in here talk a little bit more
1356 okay - oh sorry.
1357
1358 A: (Unintelligible).
1359
1360 Q1: We're gonna come right over here buddy. Crime Scene Unit Technician.
1361
1362 Q2: Gonna have you stand against the wall. Turn to the side please. Face the wall
1363 please. Turn to your other side. I need to take pictures of all your tattoos.
1364
1365 Q1: Who does your work?
1366
1367 A: I got a tattoo in (unintelligible).
1368
1369 Q1: Oh you hadn't had one in 10 years no? You still a (unintelligible) fan? Yeah
1370 good.
1371
1372 Woman: 424 (unintelligible).
1373
1374 Q2: (Unintelligible).
1375
1376 Man: (Unintelligible). Uh, after the photographs we'll walk him over to the
1377 bathroom.
1378
1379 Q1: You have any injuries or anything like that Kenneth? Like a bruise or...
1380
1381 A: Right here.
1382
1383 Q1: What is it?
1384
1385 A: (Unintelligible).
1386
1387 Q1: Sorry?
1388
1389 A: My arm.
1390
1391 Q1: Your arm?
1392
1393 A: Yeah.
1394
1395 Q1: (Unintelligible).

1396
1397 A: I don't know.
1398
1399 Q1: Wish I had somethin' for that man. Um, anything else? Any scrapes,
1400 bruising, nothin'? (Unintelligible). Uh, Crystal (unintelligible). Come on
1401 (unintelligible) door here.
1402
1403 A: (Unintelligible) door shut.
1404
1405 Q1: Now everything's (unintelligible).
1406
1407 A: (Unintelligible).
1408
1409 Man: Uh, (unintelligible).
1410
1411 Q2: Mm-hm.
1412
1413 Q1: Come on Buddy. That - that one's open it - it always shut you just gotta pull
1414 on it hard. There ya go. What did you do for Coca-Cola back in the day?
1415
1416 A: (Unintelligible) I did everything.
1417
1418 Q1: Yeah.
1419
1420 A: I started off - I started off (unintelligible) orders drinks for the stores.
1421
1422 Q1: All right.
1423
1424 A: Then I (unintelligible) driving forklifts.
1425
1426 Q1: (Unintelligible).
1427
1428 A: (Unintelligible).
1429
1430 Q1: Yeah?
1431
1432 A: (Unintelligible) just a month ago (unintelligible).
1433
1434 Q1: Pay pretty well?
1435
1436 A: (Unintelligible).
1437
1438 Q1: Crazy.
1439
1440 A: (Unintelligible).

1441
1442 Q1: Man I will (unintelligible) if I can, uh, I'll see if we have any all right give me
1443 a minute we'll go and then we'll get Manny we'll drive back all right. Gonna
1444 leave this in here.

1445
1446 Man: (Unintelligible) it's kind of (unintelligible).

1447
1448 Man: (Unintelligible).

1449
1450
1451 The transcript has been reviewed with the audio recording submitted and it is an accurate
1452 transcription.

1453 Signed _____

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INTERVIEW WITH KENNETH WALKER

Q=Sgt. Amanda Seelye

Q1=Sgt. Chad Tinnell

A=Kenneth Walker

Q1: The time now is 0514 hours.

Q: How we doin'? Can you think of anything while you've been sittin' here that you think would be important?

A: Everything I told you that I thought happened. It's all random.

Q: So, the other - you had mentioned that you and Breonna have been on and off, you know, for - for some time and she'd messed around with some other people, and you thought maybe that's who had come to the door. Any idea who that was or could have been?

A: Mm-mm.

Q: Who was the guy that she was messin' around with before?

A: I don't know his name. I just know of him.

Q: Did she ever talk about him?

A: Mm-mm.

Q: You don't anything about him? Like, was he involved in anything that would link him to her that would raise questions and...

A: Mmm, not necessarily.

Q: 'Cause I wouldn't think you'd be a fan of this dude if he was messin' with your girl.

A: Definitely not.

Q: So, you don't know if he was involved in narcotics or any kinda drug stuff

46 that maybe he kinda used her as a - like used her place as, like, a scapegoat,
47 you know, or somethin' that would get the police to go talk to her and not to
48 him, you know, and if - if she kinda did him wrong and he was mad and so he
49 would say, "Hey," you know, "this is the address," or - I mean, do you think...

50

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52 The transcript has been reviewed with the audio recording submitted and it is an accurate
53 transcription.

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INTERVIEW WITH KENNETH WALKER

Q=Sgt. Amanda Seelye

Q1=Sgt. Chad Tinnell

A=Kenneth Walker

Q1: Just changed the batteries. Time now 0519. I see it died only halfway through. I'm sorry go ahead. (Brianna Bank) I think is the last name you said.

Q: So P- P- (Brianna) - you said it was the cousin. I think she was a CO.

A: Mm-hm. I think she currently works at like the Juvenile Center 'cause like I said I lost my job end of January so she was actually tellin' about - tellin' me about a position opened there just workin' with kids.

Q: Hm.

A: So I'm pretty sure that's what she does right now just kids. She was sayin' there's like kids who they don't stay there. Like, they just transition to there the place that she works or somethin' like that.

Q: Okay. So you've never noticed Breonna having any kind of people coming in and out of the apartment or...

A: Definitely not. She hates people like a lot of people comin' over there and stuff.

Q: Do you know if the dudes that she kind of messed around with when you guys were on your off that would come to the apartment? Could you think of anything or anyone that would cause the police to be looking at her apartment?

A: No.

Q: She's never talked about anything that she would maybe be caught up in or tied up in that...

A: No.

46 Q: ...would cause the police to come knocking at the door?
47
48 A: She's literally my best friend like it was nothin' we didn't talk about. And I
49 talked to her every single day so I would've - even if she didn't tell me, I
50 would've caught on or noticed if there was somethin'.
51
52 Q: Mm-hm.
53
54 A: Out of the ordinary goin' on.
55
56 Q: When you guys would be on your off, would you guys still be in contact with
57 each other?
58
59 A: Yes.
60
61 Q: So you'd be not dating, and she'd be kind of dating somebody else, but you
62 guys would still interact?
63
64 A: Yeah.
65
66 Q: I think that would be hard.
67
68 A: It was.
69
70 Q: Especially if she's messing around with some other dudes.
71
72 A: But it was only like that because like I told you like when we first met,
73 originally, we was friends.
74
75 Q: Mm-hm.
76
77 A: So it's like no matter what like we was always gonna be friends.
78
79 Q: Mm-hm.
80
81 A: And like what I'll be going through, she'll be there for me. No matter what
82 she was going through, I was there for her. It wasn't a whole lot of dudes. It
83 was just one dude. Just one dude. I mean she mess with him before she mess
84 me so it's like it wasn't a random guy like.
85
86 Q: Mm-hmm. And you don't know his name?
87
88 A: Mm-mm. Mm-mm.
89
90 Q1: Don't know what he goes by or nothing like that?

91
92 Q: She messed around with him more than once then during the time of you're all
93 seven years? You guys talk a lot I would think she'd mentioned his name or...
94
95 A: I didn't like talkin' about it.
96
97 Q: See his name on her phone? So when you guys would be on your off would
98 you kinda date around too?
99
100 A: Mm-hm. But we would never like lie to each other so, you know, there was
101 goin' on, what's goin' on. But my phone was still in her name and like I had
102 mail goin' to her house and - and yeah, like was my best friend. Like so, but
103 like aside of our relationship stuff even when that wasn't right like we were
104 still friends, and we still family like I still talk to her mom, her aunt, her sister,
105 her - and all of them have like my cell phone number. I got theirs. I go talk to
106 them when I wasn't even talkin' to her sometimes.
107
108 Q: They never mentioned anything about this guy like, "Hey, man we don't like
109 him."? We not, you know, "We don't want him..." You know 'cause it seems
110 like they liked you if you were that close...
111
112 A: Mm-hm.
113
114 Q: ...with them or even talking with them even when you guys aren't, you know,
115 dating at that moment. They didn't say that this guy's no good for her? He's in
116 some shady stuff?
117
118 A: Her mom used to state stuff, but I don't - I don't know anything' about that
119 dude 'cause I didn't want to. Like I don't know him. I don't need to know
120 him. That's not my friend. That's not my associate or anythin' so...
121
122 Q: Her mom didn't like him?
123
124 A: Hm.
125
126 Q: 'Cause maybe 'cause she liked you so much.
127
128 A: I'm not sure. I never tried to get into it.
129
130 Q: She was trying to push him out so you could stay in - in the front.
131
132 A: I mean, but I was gonna stay there regardless like so...
133
134 Q: Mm-hm. You was always by her side no matter what. I would think if she's
135 messing with somebody that wasn't any good for her, you being that close to

136 her and love her like you do.
137
138 A: We didn't speak of no other guy. That's - that's not cool. We gotta let her
139 figure out - figure out he's no good on her own.
140
141 Q: True, but sometimes...
142
143 A: When you - when you like somebody it's no matter what somebody else says
144 about him, you never not like him for yourself until you not like him for
145 yourself.
146
147 Q: That's accurate statement.
148
149 A: So wouldn't matter what I said or anythin' 'cause if that's what you wanna do,
150 it's what you gonna do until you feel like it's not what you wanna do.
151
152 Q: Mm-hm. And sometimes it takes somebody on the outside, though to...
153
154 A: Took me a long way to feel like that, though. Took me a long while.
155
156 Q: Mm-hm.
157
158 A: Like I said, we knew each other for years so.
159
160 Q: Has her mom ever mentioned the name or, you know, never cross paths ever?
161 You ever see him?
162
163 A: Well, I seen him one time like probably like four years ago and I told you
164 though one day I was over here like he popped up over there, but I never like
165 saw him face to face 'cause he was like callin' her phone and stuff.
166
167 Q: Mm-hm.
168
169 A: And we had like people over there and then like she had just went outside in
170 the parking lot and talked to him, but I stayed in the house. Like and she just
171 came back. She's out there for two minutes and then came back in the house.
172
173 Q: So you never saw his name like she didn't have like a code name or anything
174 on her phone that it would pop up?
175
176 A: It was actually no name which is the number.
177
178 Q: Oh.
179
180 A: Yeah, so...

181
182 Q: She really kept him a secret. Do you remember what he looks like? Black guy,
183 white guy?
184
185 A: Black guy.
186
187 Q: And so, you don't know if he was from the area?
188
189 A: Mm-mm.
190
191 Q: Local?
192
193 A: I really tried not to look too much into it. I could drive myself 'cause at the
194 end of the day we have like an understanding so it's like...
195
196 Q: You don't think about somebody's ex.
197
198 A: ...until - until we decide - decided how we were gonna be together then, you
199 know, whatever you do is whatever you do.
200
201 Q: Mm-hm. Okay. 'Cause the reason - we're just trying to figure out what would
202 be the reason for, you know, police come and knock on...
203
204 A: (Unintelligible) they already - they already told me they made a mistake so
205 I'm knowin' that was the mistake and then they kept on askin' me what, "Is
206 there anybody else in there?" I'm like, "No, it's just her on the ground. You'll
207 shot her." And they kept - they kept askin' me, "Is there a white male in
208 there?" I'm like, "No, there's not a white male in there. There's never been a
209 white male in there." So they must've been lookin' for a white male and
210 knocked on the wrong door. That's my conclusion. Almost 100% sure that's
211 what happened. And then when I told them that there was nobody but me and
212 her in there, when after that dog was barking at me and stuff and I'm gettin'
213 on my knees and they're puttin' the handcuffs, I seen all their faces. I - I - I
214 told them there was nobody in there but me and her and everybody was
215 lookin' around at each other like - like what, like kind of like scratching their
216 heads like, hm, like they went to the wrong place. Like I seen it on their faces.
217 Like there's no reason like literally for last four days in a row she's been at
218 work working 12-hours a night for the last four days and I've been over there
219 playin' my PlayStation.
220
221 Q: At her apartment?
222
223 A: At her apartment for the last four days. And today was the first day that she
224 was off. And she was actually debating on if she was gonna to work today - at
225 well, whatever the date, you know, last night at 11 o'clock if they needed

226 somebody to come in, but they never called so. We head on out to eat. We
227 were over chillin'. She didn't end up going to work or she would've. There's
228 literally no information to have. I don't have a clue why they were at the door.
229 I know if they were comin' to talk to me or her they would've been no reason
230 for them to be so mean of them. There would've been no reason for them to
231 even thinkin' about kicking the door in. Like I'm sure you can look at both of
232 our records. We've never been. She's never been in any type of trouble that I
233 know of. Like she's never even been to jail here and I just want to jail here for
234 the first time ever a couple of months ago 'cause I wrecked my car and got a
235 DUI. And I'm still going to court right now for that and it's probably gonna
236 get dis - well, I don't know what. I'm goin' miss court whatever now. But
237 other than that, I got locked up in Warren County in Bowling Green in like
238 2011. I stole a hack from the mom. It's the only other time I ever been in jail
239 besides the DUI. And when they pulled me over or whatever and, um, they
240 took my gun and I went to court for that and whatever they were trying to get
241 me carry a concealed deadly weapon, but I - they just - my lawyer, like I said,
242 I didn't have any charges or anythin' so they said if I get a gun license then
243 they'll bump it down or whatever. So then it just turned it to disorderly
244 conduct, and I had to get a license and they gave me my gun back so...

245
246 Q: So were you drinking and driving?

247
248 ((Crosstalk))

249
250 A: Yeah, but that's not with the gun situation or whatever. I was just drinkin'
251 and, uh, well, I was - I had had drinks earlier, but I got in a wreck on
252 (unintelligible) Road a couple of - I think it was in like October/November
253 and I just wrecked my car, hit another lady's car. Nobody got hurt or anythin'.
254 But you know, I just went to jail for like a day or two and I - I came out, and
255 I've been going to court for it, but that's it.

256
257 Q: Do you and Breonna...

258
259 A: We literally don't do anythin'.

260
261 Q: You don't do any kind of recreational drugs, anything on the side. You guys
262 were chilling?

263
264 A: She don't do - she doesn't do anythin' like she drinks like a couple of coolers
265 or somethin' like that. She doesn't smoke weed. She doesn't smoke tobacco.
266 She doesn't anythin'. I smoke. I smoke weed from time to time and I smoke
267 tobacco, but she didn't do anythin' but drink and that's only maybe like once
268 or twice a month 'cause she works so much so...

269
270 Q: Mm-hm. So you ever did anything more than weed and got involved with

271 some shady people that?

272

273 A: Not at all. And everybody I deal with I've been knowin' pretty much my
274 whole life from school and playin' football when I was younger and stuff. I
275 don't even deal with random people. And like you say you know my dad so
276 you know I didn't grow up in the hood or anythin' like that so...

277

278 Q: Mm-hm. Have family members or anything you're involved in anything?

279

280 A: Me?

281

282 Q: Mm-hm.

283

284 A: No. My mother's 90% - our mother's family is from Lexington. She has nine
285 brothers and sisters only two of 'em live in Louisville and they're both older,
286 of course, like 50-years or older. My cousins that live here that's my mom's,
287 uh, sister's kids both 'em got like Master Doctorate degrees.

288

289 Q: Nice.

290

291 A: Graduated from UK, Ohio State. Yeah, like so...

292

293 Q: Your dad's side of the family pretty squared away?

294

295 A: Yeah, I mean everybody's older on that side of the family like nobody -
296 everybody just works. That's it.

297

298 Q1: I know you said you smoke weed. I gotta ask. Did you - did you have any
299 weed today?

300

301 A: Ear - earlier today before we went to, um, Texas Roadhouse.

302

303 Q1: So about what time was that?

304

305 A: About 6 o'clock.

306

307 Q1: Okay. Is it - I mean do you normally smoke weed? Did that...

308

309 A: I use - I used to smoke weed like a lot, but like I - I haven't been 'cause for
310 one I'm, uh, trying to get a job right now. The only reason I smoked today is
311 because I just took my, uh, drug test for the post office and for the other job
312 that I'm gonna get. I took both of 'em like yesterday.

313

314 Q1: Okay.

315

316 A: So well, I took them sometime this week, so I was done doin' drug testin' or
317 whatever, so...

318

319 Q1: So how many times - how many times this week have you smoked weed?

320

321 A: Twice.

322

323 Q1: How many - like what about like - what about like this month? How many
324 times this month have you smoked weed?

325

326 A: Like five or less.

327

328 Q1: Okay. And is that pretty consistent like five or five or less times a month or is
329 it more?

330

331 A: Well, even when I was smoking like consistently, I smoked like one time a
332 day.

333

334 Q1: When was that like?

335

336 A: When I got off work.

337

338 Q1: Okay. Like so...

339

340 A: Yeah, I go to work at 8 o'clock in the mornin'. I get off anywhere between
341 5:00 and 6:00 and when I get home I get in the shower, smoke, eat, play my
342 game.

343

344 Q1: I gotcha. And like when did that start and when did that end?

345

346 A: Smokin'?

347

348 Q1: Yeah, like that like after work.

349

350 A: Really just whenever I felt like. I didn't smoke weed until like 2012.

351

352 Q1: Okay.

353

354 A: Well, I went to WKU so that's when I started smokin' weed. I didn't even
355 smoke like when I was in high school and stuff 'cause I still I played football
356 so I didn't have time to smoke.

357

358 Q1: I gotcha. So maybe like five times this, you know, within a month period from
359 now and then what like 15, 20 times prior to that a month?

360

361 A: Yeah, I'd say.
362
363 Q1: Okay. All right. Yeah, no worries. I just wanted to make sure, you know, you
364 weren't like, you know, high on weed right now.
365
366 A: Oh, no.
367
368 Q1: No. Do you have any type of medication or anything like that in your system?
369
370 A: Mm-mm.
371
372 Q1: Nothing like alcohol? Okay, I just wanted to make sure.
373
374 A: Well, I had a - I had a big margarita at the, um, at Texas Roadhouse, but like I
375 said it was a 6 o'clock.
376
377 Q1: Yeah.
378
379 A: And then her friend was askin' us to take her to drop her kids off so after we
380 left from there, like I was riding with her she was driving today so we left
381 from there like we took her friend like down Dixie, and drive one of her
382 daughters off, then we went downtown like to the east end and dropped the
383 other daughter off. Then we took her friend back home and here at (Peacock
384 Terry) Road and then we came home. So we probably didn't get home until
385 like 9:00 maybe like 9 o'clock.
386
387 Q1: Right.
388
389 A: After that so by then I was long done feelin' that Margarita or the little blunt
390 that I smoked before we - we went to go eat so everythin' was pretty just
391 normal. Like I said, we were 'laxed. We were 'laxed in the bed. Like literally
392 the guy was over for nobody, knocked on that door we would've been sleep. I
393 would've been sleep. She was already sleep and I already been sleep within
394 the next ten to 15 minutes.
395
396 Q1: She don't smoke weed with you at all?
397
398 A: No.
399 .
400 Q1: No. No.
401
402 A: No. Mm-mm. I tried to get her to before, but...
403
404 Q1: No, not having it.
405

406 A: Mm-mm.
407
408 Q1: Good for her.
409
410 A: Good for her.
411
412 Q1: Um, man, and help me to kind of understand something right. Um, so I know
413 you originally told like the officers or whatever like she shot the gun.
414
415 A: Yeah, I didn't mean to. I was just scared like I didn't want them to think that I
416 was, like, on somethin' where it's, like, when I first came out and stuff, but I
417 had no reason to say 'cause, like I said, my gun it's legal, and everythin' like
418 clearly I was scared like I don't know. Like, nobody announced themselves or
419 anything. Like, clearly, like I said, me and her have no dealings with the
420 police or whatever so if I would've heard at the door, oh it's the police, it
421 changes the whole situation. Like, there's nothing for us to be scared of. Like,
422 we were literally on the way to open the door. We could've opened the door
423 and said like, "Hey, what's the problem? What's going on?"
424
425 Q1: Right.
426
427 A: You know, even if we were to - I would've get detained or whatever for a
428 second, I can talk to you. Like I know I haven't done anything and I know you
429 have no reason to be lookin' for me. So there's no reason why I would be
430 hostile at all. The only reason I even had the gun out 'cause we didn't know
431 who it was. So if we knew who it was then that - that would've never - that
432 would've never happened.
433
434 Q1: Right.
435
436 A: And the only reason I said somethin' about the ex-boyfriend or whatever
437 'cause it's like - like I said neither one of us are into anythin' so I couldn't for
438 the life of me imagine why anybody would be knockin' on the door at this
439 time, but it just like if it was gonna be anythin', it could be that 'cause what
440 else? Like what other. I just don't - there's no possible scenario for anybody
441 to be knockin' on the door at that time of night. You know. And then for it be
442 that hard and that loud and then you're not revealing who you are that's weird
443 like. You know. It's the middle of the night and somebody's beatin' on the
444 door at night not sayin' who they are. Like, what are gonna do if you're at
445 home with - with your family and somebody's beatin' on your door and you
446 don't know who it is after you've asked who it is?
447
448 Q1: True.
449
450 Q: Mm-hm.

451
452 A: Like I know, you'll have guns at home. You're gonna - you're gonna grab it
453 and be cautious like, "Okay, so what's going on?" You're creepin' towards
454 the door like, "Who is it? Who is it?" You know and you don't know who it is
455 and then the door flies open like...
456
457 Q: So you all had the TV on watching a movie and stuff. Was the TV loud?
458
459 A: It was normal. I'd say it was on like 12 or somethin'. Like, she don't like the
460 TV that loud. Like if I have the TV on, she's like, "Turn it down. Why it gotta
461 be so loud?" You know so it wasn't that loud.
462
463 Q1: Music on during this banging or anything like that?
464
465 A: Mm-mm.
466
467 Q1: Were you all on the process of being intimate or anything during the banging?
468
469 A: No.
470
471 Q1: Just laying there in bed?
472
473 A: I tell you she was - she was sleep.
474
475 Q1: Yeah.
476
477 A: She had probably been sleep for like 10 minutes.
478
479 Q1: Yeah.
480
481 A: I was actually kinda of bitching at her 'cause she wanted to watch that movie.
482
483 Q1: Yeah.
484
485 A: And she fell asleep.
486
487 Q1: Yeah. I hear you. Man, is there anything at your apartment or anything like
488 that that would kind of help us in this investigation?
489
490 A: No. Like I literally don't understand this at all.
491
492 Q1: Yeah.
493
494 A: Have no reason like I don't understand at all why they would be knocking on
495 her door unless it was a mistake. Like at all. And I asked that out there a

496 million times like, "Why were you out here even at the door?" Nobody had an
497 answer.

498
499 Q1: That's what we're here to figure out, man.

500
501 A: And I know it was a mistake. They kept saying, "Is there a white male in
502 there?" Like we was hiding a white guy in there like wow, like.

503
504 Q1: Yeah.

505
506 Q: She have - she ever messed around with a white guy before?

507
508 A: No.

509
510 Q: She have any white guy friends?

511
512 A: No, not - not once besides the ones that work with her.

513
514 Q: Mm-hm.

515
516 A: Like, and I talk to them on the phone and stuff while she's at work, but she's
517 never seen them outside of work except for maybe like a coworker dinner
518 with everybody was there. You know.

519
520 Q: Mm-hm. So you don't think she's ever messed around with someone that
521 maybe she's never mentioned to you?

522
523 A: No. No.

524
525 Q1: I think that's all the questions I have. If you can think of anything else.

526
527 Q: No.

528
529 Q1: Okay.

530
531 Q: Just trying to understand like you. Just wanna know what brought them to the
532 door.

533
534 A: I thought that guy who was talkin' to me was kinda weird.

535
536 Q1: Yeah, I'll get it. I dropped the batteries.

537
538 Q: All right. Well...

539
540 A: All I know is (unintelligible). He seemed real apologetic.

- 541
542 Q: Who was that?
543
544 A: The guy he had on plain clothes. He was an officer, though. He - we pulled
545 over on - on Manslick into a random parking lot, another, uh, female cop
546 came up, pulled next to us in the car. We're going this way. So we're facing
547 this way. She's facing this way. He pulled right behind us. He told the lady
548 who was driving the car I was in the car to roll down my window. He asked
549 me my name, and I think he may - he asked me my Social Security Number or
550 somethin' like that. And I asked him, "Was she dead?" And he said, "Well,
551 we'll discuss that in a second when we get down there." And I started crying.
552 But in the mist of that he was like, "There's been a big - there's been a big
553 misunderstanding here tonight." And I was like, "What you mean?" Well,
554 that's - I think that's when I asked him, "Was she - was she dead?" And he
555 was like, "We'll talk about that in a second." I just started crying. He just
556 walked away.
557
558 Q: Okay.
559
560 A: But that the first officer who he seemed apologetic like I said he's like, "Oh,
561 we gonna talk to you when we get there. We get you this. We get you that."
562 And just like I don't know like he knew everythin' was a mistake or somethin'
563 like that.
564
565 Q: I knew there was some confusing 'cause we wanted to talk with you and I
566 think we thought you were still on-scene and that can come in here so. I - I -
567 and I don't know that that's what he meant, but 'cause I didn't, you know, I
568 wasn't there and I didn't say it. But I know there was some confusing 'cause,
569 you know, we wanting to know where you were at. I mean, you know, we
570 wanted you to come here. So you're good?
571
572 Q1: Mm-hm.
573
574 Q: All right. We will conclude at...
575
576 Q1: Man, if you think of anything else you wanna tell us, knock on that door. All
577 right. We're interviewing, you know, we're interviewing everybody, police
578 officers, anybody saw anything, you know, stuff like that. So just give some
579 time okay. All right.
580
581

582 The transcript has been reviewed with the audio recording submitted and it is an accurate
583 transcription.

584 Signed _____

1
2
3
4
5
6
7 **INTERVIEW WITH SGT. JON MATTINGLY**

8 **Q=Sgt. Amanda Seelye**

9 **Q1=Sgt. Jason Vance**

10 **A=Sgt. Jon Mattingly**

11 **A1=Att. Steve (Shoring)**
12
13

14 Q: This is Sergeant Amanda Seelye of the Louisville Metro Police Department's
15 Public Integrity Unit. Today's date is Wednesday, March 25, 2020. The
16 current time is 1255 hours. We are present at 3672 Taylor Boulevard at the
17 Public Integrity Office. This will be a recorded statement from Sergeant Jon
18 Mattingly. This statement is in reference to PIU Case Number 20-019.
19 Present with me are Sergeant - Sergeant Jon Mattingly; Attorney Steve
20 Schroering; and Sergeant Jason Vance of the Public Integrity Unit. Sergeant,
21 are you aware this statement is being video and audio taped?
22

23 A: Yes.
24

25 Q: Does this meet with your approval?
26

27 A: Yes.
28

29 Q: Please state your full name and spell your last name.
30

31 A: Jonathan Mattingly; M-A-T-T-I-N-G-L-Y.
32

33 Q: What is your code number?
34

35 A: 2465.
36

37 Q: And where are you currently assigned?
38

39 A: CID Interdiction Squad.
40

41 Q: How long have you been with that unit?
42

43 A: Um, up in the narcotics before they changed it or since they've changed it?
44

45 Q: Either.

46
47 A: Been up in narcotics since, uh, November 2016.
48
49 Q: And how long have you been on the Department?
50
51 A: Since June of 2000.
52
53 Q: Almost 20 years.
54
55 A: Yeah.
56
57 Q: Are you under the influence of alcohol, drugs, or any other intoxicants at this
58 time?
59
60 A: No.
61
62 Q: Are you taking any kind of medication that would affect your judgment or
63 ability to think clearly?
64
65 A: No.
66
67 Q: The next four questions are going to be in reference to the actual incident
68 night on March the 13th at Springfield Drive.
69
70 A: Mm-hm.
71
72 Q: Uh, about your uniform and treatment. Did you...
73
74 A: Okay.
75
76 Q: ...sustain any injuries during this situation?
77
78 A: Yes.
79
80 Q: Please describe.
81
82 A: Um, sustained a gunshot wound to the upper left thigh. And it tore through the
83 femoral artery. And exited out the back of the leg.
84
85 Q: Did you receive medical treatment?
86
87 A: I did.
88
89 Q: Where and by whom?
90

91 A: University of Louisville Hospital by the trauma team. There are several
92 doctors. I don't - I don't have their names.
93

94 Q: Okay. What type of uniform or clothing were you wearing at the time of this
95 incident?
96

97 A: Uh, do you just want me to give you from like the bottom up what I had on?
98 Or what? Had, um, black Under Armour boots on. Gray pants. Um, a black
99 three-quarter zip Nike pullover. And I had my, um, tactical vest on that said
100 police on the front and back with the plates in it.
101

102 Q: Do you have the same uniform or clothing on right now?
103

104 A: No.
105

106 Q: Because of the statutory requirements of KRS 67C.326 I'm obligated to advise
107 you of your constitutional rights prior to asking any further questions.
108

109 A: Okay.
110

111 Q: And this is the rights waiver. I'll read over this. I'm just putting the time or the
112 place. 3672 Taylor Boulevard. 3252020
113

114 Q1: While she's doin' that I'm gonna, uh, just kind of mention some of these to
115 you. We actually changed, um, the (KRS) that...
116

117 A: I was noticing...
118

119 Q1: ...we were referencing.
120

121 A: ...15...
122

123 Q1: Yeah. It's not 15520 anymore. It's because Louisville is a - a first class city.
124

125 A: Okay.
126

127 Q1: And once it was brought to our attention we just changed it.
128

129 A: No big deal.
130

131 Q1: But it - it's the...
132

133 Q: (Unintelligible)...
134

135 Q1: ...same privileges...

136
137 A: Doesn't matter.
138
139 Q1: Okay.
140
141 A: Same rights waiver.
142
143 Q1: Yeah.
144
145 Q: Before we ask you any questions you must understand your right. You have
146 the right to remain silent. Anything you can say - anything you say can and
147 will be used against you in a court of law. You have the right to talk to a
148 lawyer prior to any questioning or making of any statements. And to have
149 him present with you while you're being questioned. If you cannot afford to
150 hire a lawyer one will be appointed by the Court to represent you before
151 questioning if you desire one. You may stop the questioning or making of any
152 statements at any time by refusing to answer further or by requesting to
153 consult with an attorney prior to continuing with questioning or the making of
154 any statements. I've read this statement of my rights and I understand what
155 my rights are. I'm willing to make a statement and answer questions. I do not
156 want a law- (can) I still read that? I'm sorry.
157
158 Man: It's a preamble of the LMPD, uh, rights waiver.
159
160 Man: That's fine.
161
162 Q: Okay. I understand and know what I'm doing. No promises or threats have
163 been made to me and no pressure or coercion of any kind have been used
164 against me. I felt like he should have been reading' that.
165
166 Q1: And all that says is that basically that you're...
167
168 Q: Twelve fifty-nine.
169
170 Q1: ...you're agreeing to those terms (unintelligible)...
171
172 Q: Thank you. So j- uh, Sergeant, in your own words the incident that occurred
173 at 3003 Springfield Drive, Apartment Number 4 on the morning of Friday the
174 13th, give me your words of what happened and...
175
176 A: Okay.
177
178 Q: ...your involvement.
179

180 A: (All right). We were executing a search warrant for one of the other units up
181 in CID. Uh, I think it's place based. And, um, and, um, about 45 minutes
182 before we executed the warrant I did a drive-by with (Mike) (Campbell) on
183 the house. So I did a drive by the apartment just to get my own visual to make
184 sure which door we were hittin'. Um, when I came up to the door there was a -
185 there was two apartments. There was a second door over. And there was a
186 Roto-Rooter van right in front of it. And that's how we identified it. And it
187 was, uh, apartment 4 on the bottom floor on the right. So there's two doors
188 lookin' directly at us, two on the side. It was the one on the inside on the right.
189 Um, went back and we geared up. And when it was time to - when SWAT
190 was - was doing their thing down at 24 (Madison) so we went over - or
191 (Elliott), whatever it was. We, uh, executed ours at the same time. I was the
192 first car in. Pulled up on scene. Uh, when we got there there was a vehicle that
193 hadn't been there prior to me coming through. It was a, uh, around 2004
194 Toyota Sequoia. I think it was white or cream in color. I pulled behind it and,
195 uh, exited my vehicle. I went up and cleared that car to make sure nobody was
196 in it since it wasn't there pr- prior. Um, at that time I went around the front of
197 it, cut between the cars. We made our approach to the apartment. Um, when
198 you go up - again, doors on the right. There was a stairwell. Um, that goes
199 right over the top of it. Um, I circled all the way to the back since I was gonna
200 be the one knockin' on the door. So I was basically in front of the back door of
201 the other apartment. Um, it's just, um, right beside it. Uh, we all got in line. I
202 knocked on the door. Banged on it. Um, we didn't announce the first couple
203 'cause our intent was not to - to hit the door. Our intent was to give her plenty
204 of time to come to the door because they said she was probably there alone.
205 Um, so we determined - predetermined to give her plenty of time to come to
206 the door. Banged on the door, um, no response. Banged on it again, no
207 response. At that point we started announcin' ourself, "Police, please come to
208 the door. Police, we have a search warrant." Um, while we're doing this there
209 was a neighbor or somebody upstairs right on the staircase that started arguing
210 with, um, Detective Hanikson and Lieutenant Hoover. And they were both
211 giving commands to go back into his apartment. And he kept saying - I wasn't
212 really payin' attention to what he was saying. Somethin' about leave that girl
213 alone, or somethin' like that. Um, but while he was doing that we were still
214 announcing, "Police, come to the door. Police search warrant." And we
215 banged - I probably banged on the door six - six or seven different time
216 periods. Not six or seven times, but six or seven different - different times.
217 Well, it seems like an eternity when you're up at a door waiting. Um, it
218 probably lasted between 45 seconds and a minute. Bangin' on the door. And
219 at that time I looked back at Lieutenant Hoover and he says, "I guess go ahead
220 and hit it." Because at one point, probably after about the third time we
221 banged, um, (Mike) was standing up at the doorway and he says, "I can hear
222 somebody inside. I think they're comin' to the door." So we thought they were
223 comin' to the door. And then we didn't hear anything else. So we kept bangin'
224 and announcing. And - and at that point Lieutenant Hoover said go ahead and

225 hit it. So I looked at (Mike), said, "Go ahead." Um, so he hits the first time
226 and it hits right on the door handle and didn't - didn't move the door. And
227 every time he hits people are announcing, "Police, search warrant, police,
228 search warrant." Second time he hits he hits the good spot. And it almost
229 knocks the door open. You can s- I can see the deadbolt, uh, at an angle. And I
230 can see a crack in the door into the - leading into the apartment. So I said, uh,
231 "This one's gonna go." So he hit the third time. And as soon as he hit the
232 door came open they're yellin', "Police, search warrant. Police, search
233 warrant." Um, I go to round the corner. I could see - I clear the - the living
234 room on the right-hand side where you can see the - the, um, sliding glass
235 door. As I turned the corner, um, as soon as I cleared the threshold of the - of
236 the front door I could see down the hallway. My mind went just - your mind
237 works so quick in a situation it's unreal. Um, because as soon as I cleared it
238 I'm face on about probably 20' away right down the hallway. There's a
239 bedroom door on the right and there's a - the male and a female. The male's
240 closest to the door so he's to my right. And as I turned the - the doorway he's
241 in a stretched out position with his hands with a gun. And as soon as I clear
242 he fires - boom. And, um, it was almost like at the shootin' range where two -
243 two things flip at the same time and you gotta shoot, no shoot. But, I mean,
244 they were like shoulder-to-shoulder. My mind's goin' this ain't right. You
245 know, somethin's off here. 'Cause all the doors I've - I've made entry and I've
246 never seen this. And, um, so I hit this corner and it goes boom. And as soon
247 as the - soon as the shot hit I could feel the heat in my leg. And so I just
248 returned fire. I got four rounds off. Um, and it was like simultaneous - boom -
249 boom - boom - boom - boom. And then I went back and went down on the
250 side of the door. And then reached around. I think I got two more off.
251 Around the corner of the door. And then I could really feel the blood in my
252 leg. So I reached out and felt it and my hand was full of blood. And I knew it
253 hit my femoral at that point. So I scooted back on my butt and I yelled at
254 them, "I've been hit in my - I've been hit in my femoral." And, um, I scooted
255 back. And I think at that time (Miles) slid up. I'm not sure. I think he was over
256 my left shoulder behind me. I'm not sure where he was standin'. I know
257 (Tony) was behind me. (Mike) was - (Mike) was to the right of the door with
258 the ram. It was Brett, Hoover and Campbell had come up, um, around the
259 corner at that point, um, by the stairs. So I'm assumin' (Miles) is behind me.
260 Because I think he was there in front of me. Um, and so I slid back on my butt
261 to get out of the line of fire. And, um, and for a second I'd let go of my gun.
262 And I realized what I did so I reached out and grabbed my gun and pulled it
263 back. And I was like I can't stay here. So I stood up. And I shot - hobbled out
264 across, um, in front of the door. And went to where the curb is where you step
265 off between the cars. And I guess (Mike Campbell) had stumbled and - I think
266 he stepped back when - when the shots fired, I'm assumin', and fell off the
267 curb. Because when I went to go through the cars I looked down was like,
268 "What?" And my mind's goin', "Why are you on the ground?" You know.
269 Then I tripped over (him) and I fell off the curb or somethin'. Um, at that

270 point I holstered my gun and scooted to the edge of the car. And then Hoover
271 came up and grabbed my vest from behind and pulled me. Is that as far as
272 y'all need? Since that was the c- the contact with the suspect. Or do you need
273 further?
274

275 Q1: No, we need the whole...

276
277 A: The whole thing? Um, I do remember when I went on the ground I don't
278 remember any - right there in that doorway in the breezeway I don't really
279 remember shots fired. Um, because I remember I was thinkin' this. I was
280 puttin' pressure on this. And I gotta get that way. But I do remember when I
281 tripped - by the time I - I went out and I stepped off the curb and tripped over
282 him, I remember as soon as I hit the ground the holster - I could hear all of a
283 sudden boom - boom - boom - boom - boom - boom, several shots at that
284 point it seemed like then. And, um, my mind could be playing tricks on me
285 but I'm sure it was then when I hit the ground. Because I was still by myself.
286 And then as I scooted out Hoover grabbed me. And it seemed like it got quiet
287 after that. Um, we get to the edge. And I - and I said, "Man, I've been hit in
288 my femoral. I need a - I need a tourniquet." And so Hoover said, "I don't have
289 one." He grabbed his belt and he put it on and he squeezed it. And I
290 remember reaching out and said, "It's not tight enough. I need a - I need a
291 tourniquet." And, uh, about that time (Tony James) shows up coming on back
292 and forth. And he comes with one he ended up havin' on his vest. He goes to
293 put his gloves on. And Hoover says, "Fuck your gloves." And grabs the
294 tourniquet. Slides it on my leg. Um, they start tightening it up. I think
295 somebody stepped on this hip to push down. Somebody pushed on the leg. I
296 can't really remember who it was. But I remember them squeezing it. And I
297 said, "I need a knife to cut this off, see where it's at." I said, "Somebody find
298 a knife." A knife came out of somewhere and they started cuttin' the pant leg
299 off. Then I kept goin', "Did anybody call for EMS yet?" 'cause they were just
300 a quarter mile down the road if that. And I kept goin', "Where is EMS?" So I
301 got on my radio and tried to call but apparently they had some kind of
302 standoff on Channel 2 or the ch- the main channel it was on. Um, so they just
303 got some clicks. They didn't know what I was saying. Then I could hear, um,
304 (Brett) yell, "1030" on the radio. Um, and as they're squeezing that I laid back.
305 And I could hear him yell 1030. Then I hear the - the beat car gettin' there not
306 too long after that. And I can remember Hoover saying, "Telling him to ram
307 the gate." And so then (Brett) - I could hear him yellin' at him on the radio to
308 ram the gate. And then I hear the gate get rammed. Um, EMS still hadn't
309 gotten there. And I kept goin', "Where's EMS?" you know. "Where the fuck
310 is EMS at?" And I'm - there's - 'cause - 'cause the pain wasn't really in the
311 (shot) it was up in the groin and the - and the back. I'm thinkin', man, at this
312 point, "Okay, we got the tourniquet on him, good. Now we gotta get this leg."
313 You know, I didn't wanna lose my leg. So, um, at some point EMS shows up.
314 Seemed like forever. I don't know how long it took. They finally showed up.

315 And I remember them saying, "Let's get him in a car and get him up." They
316 kept saying, "Do you wanna go in a car to University?" Well, I knew EMS
317 was so close and they had stuff we didn't. So I was like, "No, let's just wait for
318 them. They gotta be - they've gotta be here any second." And so, uh, finally
319 they show up. We - they say throw him in my - (Miles) said, "Throw him in
320 my c- my car." Well, I remember walking towards his car. I said, "I'm not
321 gettin' in that back seat." 'Cause I knew my leg, I couldn't get down and back
322 up. And so he said put him in the trunk. I remember hearing that. And the
323 trunk was popped. And Hoover's like, "No." And he went to shut the trunk
324 and there was some gun case hanging out so they shove it in, put me on the
325 trunk - or shut the trunk. Started to pick me up. And Hoover has my legs. And
326 the guy in the back didn't lift my back up right. And I almost went to the
327 ground. And then he puts - they - Hoover says, "Get underneath his arms." So
328 they put me on the trunk. I'm holdin' on to - to it as we're drivin' toward the
329 gate. And I saw like the EMS guy walkin' toward me. And I had made
330 contact with them prior to to make sure they were our EMS drivers. And the
331 young guy's walkin' toward me with his bag on his shoulder. And as I'm
332 lookin' I see the EMS wagon start to back up and go the wrong - the other way
333 and leave us. And I yelled at him and I said, "Where the fuck is he goin;?"
334 And he's - he's like - I said, "Call him on the radio." And he said, "I tried, he
335 didn't answer." I said, "Try again." So he tried again. All of a sudden he
336 stopped. And the EMS starts comin' back. So we get up to the front to where
337 the gate's at. And I'm not sure where the other guys went or what they were
338 doin'. But Hoover finally said, "Fuck it. Hold on to my neck." And he was
339 scooped me up. And he walked me around the car. Somebody pushed the gate
340 down. We stepped over it. Uh, we got to the wagon. Got in the back of the
341 wagon at that point.

342
343 Q1: We've got a - a couple photos of the scene.

344
345 A: Okay.

346
347 Q1: It's kind of to use as a reference. So photo 1 is - represents the entire area.

348
349 A: Mm-hm.

350
351 Q1: And we'll - we like sublabeled the - the actual building where the incident
352 took place. We're gonna label that as, uh, A.

353
354 A: Okay.

355
356 Q1: We'll use B as the gate. Um, we heard what you had to say so we're gonna use
357 this photo kind of to make sure that we understand you correctly.

358
359 A: Okay.

360
361 Q1: As far as like how you came out on that. So this is photo 2. This is more - it's
362 a closer, uh, you know, close-up of the - of the building where it took place.
363 This is the breezeway. And then the sidewalk. And various kind of like a little
364 like handicap access (point) here the sidewalk kind of veers to the - parallels
365 the building. And there is a step, or couple steps, there. Um, if you can...
366
367 A: Yeah.
368
369 Q1: ...uh, and obviously the cars in this - this photo do not represent the cars in
370 that incident.
371
372 A: Right.
373
374 Q1: Um, but we wanted, you know, some kind of visual, uh, to understand
375 everything happened. So the breezeway comes out. There's a set of stairs goes
376 to the second floor of the apartment building.
377
378 A: Mm-hm.
379
380 Q1: Um, as I understand what you said you come out and you go between like this
381 c- you now, where this car is parked in the photo and this car. And (Campbell)
382 has fallen down.
383
384 A: Right.
385
386 Q1: Is that right?
387
388 A: Right. Yeah, he's - he's in between here. There's a car here. When I come out
389 step off this curb and go in between here. Pretty sure it was that one, not that
390 one.
391
392 Q1: Okay.
393
394 A: 'Cause that - that would just make more sense. I don't think I would have
395 veered out. I think I would have went to the path of least resistance here.
396
397 Q1: Okay. Now, you know, just from workin' the scene and all that we, you
398 know, we all now that there was a white SUV. And you said in your
399 statement as well...
400
401 A: Mm-hm.
402
403 Q1: ...that Toyota Sequoia. Um, was your placed vehicle parked immediately
404 behind it?

405
406 A: Directly behind it. (In a pool car).
407
408 Q1: And where would you - I'm gonna let you mark it. You know, and it doesn't
409 have to be exact.
410
411 A: Right.
412
413 Q1: I mean, just what you remember. The two...
414
415 A: This part where they were?
416
417 Q1: Yeah; the Sequoia and then your car.
418
419 A: Um, I'm pretty sure the Sequoia was up just a little bit further like right here.
420 And my vehicle was right here.
421
422 Q1: Um, and then - so where do you think the first aid was given? I mean if you
423 had to guess.
424
425 A: If I had to guess it was right here.
426
427 Q1: Okay. All right. And at some point the vehicle that you used - you talked
428 about...
429
430 A: No - no - no, I'm sorry. It may have been right - no, I came through the (car)
431 and he drug me somewhere. I just can't remember if we went on this side or
432 this side. I think it was out here.
433
434 Q1: Okay.
435
436 A: Yeah. Because then (Miles)' car pulled up here.
437
438 Q1: Right.
439
440 A: Yeah.
441
442 Q1: And then...
443
444 A: That's right.
445
446 Q1: ...you remember what kind of car that was?
447
448 A: His?
449

450 Q1: Mm-hm.
451
452 A: Um, an Impala. No. No, a [REDACTED] the one below it.
453
454 Q: [REDACTED]
455
456 A: [REDACTED]
457
458 Q1: [REDACTED]
459
460 A: Yeah.
461
462 Q1: Um, so they used that car to put you on the back on top of the deck lid.
463
464 A: Right.
465
466 Q1: And it kind of like helped you instead of carrying you.
467
468 A: Right. Instead of carrying me that far.
469
470 Q1: Right. 'Cause it's, you know...
471
472 A: And I held on...
473
474 Q1: ...as you can see in this photo I mean, it's - it's a...
475
476 A: It's a pretty good haul.
477
478 Q1: ...pretty decent - yeah.
479
480 A: Yeah.
481
482 Q1: It wouldn't be very efficient for someone to carry you...
483
484 A: Yeah.
485
486 Q1: ...is what I'm gettin' at.
487
488 A: So - and I held on to the black - there's like a - a - a radio or antenna but just a
489 black flat one. I held on to that. I remember that.
490
491 Q1: Okay. So they evacuate you to the - to this gate here in the photo.
492
493 A: Correct.
494

495 Q1: And then that - at that point, um, uh, as you said in your statement, uh, Hoover
496 - Lieutenant Hoover had requested patrol to ram the gate to open it.
497

498 A: Correct.
499

500 Q1: 'Cause it kind of separated the property.
501

502 A: Yeah. He was trying to get EMS in here. Because he knew - he probably
503 assumed at that point they were gettin' confused as they came down and
504 realized it doesn't match and you have to come all the way around.
505

506 Q1: Right. And it's - and it's obvious the most efficient way to evacuate.
507

508 A: Yes.
509

510 Q1: An injured person
511

512 A: Yes.
513

514 Q1: Okay.
515

516 A: Correct.
517

518 Q1: Um, so they get you to the gate. And then they - they shuttle you in to the
519 ambulance at some point.
520

521 A: Mm-hm.
522

523 Q1: I know there was some confusion, you know, a communication issue between
524 you guys and the EMS...
525

526 A: Right.
527

528 Q1: ...personnel. Uh, and then you're transported to the hospital. I don't have a,
529 um - um, a street view of the - of the actual, you know, the - the front of the
530 apartment just because probably because of this gate, uh, the location of this
531 gate. Uh, Google had not - they don't have a street view of this location. And,
532 actually, they only have over, you know, the aerial - aerial views of it.
533

534 A: Right.
535

536 Q1: So, um, to go back to when you guys - prior to you guys, you know, trying to
537 make entry.
538

539 A: Mm-hm.

540
541 Q1: Is that you stated that, you know, you guys knocked on the door. And that you
542 - your whole intentions were is just to get the occupant or occupants of the
543 house to come to the door.
544
545 A: Correct.
546
547 Q1: Now, what kind of information if - if any at all were you guys given in the
548 preoperational briefing?
549
550 A: We were told, um, that the target - their main target, the male, had packages
551 sent to this location in her name. She held - possibly held dope for him.
552 Received the packages and held his money.
553
554 Q1: Okay. And - and do you remember the name of the target on the - the search
555 warrant?
556
557 A: Not off hand, no.
558
559 Q1: 'Cause it - it wasn't a search warrant that you were you or your people, your
560 personnel that are assigned to you.
561
562 A: Right. We didn't write it. We didn't do any of the investigations. We did none
563 of the background.
564
565 Q1: And you guys were only there to assist, you know, you got, um, multiple units
566 within CID were - were trying to serve multiple warrants.
567
568 A: Right. It was a heavy manpower intensive operation and they just needed
569 bodies.
570
571 Q1: Okay. Other than, you know, what you just stated do you remember anything
572 about the preop operational briefing?
573
574 A: Um, as far as for us on that one?
575
576 Q1: Yeah.
577
578 A: Yeah. It was, um - they said they did not believe she had children or animals
579 but they weren't sure. Um, said she should be there alone because they knew
580 where their target was. And I guess they felt that he was her only boyfriend or
581 only acquaintance. Um, the whole time (Mike) watched the house there was
582 no change in lights comin' on or off. Only thing he saw was, uh, the light on
583 the bedroom, the TV.
584

585 Q1: So he - he was able to see some - some type or some form of illumination in
586 the bedroom.
587
588 A: From the bedroom window.
589
590 Q1: Do you remember what - which window that would have been?
591
592 A: Yeah. It was, uh, this...
593
594 Q: This would be right here
595
596 A: Yeah; this one right here I believe. Or I think it was that one but I'm not sure.
597 I don't know.
598
599 Q1: One of the bedroom windows.
600
601 A: Right; one of the bedroom windows.
602
603 Q1: Okay.
604
605 A: So when we walk by I remember seeing it lit up blue when we pulled up.
606
607 Q1: Okay.
608
609 Q: Do you know what time (Mike) started...
610
611 A: I have no idea. When we briefed he was already on scene. We briefed at 10
612 o'clock.
613
614 Q1: Okay.
615
616 A: We didn't hit it 'til 12:40, 12:35. At 12:35 on my phone I was callin' him
617 tellin' him we were pullin' around the corner gettin' ready to come in.
618
619 Q1: And - and Detective (Campbell) knew that it was apartment 4. He was given
620 all that information.
621
622 A: Correct.
623
624 Q1: Okay. Goin' back to, you know, you guys - your whole intentions were to
625 have the occupant or occupants come to the door.
626
627 A: Mm-hm.
628

629 Q1: Um, and you - you characterize, you know, you were all knocking and
630 announcing. Initially it's just knocking trying to get somebody to the door.
631 Uh, which kind of, you know, initiates the upstairs resident to come out and
632 make contact with you guys.
633

634 A: Right.

635

636 Q1: Then you remember kind of what - what kind of verbal, uh, exchange...

637

638 A: Between...

639

640 Q1: ...(unintelligible)...

641

642 A: ...the upstairs?

643

644 Q1: Yes.

645

646 A: Um, I remember when he first popped out Lieutenant Hoover kind of came to
647 a - I don't know if it was a low ready or kind of a up 'cause they didn't know
648 who was approachin' them. I remember (Brett) extending his gun saying, "Get
649 back in your apartment. Get back in your apartment." (Brett) was a little bit
650 worked up. And I remember at one point 'cause they kept exchanging, you
651 know, while we're doin' this. I remember lookin' at (Brett) saying, "(Brett),
652 relax. (Brett), just relax, relax." Um, 'cause, you know, while you gotta pay
653 attention to him that's not your focus.
654

655 Q1: Right.

656

657 A: Um...

658

659 Q1: I mean, and other than the obvious, you know, the police logos on your tac
660 vest, I mean, did you all, you know, identify yourselves to him?
661

662 A: Um, I don't know if they did or not. I don't know if they were (said we're) the
663 police.
664

665 Q1: 'Cause your focus was on - you meet...

666

667 A: Right.

668

669 Q1: ...at this point.

670

671 A: Yeah, I'm - I'm...

672

673 Q1: You're - you're...

674
675 A: ...the one physically...
676
677 Q1: ...(unintelligible)...
678
679 A: ...knocking on the doors.
680
681 Q1: Okay.
682
683 A: So I can't really pay attention...
684
685 Q1: Right.
686
687 A: ...to what they're doing.
688
689 Q1: And it would be dangerous...
690
691 A: Right.
692
693 Q1: ...for you not to...
694
695 A: Correct.
696
697 Q1: ...stay focused on the door. 'Cause...
698
699 A: Yeah.
700
701 Q1: ...I mean, we all know, we refer to that as the fatal funnel.
702
703 A: Right.
704
705 Q1: Um, so, you know, at some point Lieutenant Hoover decides that, you know,
706 you guys have waited too long. Or, you know, you allowed a - a - a, you
707 know, pretty sizable amount of time to go by.
708
709 A: Right.
710
711 Q1: Go past.
712
713 A: More than enough time for the average person, or even a disabled person, to
714 get to the door....
715
716 Q1: Right.
717
718 A: ...in that small apartment.

719
720 Q1: So the - the decision's made that you are gonna force entry into the house.
721
722 A: Correct.
723
724 Q1: Um, so you kind of went through what (Nobles) did as far as how, you know,
725 forced entry into the - into the apartment. Um, and you - and you said you
726 kind of split the pie. You're - you're clearin' the immediate threat to your right.
727 And you come back to center which is...
728
729 A: Mm-hm.
730
731 Q1: ...what we're trained to do.
732
733 A: Right.
734
735 Q1: And at the point that you come back to center how much do you - how - how
736 much exposure do you think you had as far as like blading that, you know,
737 that whatever cover you can get in that entryway which is not much.
738
739 A: Right. I bladed...
740
741 Q1: How much do you think?
742
743 A: ...the cover until I could - could - until where the - the hallway meets the
744 door. You couldn't see any more from where I was standing. So at that point
745 I had to step out in front of the doorway into that clearance area.
746
747 Q1: All right.
748
749 A: So...
750
751 Q1: And that's when you see the...
752
753 A: That's when...
754
755 Q1: ...male and female almost parallel or, you know...
756
757 A: Yeah; they're...
758
759 Q1: ...together.
760
761 A: ...perpendicular to each other side-by-side shoulder-to-shoulder. I mean, it
762 was really - almost like they were together together. Um, again, my brain was

763 goin', "What is this?" you know. This isn't normal. It's not the normal way
764 people who have been stayin' in a - in a - in a house together.
765

766 Q1: And - and talkin' about that hallway, um, was it illuminated?
767

768 A: It was enough where I could see him. I did not turn my gun light on which I'm
769 thankful so that his b- you know, his gun wasn't more attracted to where my
770 light was. I don't know if people had theirs on behind me. I could see enough
771 to see a male on the right, a female on the left. Could I identify their faces?
772 No. But I could actually see the handgun in his hand. I remember seeing the
773 barrel of that, um, as soon as we turned that corner. And as soon as it did the
774 flash and the - the heat.
775

776 Q1: A- and talkin' about, you know, that - that - incidence, you know, your
777 backdrop is an illuminated breezeway.
778

779 A: Correct.
780

781 Q1: Correct?
782

783 A: Correct.
784

785 Q1: And if - if you have a dark space, you have a door that's now open and you
786 have illumination behind you, whether you had your tac- tactical light on or
787 weapons mounted light - I mean, you're - in your experience I guess what I'm
788 asking would you - you would be illuminated...
789

790 A: Yeah.
791

792 Q1: ...more than...
793

794 A: Yes. I would have the outline on me.
795

796 Q1: Right - right. So - and you just said this. You - you saw the muzzle flash.
797 And then...
798

799 A: Yes.
800

801 Q1: ...you feel the - the gunshot.
802

803 A: Yeah. It's the same time.
804

805 Q1: Heat of the gunshot.
806

807 A: Yeah. There's no difference in time. It was...

808
809 Q1: Do you know whether or not you - I mean, you - you kind of describe that you
810 were on your butt in some - some position. And then you scoot back at some
811 point. But did you immediately drop down?
812
813 A: No.
814
815 Q1: No.
816
817 A: No. I got four rounds off I know that. As soon as it hit - as soon as he fired I
818 fired back, boom - boom - boom - boom. I stepped back and went down. I
819 don't know if my leg gave out or if I just instinct from the two standing, or
820 four standing, two kneeling like we do.
821
822 Q1: Mm-hm.
823
824 A: I don't know, you know. And just get off the center. I don't know if that just
825 kicked in. And I got off center and got behind the door. But I know I went to
826 the left and went down. I'm not sure how. And then just came around and got -
827 got two off. And then just got out of the game. Just let them take over. I didn't
828 wanna get shot in the back of the head. I didn't wanna get, you know...
829
830 Q1: Right. And...
831
832 A: ...somethin' (that was not)...
833
834 Q1: ...that's - that was kind of - well, it's gettin' to you. Is it, you know, because of
835 your positioning, you know, at initially when they're shot and then rightfully
836 so you're returning fire.
837
838 A: Mm-hm.
839
840 Q1: Um, you - you know, you just said you made a conscience decision, you
841 know, I'm - I'm now injured. I need to move...
842
843 A: Right.
844
845 Q1: ...so they can protect themselves and me as well.
846
847 A: Yeah.
848
849 Q1: And - and I don't wanna put words in your mouth.
850
851 A: No, that's it.
852

853 Q1: Okay.
854
855 A: That was it.
856
857 Q1: Um, so...
858
859 A: I need to get out their way to do whatever they need to do. And I didn't wanna
860 take one from them.
861
862 Q1: Right.
863
864 A: I mean, all that comes in to play in your head. Like I said your brain is workin'
865 unbelievably quick.
866
867 Q1: And - and we all know...
868
869 A: Stuff that takes place.
870
871 Q1: ...(unintelligible) we lose our fine motor skills, you know.
872
873 A: Yeah.
874
875 Q1: Things kind of narrow down.
876
877 A: Mm-hm.
878
879 Q1: Um, so you're pulled - we're all - we're gonna, uh, refer to the door as we face
880 it, so left, right. So at this point...
881
882 A: Okay.
883
884 Q1: ...you're always on the left-hand side of the door.
885
886 A: Correct.
887
888 Q1: (Nobles) is always on the right-hand side.
889
890 A: Right.
891
892 Q1: And you believe at the time of the shooting that (Tony James) and (Myles
893 Cosgrove) were (unintelligible)...
894
895 A: Or more on my left - yes.
896
897 Q1: Okay.

898
899 A: Behind me.
900
901 Q1: Okay. So it'd be on your...
902
903 A: To my left.
904
905 Q1: ...your...
906
907 A: On my left.
908
909 Q1: Okay, on your left. Okay - okay.
910
911 A: Yes.
912
913 Q1: So at some point, you know, um, I know we - we learn from the witness
914 interviews that (Tony) had a ballistic shield. Do you know whether that was
915 utilized at all? You just - or you just got up and ran.
916
917 A: Yeah; I don't know.
918
919 Q1: Okay. But at some point...
920
921 A: I never saw (Tony). The only face I saw that I made out clear, again,
922 everything was kind of like shadows to me as far as who was here. I
923 remember somebody over here which was probably Hoover because he
924 probably followed me out. Um, but as I got up and left I looked to my left to
925 try to cross the doorway to get across. And I don't remember seeing in the
926 door. But I saw (Mike) underneath the stairwell. The stairwell, here's the door
927 here. And I remember him crouched...
928
929 Q1: Nobles.
930
931 A: Yeah. I remember him crouched down. I remember seeing his face. That's the
932 only face I saw until I saw (Campbell) on the around. Those are the only two
933 faces I recognized as I was goin' out.
934
935 Q1: Just because your - your positioning and all; right?
936
937 A: Right. Right.
938
939 Q1: Um, but are you aware whether or not there was officers with you that
940 returned fire?
941
942 A: I don't know.

943
944 Q1: 'Cause, again, I know. You know, I know...
945
946 A: I never saw anybody...
947
948 Q1: ...(everything), uh, (unintelligible) down.
949
950 A: ...return - I never saw anybody return fire.
951
952 Q1: Okay.
953
954 A: Like I said, I heard it once I got out between the cars. But right then I don't
955 know.
956
957 Q1: Okay.
958
959 A: I don't know.
960
961 Q: So you don't know if others fired along with you.
962
963 A: Yeah, I have no idea. I don't think they did. Especially those initial - my
964 initial four. I know nobody did. It was just me and this guy. That was it.
965 Other than that - after that I'm not really sure.
966
967 Q1: But at that point do you think anyone would have a position...
968
969 A: No.
970
971 Q1: ...to where they could?
972
973 A: They would have shot me.
974
975 Q1: Okay.
976
977 A: Yeah.
978
979 Q1: All right. Um...
980
981 Q: I just real (quickly) 'cause I just made a note. When you initially were talking
982 about s- when the door. So then the door had come all the way off its hinges?
983
984 A: It - it - it went fast and went from right to left. So it opened from left to right
985 and opened all the way out.
986
987 Q: And come...

988
989 A: It was a lot open.
990
991 Q: ...and bounce back.
992
993 A: I don't remember it bouncing back, no.
994
995 Q: Okay. Uh, and then you had mentioned, you said that the guy was stretched
996 out? What did you mean by that?
997
998 A: I mean both hands pushed out...
999
1000 Q: Ok.
1001
1002 A: ...in a - in a fighting - or shooting stance.
1003
1004 Q: Okay.
1005
1006 Q1: Do you r- do you -- (blah) -- do you remember them, the occupants, saying
1007 anything to you about...
1008
1009 A: Nothing.
1010
1011 Q1: ...this? Okay.
1012
1013 Q: And when - was it (Mike) that said he thought he heard...
1014
1015 A: Yes.
1016
1017 Q: ...some talking but you couldn't make out what that was, either.
1018
1019 A: Couldn't - no.
1020
1021 Q: Okay.
1022
1023 A: Not sure I even heard it. I think when he heard that I was kind of addressin'
1024 whatever this situation was goin' on upstairs between (Brett) and this guy.
1025
1026 Q1: Which, if you had to - would you - would you characterize that verbal contact
1027 with that resident as something...
1028
1029 A: He was being...
1030
1031 Q1: ...that kind - kind of pulled the - kind of changed the tactics of the situation?
1032

1033 A: It did.
1034
1035 Q1: 'Cause (unintelligible)...
1036
1037 A: It pulled away from a lot of it. And he was being belligerent, I don't know
1038 why. I mean, I don't know if he was drunk or what. But he was being very
1039 hostile from the get go. I mean, as soon as the contact was made he was just
1040 arguing back when they were sayin', "Just get in the apartment, just get in
1041 your apartment."
1042
1043 Q1: But you never physically or you never actually saw him or...
1044
1045 A: No.
1046
1047 Q1: ...okay.
1048
1049 A: Did not.
1050
1051 Q1: Because of the positioning where you were at.
1052
1053 A: Right.
1054
1055 Q1: You (unintelligible)...
1056
1057 A: I was underneath the - the overhang.
1058
1059 Q1: Yeah.
1060
1061 A: So I couldn't see it.
1062
1063 Q1: Okay.
1064
1065 Q: You said you guys didn't initially announce?
1066
1067 A: No. The first - the first bang on the door did not announce. I think after that
1068 we did. Um, I couldn't be sure for the second. But, again, there was probably
1069 six or seven different contacts of multiple banging on the doors.
1070
1071 Q: Mm-hm.
1072
1073 A: And after that each one of them had, "Police, come to the door, search
1074 warrant, police search warrant." And I even remember (Brett) when he was
1075 arguing with this guy while we were knocking goin', "Police search warrant,
1076 police search warrant, police search warrant, police search" - I mean, he was
1077 repeatin' it. So the guy had to know we were the police. Because while he

1078 was in - that just clicked. While he was in contact with him and I'm banging
1079 he's yellin' that, "Police search warrant," over and over and over.
1080
1081 Q: So was (Mike) also knocking, or is it just you that did...
1082
1083 A: I was the only one that knocked.
1084
1085 Q: Only one that was knocking.
1086
1087 A: Mm-hm.
1088
1089 Q: So was anyone else yelling, "Police search warrant" besides you and (Brett)?
1090
1091 A: Yes. Yes. Multiple people.
1092
1093 Q: Okay.
1094
1095 A: Yeah.
1096
1097 Q: So kind of at the same time.
1098
1099 A: Yeah.
1100
1101 Q: All the voices kind of...
1102
1103 A: Just kind of how it happens.
1104
1105 Q: ...carrying over each other. Okay.
1106
1107 A: Yeah.
1108
1109 Q1: So in the preoperational briefing you guys this - considered this - this location
1110 as -- and I've heard this a couple times throughout this investigation -- as a
1111 soft target.
1112
1113 A: Right.
1114
1115 Q1: Based on the information that - that the lead had, um, concerning the entire
1116 investigation...
1117
1118 A: Correct.
1119
1120 Q1: ...organization of the, you know, drug trafficking ring. Um, so that's - that's
1121 what made the - you know, that's what kind of made you all come up with the

1122 - the original, "Hey, we're just gonna knock," try and get her to the door. You
1123 know, the most passive way in to the - to serve the warrant.
1124
1125 A: Right.
1126
1127 Q: So you were shot in your left leg.
1128
1129 A: Mm-hm.
1130
1131 Q: Um, and your wall- where do you carry your wallet?
1132
1133 A: Front left pocket.
1134
1135 Q: Okay.
1136
1137 Q1: Um, what do you keep in your wallet?
1138
1139 A: Um...
1140
1141 Q1: Other than...
1142
1143 A: ...bank cards; credit cards; money. It's got a metal clip in the middle that
1144 holds it.
1145
1146 Q1: And you carry your - you carry your wallet in the front pocket for what - what
1147 reason? Some - some guys do some guys don't
1148
1149 A: The - the back hurts - carrying in the back hurts my back.
1150
1151 Q1: Okay.
1152
1153 A: Now, I remember in EMS -- and I forgot this -- in EMS the only thing left on
1154 my pants was basically what was tied under the tourniquet and what they
1155 couldn't get out on the top. My wallet was flipped inside out - or my pant
1156 pocket was flipped inside out. Um, and I remember rippin' my pocket open
1157 and pullin' my wallet out and handing it to (Tony). 'Cause I didn't want him to
1158 get lost and - I didn't realize a bullet had gone through it at that point. And I
1159 handed it to (Tony) and I pulled off my ring and undid my - my main belt and
1160 took my vest off. And, um, just 'cause I didn't want this stuff gettin' lost. And
1161 then eventually (Tony) reali- or somebody realized there was a hole in it and
1162 left it for (ETU) to get...
1163
1164 Q1: CSU did that at the hospital; right?
1165
1166 A: Right.

1167
1168 Q: Did (Tony) ride down with you?
1169
1170 A: He did.
1171
1172 Q1: So the initial, the guys from your - your group the initial people were (Tony
1173 James) and (Mike Nobles).
1174
1175 A: Correct. From my unit - yeah.
1176
1177 Q1: We won't get into, you know, any really specific details; your injuries. I mean
1178 obviously, you know, you were shot in your leg. Um, it was a serious injury.
1179 As far as you were released from the hospital on Monday?
1180
1181 A: Sixteenth. Sixteenth - yeah.
1182
1183 Q1: What did the doctor say as far as like, you know, physical therapy, you
1184 know...
1185
1186 A: Um, I went to physical therapy this morning. Um, there's some numbness
1187 where I can't feel on the thigh. And on the calf in the bottom he said it could
1188 come back. The feeling could not - may not just depends on if the nerves
1189 regenerate. Um, but he expects barring any other thing there might be a knee
1190 injury now that we just discovered. (ICL) and (MCL) stuff maybe from
1191 steppin' off the curb, I'm not sure. 'Cause that - because the quad muscle
1192 apparently quit functioning when it got hit. I knew I couldn't put weight on it.
1193 But I didn't know why. And they said that quad muscle stops workin'. So it
1194 stops pulling your leg.
1195
1196 Q1: So you're lookin' maybe addition surgeries.
1197
1198 A: Possibly. They don't know yet. I don't have that appointment 'til April.
1199
1200 Q1: Okay. Just 'cause the - the current situation we're dealing with.
1201
1202 A: Yeah.
1203
1204 Q1: Yeah. Is there any questions we haven't asked you think is important for this?
1205
1206 A: I don't think so.
1207
1208 Q1: Steve, do you have anything?
209

1210 A1: Just one just to clarify. If the, uh, briefing prior to the execution of the search
1211 warrant, was the warrant authorized as a knock or no-knock, or do you
1212 remember?
1213

1214 A: Well, I verbally heard we have it signed as a no knock. But we're not gonna
1215 go that route. We'd prefer you to do the knock. Um, on the board it was
1216 written no knock, no knock. Knock and announce on ours. Um, but just
1217 because they put knock and announce doesn't mean the warrant wasn't sign to
1218 no knock. We were told it was.
1219

1220 A1: Right.
1221

1222 A: But they asked us to do it the other route.
1223

1224 A1: Gotcha.
1225

1226 A: So that's what I did.
1227

1228 A1: That's all I've got.
1229

1230 Q: Do you know why they would have made (unintelligible)...
1231

1232 A: Had it signed and then changed?
1233

1234 Q: Mm-hm.
1235

1236 A: Don't know.
1237

1238 Q: Okay. And the prior to like when you guys arrive when you set up your stack
1239 is that somethin' you guys kind of do the same as a group, or is it just position
1240 like how (unintelligible)...
1241

1242 A: It depends on - it depends on the - what we have available to us. This
1243 breezeway was very small. And the best way to kind of go, you know, when
1244 you go in and go left to right you couldn't fit everybody on the left side which
1245 is the - the best advantage because of the way the door swings open.
1246

1247 Q: Mm-hm.
1248

1249 A: You didn't want everybody exposed on your right. There was no room at the
1250 stairwell. So you just kind of fit in where you get. And then the rest are gonna
1251 have to straggle in after on the right side.
1252

1253 Q1: Okay. Well, you describe it as a - it's a pretty - as far as the location goes, I
1254 mean, I know there was - there wasn't supposed to be a threat there.

1255
1256 A: Mm-hm.
1257
1258 Q1: But it was considered a soft location, or soft target location. But would - as far
1259 as serving warrants, and you got nearly 20 years of police experience, would
1260 you - would you say that the position in that apartment would have made it
1261 extremely...
1262
1263 A: It made it a little bit more difficult. It's not the m- most difficult I've done, you
1264 know. But it was a, uh, it was a tight squeeze to get with guys that -
1265 especially guys that maybe you don't do all your warrants with, you know, to -
1266 to know what you're doin'. But, um, everybody fell in place where they were
1267 supposed to. So - but, yeah, it wasn't - it wasn't ideal.
1268
1269 Q1: It's important to note - I mean, uh, who are the members in that - in that group
1270 that you actually - that report directly to you that you work with everyday?
1271
1272 A: Um, well, (Mike Nobles) is the only one that - (Mike Nobles) works with me
1273 every day. (Tony James) reports to me, but he's assigned to the Jefferson
1274 County Sheriff's Highway Interdiction. So we don't work together every day.
1275
1276 Q1: So (it would get) members of CID that you don't typically work every day
1277 together with.
1278
1279 A: Right.
1280
1281 Q1: But, I mean, you know, we're all expected to have the same tactics. I
1282 understand that. Um, but - but also keep in mind that - and I notice from my
1283 experience is if when you do things with others, you know, you know, you
1284 kind of know what that person's...
1285
1286 A: Right.
1287
1288 Q1: ...uh, you know, how they - they kind of maneuver through in these
1289 situations.
1290
1291 A: Right. And - and the guys did a great job after the fact. So I don't wanna...
1292
1293 Q1: Right.
1294
1295 A: ...you know, say anything negative about that.
1296
1297 Q: Is there anything you wanna state for the record before we end?
1298
1299 A: No.

1300

1301 Q: Is everything you've told me the truth to the best of your knowledge?

1302

1303 A: Yes.

1304

1305 Q: Conclude this statement. Time is 1336.

1306

1307

1308 The transcript has been reviewed with the audio recording submitted and it is an accurate
1309 transcription.

1310

1311

1312

Signed

Amanda L. Seelye #7846

INTERVIEW WITH DET. BRETT HANKISON

Q=Sgt. Amanda Seelye

Q1=Sgt. Jason Vance

A=Det. Brett Hankison

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2
3
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10
11
12
13 Q: This is Sergeant Amanda Seelye of the Louisville Metro Police Department's
14 Public Integrity Unit. Today is Wednesday, March 25, 20-f-20. The time is
15 1516. We are present at 3672 Taylor Boulevard at the Public Integrity Office.
16 This will be a recorded statement from Detective Brett Hankison. This
17 statement is in reference to PIU Case Number 20-019. Present with me are
18 Detective Brett Hankison and attorney, Steve Schroering, and Sergeant Jason
19 Vance of the Public Integrity Unit. Detective, are you aware that this
20 statement is bein' video- and audio-recorded?
21

22 A: Yes.

23
24 Q: Does this meet with your approval?
25

26 A: Yes.
27

28 Q: Please state your full name and spell your last name.
29

30 A: Brett Hankison, H-A-N-K-I-S-O-N.
31

32 Q: What is your code number?
33

34 A: 6150.
35

36 Q: And where are you currently assigned?
37

38 A: Um, the Criminal Interdiction Division.
39

40 Q: And how long have you been with that unit?
41

42 A: Uh, since they were created. Maybe a few months ago.
43

44 Q: And how long have you been with the department?
45

46 A: Uh, since 2003.

47

48 Q: Are you under the influence of alcohol, drugs or any other intoxicants at this
49 time?

50

51 A: No.

52

53 Q: Are you taking any kind of medication that would affect your judgment or
54 ability to think clearly?

55

56 A: No.

57

58 Q: The next several statements will be in reference to the incident that you're
59 here for, uh, March the 13th at Spring- on the Springfield address. Did you
60 sustain any injuries during this situation?

61

62 A: No.

63

64 Q: Did you receive any medical treatment?

65

66 A: No.

67

68 Q: What type of uniform or clothing were you wearing at the time of this
69 incident?

70

71 A: I was wearing a LMPD tactical vest and I believe on the front of it, it says,
72 "Police K-9," and then I believe it says, "Police," again. It's the, um, heavy-
73 duty ones that we're issued.

74

75 Q: Okay. Do you have on the same uniform or clothing right now?

76

77 A: I do not.

78

79 Q: Because of the statute of requirements of KRS-67C326, I am obligated to
80 advice you of your constitutional rights prior to makin' any further questions.
81 I'll explain this Rights Waiver with you.

82

83 A: On the - on the back question - sorry, I also had a full gun belt on too, with,
84 like, my taser and all that equipment. Just...

85

86 Q: Okay.

87

88 A: Like, it - it doesn't have any other identifiers on it, but it's a gun belt.

89

90 Q: Okay. All right. Thank you. Before we ask you any questions, you must
91 understand your rights. You have the right to remain silent. Anything you say
92 and will be used against you in a court of law. You have the right to talk to a
93 lawyer prior to any questioning or making of any statements, and you have
94 him present with you while you're being questioned. If you cannot afford to
95 hire a lawyer, one will be appointed by the Court to represent you before any
96 questioning, if you desire one. You may stop the questioning or making of any
97 statements at any time by refusing to answer further or by requesting to
98 consult with an attorney prior to continuing with questioning or the making of
99 the statements. At the bottom, by you signin' this, you've read this statement.
100 You're aware of your rights and you understand what your rights are and
101 you're willing to make a statement and answer questions. You have a - a - a
102 lawyer with you, present at this time. You understand what you are doing. No
103 promises or threats have been made to you and no pressure or coercion of any
104 kind have been used against you.

105
106 A: Turn around.

107
108 Q: Need a witness. So like I said, this is about the incident that occurred on
109 March 13, 2020, at 3003 Springfield Drive, Apartment Number 4. Uh, in your
110 own words, just let us know what happened, uh, what kinda police action that
111 you took and what you did on scene.

112
113 A: Sure. I, uh, March 13 is actually my, uh, regular day off. Um, we were advised
114 earlier in the week by, I think, the place-based, um, platoon sergeant, that, uh,
115 they were planning an execution of four, um, s- at least four Search Warrants
116 on that night. Um, the sergeant was requesting bodies, but he was also
117 requesting a K-9, um, narcotics K-9 dogs, one for each location and, uh,
118 whoever was available, to respond to him by email. I believe I responded to
119 him and I don't even know - a day or so after that, sayin' I was available. It
120 was my day off anyway, but I'd come in, um, to do the dog stuff, make the
121 entry for the bodies. Um, so that's how initially, I was - I was, uh, advised of
122 the - 'cause working in - and different platoons were really not so much, uh,
123 involved in other platoons' investigations, I guess. So I didn't know anything
124 about the specifics of the investigation...

125
126 Q: Mm-hm.

127
128 A: ...other than they just needed a dog, which I have. And, uh, being a narcotics
129 K-9 handler and then, uh, I knew they were short on bodies, so they needed
130 that. Um, met at the division, uh, that night. Uh, and I - I wanna say it was
131 around 10 or 11 at - at - at - at our office at Ormsby in the large conference
132 room. Uh, we were briefed, um, on the specifics, uh, targets, uh, guns, uh, just
133 the nor- the normal stuff, uh, on the board. It was already written out for us,
134 the address, uh, that type of stuff and what locations. They had broken, uh,

135 each, uh, I guess, each location down to specific people that were assigned to
136 search - to make entry and to search that - who were responsible for that, uh,
137 that residence. I think the place-based, uh, d- platoon had, like, one detective
138 at least assigned to each place and they were gonna be the, I guess the - the
139 lead detective at each of those spots. So, uh, I was already on the board for the
140 Springfield address, along with the other detectives I'm sure you're aware of.
141 And, um, we proceeded from the office to, um, St. Andrews and St. Anthony.
142 I believe it's a church that's near the corner there. And we sat up there.
143 Somebody had already advised, uh, had already notified EMS, rather, uh, to
144 have an EMS wagon standing by. And I was, actually, I think the last one to
145 arrive in the parking lot there at the church. Um, EMS was already there, the
146 wagon was already there and then I think Lieutenant Hoover and all the rest of
147 the detectives were - were, uh, were there. Um, they had told us previously
148 that we were going to execute the Warrant, uh, simultaneously or just after the
149 executions of the Warrants on Elliott. So we basically just listened to the radio
150 and SWAT was getting ready to, um, hit those locations on Elliott. Then we
151 were to move up and do the location on - on Spring- Springdale - Springfield.
152 Um, we proceeded up the hill, parked. I parked in just a regular parking spot.
153 Uh, some other officers are parked in the - in the middle of the parking lot.
154 Um, and I parked just, I guess, north of the - of the building. Maybe five or
155 ten spots. Um, left my dog in the car. My dog was never out of the car. He
156 was in his kennel. Um, and that's commonplace. Ah, we will - our dogs are -
157 are - are single-purpose dogs. They're not, ah, patrol. They don't do patrol,
158 uh, duties. They're responsible for narcotics detection only. So they're not
159 trained to make entry or to chase people or anything like that. The dog was in
160 his kennel the whole time. Um, we line up and head towards the building and
161 I believe, um, Officer - or Detective (Campbell), I think he was the, um, the
162 VO, um, for the location, 'cause I had never been there, so he showed us the
163 building and the door. Uh, we made entry - or we m- made our way through
164 the, uh, the common area, I guess of the four-plex and passed a - a stairwell
165 and then the stack kind of, uh, lined up there. Um, I don't remember who was
166 in front of me, but there was a few detectives in front of me. I was kind of s-
167 towards the back, but was banging on the wall or door or both, um, yelling,
168 "Police, Search Warrant." And I actually yelled, "Police, Search Warrant,"
169 myself. I don't know if I yelled, "Metro Police," or if I just yelled, "Police,
170 Search Warrant," numerous times. And he was actually bangin', I think on the
171 side of the door, because I think the whole building was, like, it was a loud
172 percussion in that time. And I don't know who the gentleman's name was that
173 came out from the apartment directly above him. It was an African-American
174 gentleman, maybe in his - maybe in his 50s. Um, and he wanted to know what
175 was going on. Uh, I addressed him, 'cause I was kinda farther back in the
176 stack, so I could still see up the stairway to him. I spoke with him and
177 explained, you know, we were the - we were police and to go back in his
178 apartment. Uh, and he kinda, like, wanted to argue, I think. Like, "What is this
179 about?" I think he wanted a bigger, eh, and more in-depth explanation. But we

180 were obviously still banging on the door. Um, whoever it was up front was -
181 was b- knocking on the door or the wall. And I th- I think he went back in, but
182 Off- or Sergeant Mattingly actually said, "Just le- just forg- just forget - or
183 don't - don't talk to him." Or, "Just leave him alone," or whatever.

184
185 Q: Mm-hm.

186
187 A: "Ignore him," or some- somethin' to that nature. I don't remember his exact
188 words. And so then, continued knocking, yelling, "Police, Search Warrant,"
189 and this went on for probably 30 to 45 seconds of banging, um, and
190 announcing. Knocking and announcing. And the reason for this, I believe,
191 when were briefed, at the top of the board, there was a - it says, "No knock
192 Warrants." I think that was because of the propensity for violence. I think that
193 the - at the other locations, the guns that were found prior, I think, have a
194 violent history. I think this was the - this address was also a, "No knock,"
195 however, we were told this would be, um, a female was there. They knew of a
196 female suspect. And she was, I believe somebody said she was heavy-set. Um,
197 I don't recall her name, um, but she resided at that location. Um, and that's all
198 I knew. Um, I didn't know anything about kids or dogs or anything like that.
199 Um, back to - back to the knocking, continued to knock and announce, uh,
200 Detective Nobles had the ram and I was actually behind him, sergeant - so if
201 the door is where you're at, I was to the right. Uh, Sergeant Mattingly, Tony
202 James, I believe, and Lieutenant Hoover were here. I was stacked up kinda
203 behind them, back towards Detective Campbell. Uh, Detective, um - um,
204 Detective Cosgrove, I don't recall where he was at, but I know he was beside
205 of me, sort of, somewhere. But I d- I don't remember the exact - how - 'cause
206 it was - it was really weird, because when you go into the - the doorw- or the
207 common area, you can't - it's not a breezeway that goes all the way through. It
208 just goes up, so we're kinda stuck in this - the people on this side of the door
209 that usually stand - 'cause we'll have a Cover 1, Cover 2 on each side of the
210 door and then we'll have our - our entry. Two people that will come, 1 and 2
211 after. We couldn't really do that because there's nowhere for them to stand on
212 the left side of the door, like we would at any other place, or in a normal stand
213 - an, uh, a - a regular, stand-alone dwelling. So, uh, we were just kinda
214 bunched up there in that little corner of - of the, um, I guess it's not really a
215 breezeway, but that area, the common area. Um, Detective Nobles, um, began
216 hitting the door with the ram, uh, hit it at l- least two times. And I wanna say
217 the third or fourth time, uh, he hit it - 'cause you tell b- it was startin' to
218 buckle where the - it was buckling near the, um, near the hinges. And then the
219 third time, it went all the way through, the door came open. And I don't recall
220 if the door came left or right, but I guess that's irrelevant. The ca- the - the
221 point I'm ma- making, he - he made entry. And the guy with the ram will
222 always immediately come back out. That way, he's not in the way, holding the
223 ram with no - nothing to protect himself, no shield, no, um, no f- no firearm
224 out or anything like that, 'cause he literally is - is committed to the ram. So he

225 hit the ram the third or fourth time and then he spun or came back or spun
226 back towards the parking lot, away, so we could funnel in. And I kinda came
227 around him. I remember coming around him, like a - in a clockwise direction
228 and I already had my gun r- out, ready and had it raised, um, or in the ready
229 position, rather. Here, like, at a - I guess a 45-degree angle. And that's when
230 the - I saw darkness in the apartment, but then I saw an immediate, eh,
231 illumination of fire, um, come and what I saw at the time was a figure in a
232 shooting stance, um, and it looked as if he was holding - he or she was holding
233 an AR-15 or a long gun, a rifle-type gun. And a couple of things I guess my
234 brain processed to - to understand that was that the large muzzle flash looked
235 like a l- a large muzzle flash from a rifle. The loud, like, th- the loud
236 percussion I got from it, and then, um, the way he was holding the gun or it
237 appeared to me, the way he was holding the gun, like - like we would if we
238 were at the range or - or, uh, the best way to describe it is, to me, when - I
239 guess how my mind processed it was, it was - we were at the range, shooting
240 targets and you know how they will have the - literally have the targets turn
241 and then it's either a bad guy or a good guy, you don't know. And you yell,
242 "Threat." And it was literally, I saw that threat target and then, um, the - the
243 muzzle flash from the - from the gun. Um, I didn't - I don't recall if I fired as I
244 was going back, but I knew where we were at was - was the worst place you
245 could be, period. There was no other - and it's described, I guess, as a fatal
246 funnel in the academy, but that's exactly what it was. There was nowhere,
247 really, for us - we were all kinda trapped in that, uh, um, the common area.
248 Because you have an apartment door behind us and then a wall here, door in
249 front of us, the - where the threat's at. And the only way to exit is back
250 towards the parking lot. So in my mind, I needed to get out of there as quickly
251 as possible, so I spun out and ran directly back towards where - where, um, we
252 - we came from, from the parking lot area. Back to that, I guess pathway or
253 sidewalk, past the, um, past the doorway - or I'm sorry, past the stairwell...

254
255 Man: Mmm.

256
257 A: ...the common stairwell. As I made the corner to my left, 'cause I'm trying - I
258 know I heard - I never - I never looked back, which may have been a mistake,
259 but I never looked back to Sergeant Mattingly or Lieutenant Hoover. I just
260 heard John say he was hit or - or maybe s- someone said he - "I'm hit." Or,
261 "He's hit." I don't recall exactly which. And then the firing had gone back and
262 forth. I'm - I s- guess I skipped all that. I can hear the firing as I'm going - as
263 I'm making the corner. Now I can see, as I now have a better view, I can hear
264 them say, "He's down." Or, "John's down," almost at the same time, I guess,
265 as I'm - as I'm rounding that corner. So John said he was down or said, "I'm
266 hit." And then it almost is like the firing went from boom, boom, boom,
267 boom, boom at the door, or when I'm clearing that hallway to - it sounded like
268 rapid, uh, it sounded like rapid fire from - from, like, an AR-15. Which, in my
269 mind at the time, aligned perfectly with what I had seen. I thought I saw a

270 rifle, I thought I saw s- someone in a shooting stance with a rifle, you know,
271 with the left hand on the - on the - on the gun and the - and bracing it on their
272 shoulder and squatted down, like in a military tile - style shooting stance.
273 When I made the corner, the firing, as it starts to increase, I can see - now, I
274 can see the sliding glass doors, the - the sliding glass doors, the blinds or
275 curtains or whatever it was, was closed but I can see, um, because of the
276 darkness inside the apartment, I can see the flashes, the muzzle flashes. So at
277 that time, Sergeant Mattingly's down, I believe they're either pulling or
278 dragging him, but it sounded like a lot of commotion, like they couldn't get s-
279 I didn't know if they were getting John...
280

281 Q: Take your time.

282
283 Q1: You need to take a break?
284

285 A: No, I'm good. I didn't know if John was down and they couldn't get his body
286 out or he was - but all I could hear was the firing and I saw the flashes. I
287 thought they were just being executed, because I knew they were helping
288 John. Because John said, "I'm hit. I'm down." And the - the gunfire
289 intensified. So I was almost under the impression at the time that they were
290 either all getting sprayed with bullets or, as they were trying to move him out
291 of that breezeway, he was shooting at us through the wall - or them, 'cause I
292 now had a shot, or I now had - my only option was to return fire and I did that
293 to the muzzle flashes. And I wanna be specific about this. I had already seen
294 where the threat was. I saw where he was positioned in the hallway. He was at
295 the end of the hallway, um, and I never went in the apartment, other than, like,
296 except a couple feet in with SWAT later and I'll get to that. But he was
297 straight ahead, as that door came open, he was all the way back in that
298 hallway, as if his back was to this - he couldn't go any farther in the hallway
299 and there would have to be a branch off to the bedrooms. So when I made that
300 corner and I heard and saw what I just described, the muzzle flashes, I
301 returned fire at the angle that I r- believed him to still be shooting from, 'cause
302 I could still see those muzzle flashes and hear and - and - and the fire
303 increased. Like, almost like a - almost like an automatic-type weapon or what,
304 in my mind, was - was an automatic weapon, was the AR-15. I was certain at
305 that time it was an AR-15. I (rus) - returned fire through at that, where the
306 target was, through the sliding glass doors, and it did not stop. I could still see
307 the flashes. I continued to move to my left and I don't remem- (member) if - if
308 I s- shot moving or stopped and shot, but I r- I returned fire and then I moved -
309 continued moving away from the breezeway. And I could now see the
310 bedroom, uh, well, I don't know it's a bedroom, the room, the next room over,
311 which would be - now, I would be in perfect alignment. I could see the muzzle
312 flash, or I could see the intense, like, fire flashing through - and the curtains or
313 blinds, I think were closed in that room also, but I could see it lighting up the
314 room. That - when I returned fire through that window, the - I guess it -

315 whatever room it is, then it stopped immediately. It was almost like the - the -
316 whatever - the target had st- stopped firing. So I could see, I guess in my
317 peripheral s- now that I'm positioned outside, looking at the sliding glass
318 doors, they have gotten John out or they had - doin' somethin' between some
319 cars. I don't know if they fell or what was goin' on, but it sounded like a big
320 old commotion, like a - people wrestlin' around on the ground. So I knew
321 there was plenty of people - there was nobody trapped back in the hallway
322 now. I knew there was plenty of people to, um, to tend to John. Um, I went to
323 the primary channel, and I think I mighta got on the wrong channel, because I
324 think I mighta got on 3 and it was supposed to be 2, but I got on the primary
325 channel and said m- a - a car number and I said, "I need some cars to
326 Springdale, officer's been shot." And I specifically remembering - and I
327 specifically remember that I - I asked for the beat cars to come with - 'cause I
328 knew we were done, all bi-, uh, busy tending to John, whether it be getting
329 him out or treating him, they were - I knew Tony had had a tourniquet or
330 yelled that he had a tourniquet. I (meem) - I think that's - Lieutenant Hoover
331 might have said that. Um, but I her- I remember hearing somebody - I never -
332 I never, um, I never even turned around, I don't think, at any point to look at
333 them, 'cause m- my attention was addressed on these two windows and the
334 breezeway. I thought the guy was actually advancing by h- by the way of the
335 s- sound of the - of the last shots I had heard from inside the apartments, he
336 was advancing out towards us. I was - I was afraid - and I had a r- super-
337 helpless feeling, knowing that I had a - a handgun, and even though I had my
338 tac vest on, and this guy had an AR-15, that he was gonna - and I felt kinda - I
339 felt tha- pretty helpless. Like, there's no way we can challenge this guy with a
340 - with an assault rifle. Um, so I watched the windows. As the beat cars, um,
341 started to approach - there's some weird fence in the middle of the parking lot.
342 I don't know how or why, but there's a fence across the parking lot, a gate.
343 And I could see the beat car, or hear the beat car comin' up and I could see his
344 lights. And I think his name is Officer (Combs), which I didn't know before
345 this, but, um, I told him to ram the gate. I wanted a car to come down to get to
346 John so he could take him farther ou- out, maybe to the ambulance. And I was
347 super frustrated because EMS was there with us, but EMS was nowhere to be
348 found. And so I called on the radio and I said, "Please tell EMS to come up
349 the hill. An officer's been shot, 10-30." And I think I said that multiple times.
350 And then I repeated it on the radio - I - maybe a couple times, that I need - we
351 need c- beat cars with long guns. This guy has an AR-15. So I took off - or
352 had w- the, uh, the new flashlights we were just issued, I actually sat it on top
353 of one of the cars and kept it illuminated on just a random car in the parking
354 lot towards the - towards the, um, sliding glass door. And then I moved over
355 to cover - to cover some - the - the - the other room windows. 'Cause if that
356 guy comes out starts or shooting back at us, I wanted him to shoot at that
357 flashlight that wasn't - didn't have me behind it and I wanted to kinda stay
358 hidden behind cover. Um, it seemed like forever, I know it wasn't, but it
359 seemed like forever, uh, that officer ended up rammin' the gate like I told him

360 to and got to John and then I think they - and I - I don't know - they took him
361 farther away or - or (tur) - EMS maybe to a safer location. But I just
362 maintained, um, I maintained a visual on the apartment and then kind of, um,
363 delegated spots to the beat cars that were showin' up with rifles. Um,
364 everybody, um, was spaced out really good, did a really good job. A couple
365 guys had, like, tripods on their guns and everybody got behind cover and I
366 told them what - what, um, what, uh, windows were in play - or what was in
367 play, what apartment we were looking at. Um, I think SWAT - SWAT c-
368 came over the radio, and I think it was my sergeant, actually, 'cause
369 Lieutenant Phan is in SWAT, but I think he is the one that got, um, came up
370 on the radio and said to me, "Brett, can you send me a pic- we're on the way,
371 can you send me pictures of the apartment? Like, what you have." And so I - I
372 took I think two pictures and s- texted 'em to my sergeant. So - 'cause he was
373 coming with the SWAT, the rest of the SWAT guys, uh, there so they would
374 know what they were, uh, encountering. They were briefed separately from
375 us. They were briefed at SWAT in reference to those three, uh, three Warrants
376 on Elliott in the same block. I don't know of their knowledge, if any, of our -
377 of our, uh, briefing or logistics at that location, so that's what he asked for and
378 I texted him that picture. Um, we, uh, we did a call-out, um, for anybody left
379 in the apartment or anybody that was in the apartment and that's when, um,
80 uh, a guy - a gentleman that I've never seen, uh, an African-American male
381 subject came out. I think he had his cell phone in his hand, um, came out and
382 we did, like, a felony walk-back, a traffic stop-type thing where I had him
383 walk back. Um, K-9 Officer Nimmo arrived with his, uh, with his dog and I
384 think that kinda - the guy was not very - he just wasn't listening. It was - he
385 wasn't doing things that were the opposite, he just was like, I don't - you
386 know, "It's hard to walk backwards," or, you know, that kinda thing. Um, and
387 I don't recall exactly what he said, but I think when the dog got there, it really
388 - he actually started to listen, um, 'cause the dog was barking or whatever. I
389 put him on his knees in between two cars. Um, and I handcuffed him, along
390 with another beat officer who, I don't know their name, uh, we handcuffed -
391 we handcuffed him. I asked him if he was injured and he said he was not, if he
392 needed medical attention, um, he did - he did not. Um, and I asked him who
393 else was left in the apartment and he said th- his girlfriend. And it - I believe
394 he said she was dead inside the apartment. And he's - asked me, you know,
395 what was going on or whatever and I'll refer that conversation to body-cam,
396 'cause I think that's all on the patrol os- and I don't - I don't remember
397 exactly what I said. It was that conversation, "Are you hurt?" Uh, "Do you
398 need medical assistance?" "Who's dead?" And th- he said, uh, "My girlfriend
399 is dead inside the apartment." And immediately, my mind was like, "Did we
400 come on - did we come to something that already happened?" That's what f-
401 flickered in my mind, "Did this - did he - did him and his girlfriend have a -
102 did he kill his girlfriend prior to us getting there?" That's what I kind of, in
403 my mind at the time, thought. And he said, "No. She was shooting at you with
404 her 9," or, "her 9-mm. I don't remember his exact words, but I'll refer to the

405 body-cam. But, um, he said that she was the one that shot at us. Um, and that
406 she was dead in the apartment. Um, the beat car, whoever it was, then
407 transported, um, transported him away. Uh, SWAT Team arrived. I don't
408 wanna say a time, 'cause I, uh, time's - kinda was a blur, but within maybe
409 five - five minutes, the SWAT Team arrived and then they made entry and
410 cleared the rest of the apartment. And I kinda followed in behind them, but I
411 only went maybe - maybe into the breezeway or a couple of steps into the
412 breezeway and they said it was clear and they started to back out or - or come
413 back out of the apartment.
414

415 Q: (Unintelligible) it's yours.
416

417 Q1: Um, so while we're there, let's - let's start - start off where you - where you
418 left off. Is it - you said that you - you came into the breezeway once SWAT
419 secured the apartment. Did you enter the apartment?
420

421 A: I think I took, like, two steps maybe, into the apartment.
422

423 Q1: Okay. I mean, were you given information related to, you know, the apartment
424 or the occupants of the apartment?
425

426 A: I believe one of the - somebody said there's, uh, a deceased subject here and I
427 could see directly where, uh, I had been prior, where I'd seen the - the
428 shooting - the shooter standing, there were - now was a female laying kind of
429 in a slumped position and she appeared - appeared deceased in that l- location.
430 But I...
431

432 Q1: And...
433

434 A: ...never went up to her or made contact with her.
435

436 Q1: At that point, did you - did you - what did you do? Just kinda go through that
437 as far as where you went.
438

439 A: I maybe took two steps in, I believe. Like, where, you know, you would wipe
440 your feet off and then I think the SWAT guy said, "It's clear," or somethin' to
441 that - that conversation happened and I turned back around and came back out.
442 But I never, like, made - went through the apartment or anything like that.
443

444 Q1: Where'd you go after you left the apartment?
445

446 A: Back out to the parkin' lot.
447

448 Q1: Where did you go from there?
449

450 A: I think still remained in the parkin' lot. I - I didn't get in my car or anything. I
451 was kinda, maybe wanderin' back and forth. Uh, I think they had already had
452 John either in the EMS or he was gone at that point.
453

454 Q1: Did you take any more police action after that?
455

456 A: No.
457

458 Q1: Did you ultimately end up in the - at the PIU office that night?
459

460 A: Correct.
461

462 Q1: Where did you go before the PIU office?
463

464 A: To the hospital.
465

466 Q1: Did you go by yourself or...
467

468 A: (Unintelligible)...
469

470 Q1: ...did somebody take you? Did you ever make contact with Peer re- Peer
471 Support that night?
472

473 A: Yeah.
474

475 Q1: Other than at the PIU office?
476

477 A: I'm - I believe, and I don't know everybody that's in Peer Support, but I
478 believe there was one person at the hospital that was from Peer Support. And
479 then the Chief was there and I shook hands with the Chief and he said, you
480 know, "We're glad you're okay. Uh, eh, John looks good." Or he's - "John's
481 gonna make it." That type of thing. 'Cause he was - the Chief was there prior
482 to me getting there. And I spoke with him there at, uh, at the - right outside
483 John's room. I went in, John's family was there and I think Detective
484 McKinney and, eh, John was, uh, conscious. I think he was probably
485 medicated of some sort, but, uh, I gave him a hug, told him it was - he was
486 good and that I was g- I had to leave and go to - go to the office.
487

488 Q1: Okay. I got a couple photos here. Um, and they're both in m- of the same area.
489 But the first follow w- it's labeled for - for the record, Photo Number 1, um, it
490 is a photo of the entire area, you know, where the - the incident location, eh,
491 took place. So we've g- we've labeled the actual apartment building where ha-
492 the incident occurred, is apartment, ah, or, uh, Building A, or - or A. And then
493 the gate, for reference, B. As you see, you mean there's, uh, I wouldn't say

494 considerable differ- di- distance, but it - it is a little bit (aways) - a little ways
495 from the apart- the, uh, the gate...

496
497 A: Mm-hm.

498
499 Q1: ...that separates the two different apartment communities. Pri- prior to the
500 incident, when you all were makin' your approach in your vehicles, how
501 would you characterize the apartment - living - community to get to this
502 point? Is it - is it easily accessed or is it...

503
504 A: It's extremely difficult and confusing. I, personally, had been - we had, uh, a
505 Search Warrant when I was in Major Case a couple years prior on this street
506 here, and I do not remember the name of it, but I remember passing it. I'm
507 like, "Hey, we've done a Warrant at the dead end of this street." And I think
508 there's a church or somethin' down here at this dead end. And I remember
509 passing that and I said, "That looks familiar." And we came, actually, up this
510 hill and I - I'm not good with directions here. I think that's north.

511
512 Q1: That'd be east.

513
514 A: East, okay. We came, I guess, south up a - up St. Anthony, maybe - and I'm
515 not good with Third Division at all, up St. Anthony and up - up - up a hill.
516 And then we actually came up here and came all the way across and then we
517 winded down through, uh, it was kinda - I was, like, "Where - this cannot be
518 the quickest way." That's what I was thinkin'. I was maybe the last or second-
519 to-last car in the - in the - in the stack of cars, or the caravan. But we ended up
520 - so Building A is here. I parked maybe r- right near the end of the building
521 here. There's a dumpster here and I parked in just a regular parking place
522 here. Uh, but we came from - to answer your question, I guess...

523
524 Q1: No, I e- you are.

525
526 A: Okay.

527
528 Q1: You're answerin'. It - it's - it's...

529
530 A: Yes.

531
532 Q1: It's a hard place to get to.

533
534 A: Right.

535
536 Q1: But...

537

538 A: We sou- we were in this - kind of south, and this is where I unloaded from and
539 they kinda pulled up more, just parked in the middle of the parking lot. Like,
540 you know, placed out - just kinda parked there. And - but I - I found an open
541 parking place and parked in that spot.
542

543 Q1: You tal- you - you talked about a rendezvous point before-hand, and to your
544 knowledge, was any - and you said that it's - Mike Campbell was the eyes,
545 you know, he - he had eyes on the - on the target location.
546

547 A: Right. He was the one that was familiar with the case. Like I said, we were
548 kinda summoned because they just needed bodies and they specifically,
549 needed my - or a dog for each location. So that's why - but he was the point of
550 contact and I believe the (VO) for - for that - for that address.
551

552 Q1: Okay. In this photo here, uh, Photo Number 2, is this the, uh, a closer-up of
553 the actual building where the - the incident took place, this is - and just - so
554 I'll identify it for the record, this is the - this opening here is the breezeway
555 that leads into the apartments...
556

557 A: Mm-hm.
558

559 Q1: ...particular...
560

561 A: Mm-hm.
562

563 Q1: ...particularly, the - Apartment Number 4 and the - to describe the apartment
564 building, it's a - it's a two-story apartment building and there's four
565 apartments upstairs and there's four apartments downstairs. Um, totaling a
566 number of eight apartments. Uh, and in - and this building is split in half. If
567 you were to look at - if you looked at - at the building from the top, there'd be
568 - because of the layout, as you saw that night, Apartment 4 was on the east
569 side of the b- of that opening and then Apartment [REDACTED] would be on the - the west
570 side and then there's two apartments on the north side. [REDACTED] and - and, uh, [REDACTED]
571 Right? No.
572

573 Q: Uh...
574

575 Q1: Uh, ma- I - I didn't mean to say [REDACTED] I mean [REDACTED] So it's [REDACTED].
576

577 A: I know what you meant.
578

579 Q1: .. [REDACTED] 4.
580

581 Q: Mm-hm.
582

583 Q1: So - so there's dwellings behind, on the one side of the - of the apartment and
584 there's dwellings on the - the south side. So north and south has dwellings -
585 apartment dwellings. Um, so you guys make en- and you guys are
586 approaching the target location and then you all enter this, um, breezeway or
587 opening, um, to access, you know, to get to where either - the door is.
588

589 A: Right.

590

591 Q1: So as you said, you know, you're f- not completely in the very back of the
592 stack, but you're in - in - you're in the rear of the stack, if you will, and - and
593 for simplicity purposes, we're gonna talk about the l- the door in question,
594 Apartment 4, and we'll look at it as we're lookin' at that door. So the left and
595 right side.

596

597 A: Mm-hm.

598

599 Q1: So before we ever get to entry, you know, you guys are - you have an ex- a
600 verbal exchange with a resident on the second floor. Can you go into detail
601 about that exchange? I m- I mean, kinda - as much as - as you remember?
602

603 A: I remember he came out and wanted to know, kind of aggressively or not
604 friendly-like, and - and - it wasn't like a nosy neighbor. It was a - more of a,
605 um, ah, I guess questioning us as to why we were there or - I don't remember
606 the exact conversation, except he was - we - I d- I told him, personally, to go
607 back in his apartment numerous times. Please - and he - I think he - I feel like
608 he shut the door and then opened it right back up. And I told him again to go
609 back in the apartment and that's when John - or Sergeant Mattingly said, "Just
610 - just - just ignore him," or whatever the case was. 'Cause he - he had came
611 out - and he wasn't out over-top of us, he was more - I could see him in his
612 doorway, but he had ta- taken a couple steps out of the apartment.
613

614 Q1: And you described him as a black male in his 50s?
615

616 A: Approximately.
617

618 Q1: He was an older guy?
619

620 A: Yeah.
621

622 Q1: Okay. And - and...
623

624 A: And...
625

626 Q1: What did - did m- when you meant, older, did you mean, like, gray hair older
627 or just - he was...

628
629 A: Just, he...
630
631 Q1: Facial feature...
632
633 A: His facial looked older.
634
635 Q1: Okay.
636
637 A: I don't remember if he had any - even if he had any hair, um, either.
638
639 Q: So were you looking up at the top of the - like, were you further down by the
640 steps or was you looking...
641
642 A: I was...
643
644 Q: ...up?
645
646 A: ...maybe - as the steps go up, I was maybe half-way back to the steps and
647 looking up at him, so I can - we can see each other and address each other.
48
649 Q: Okay.
650
651 A: They were kind of under the - under - that part of the stack was under, um, so
652 they couldn't even see him to address him. I think...
653
654 Q: Okay.
655
656 A: ...it was maybe me and - maybe me and Detective Campbell were th- the only
657 - the only ones that I remember could see him.
658
659 Q: Okay.
660
661 Q1: So it - it - you have your verbal exchange with the second floor resident.
662
663 A: Uh-huh.
664
665 Q1: And at some point, you know, Mattingly or whoever decides, you know, th-
666 this is drawing too much attention away from what we're supposed to be
667 focused on and then, uh, how long do you think you guys knocked and
668 announced at the door? As far as, like, you know, you - you - you're
669 verbalizing that you - you're police, that...
570
671 A: Right.
672

- 673 Q1: ...you have legal authority to be there, a Search Warrant...
- 674
- 675 A: We kept - I kept - I know I - I kept repeating - some other people s- had said
- 676 it, I believe, or announced also, but I remember saying it at least five to se-
- 677 ven times. And in that timeframe, it probably took, because of the exchange
- 678 or interruption, I guess, from this guy, we waited maybe 30 to 45 seconds for
- 679 somebody to come to the door and nobody came to the door.
- 680
- 681 Q1: So there as a - there was a decision made by command, on scene - that you
- 682 guys were - weren't gonna wait any longer, that you're gonna...
- 683
- 684 A: Correct.
- 685
- 686 Q1: ...force entry?
- 687
- 688 A: And I don't know if Sergeant Mattingly made that call or Lieutenant Hoover
- 689 made that call, but they were further up in the stack than I was.
- 690
- 691 Q1: So at the time of entry, or the - the time the force is put on the door, uh, what
- 692 I'd like to do is, I'd - I'd like to - to the best of your knowledge - so if - if this
- 693 is the door, okay?
- 694
- 695 A: Mm-hm.
- 696
- 697 Q1: And to the left, you have who?
- 698
- 699 A: I think Sergeant Mattingly, Lieutenant Hoover, Tony Ja- and I remember
- 700 Tony James, and I forgot to say this in the other part, but I think it's relevant,
- 701 Tony James, when we were walkin' up, I believe Tony James had a bunker or
- 702 a shield, that's a ballistic shield...
- 703
- 704 Q1: Mm-hm.
- 705
- 706 A: ...which we rarely, if ever, carry. And I don't even know who has one except
- 707 people that are assigned to the SWAT Teams, but I remember Tony had one
- 708 when we were walking up through - or walking up to the apartment w- after
- 709 we'd gotten out of our cars. They're all to my left, that I can remember. I
- 710 don't remember where Myles was at the time, um, or Detective Cosgrove, if
- 711 he's to my right or left, but he's - I feel like he was - he was behind Nobles,
- 712 was closer to I - w- closer to where I was. And Nobles is the one with the door
- 713 to his right, is ramming from, you know, from his left side to right side.
- 714
- 715 Q1: So w- would you - would you be in front of Myles Cosgrove or behind him?
- 716 Because we're talkin' about a 30 - wa-, uh, we'll - we'll just give it w- I don't

717 know the exact measurement, but we'll do - we'll do the max, it's a 36-inch
718 door...

719

720 A: Mm-hm.

721

722 Q1: ...opening. So it's basically about - a little - just a - maybe - if not the exact
723 width...

724

725 A: Mm-hm.

726

727 Q1: ...of this table. Um, and we know Mattingly was on the left-hand side...

728

729 A: Mm-hm.

730

731 Q1: ...because he had first light, right?

732

733 A: Correct.

734

735 Q1: Um, and - Nobles had already breached the door. And the door, for th- for the
736 record, the door, uh, a- handle was on the right-hand side. Therefore, the hinge
737 - the swinging mechanism was on the left-hand side. So it opened right to left,
738 is that correct?

739

740 A: Hm, f- I do not remember.

741

742 Q1: So just...

743

744 A: I don't remember which way it came open.

745

746 Q1: Yeah. We'll - we'll just say that that's...

747

748 A: Okay.

749

750 Q1: ...that's the - 'cause it - that's the way it opens.

751

752 A: Okay.

753

754 Q1: Um, so at that point, we have Sergeant Mattingly, Tony James or Lieutenant
755 Hoover in - in somewhat un- n- unknown order. And on the right side of the
756 door, we have Detective Nobles, who has the breaching tool, but is not armed
757 'cause he has the breaching tool, and is it you, then Cosgrove? Or is it
758 Cosgrove, then you?

759

- 760 A: I don't know if we were standing beside each other or we switched when - or
761 we moved when - when Nobles came back and if we moved around him. I
762 can't say if Myles is on my right or left, 'cause I don't - I don't recall.
763
- 764 Q1: Okay. So once the door's breached and - and it's opened, um, you know, I -
765 talk - tell us about that again.
766
- 767 A: Sure. As soon as the door is breached, I came, um, either from the ready or f-
768 down, up to the ready and that's, eh, like I described it with the - with the l-
769 the targets at the range, it was, like, an immediate threat. And I saw a large
770 figure and down - hunched down with what appeared to be a long rifle and I
771 saw the large muzzle blast and, you know, got the percussion from the gun.
772 And I think that's a combination of a bunch of things. Eh, the sound had
773 nowhere to go and the fact that it was a direct-on shot to us.
774
- 775 Q1: So help me understand this. So I'm - I'm gonna stand up, just for a visual. So
776 if this is the door opening, we know Mattingly is somewhere in this - on the
777 left-hand side, 'cause remember, we're l- always referin' to it as lookin' at
778 the door.
779
- 780 A: Okay.
781
- 782 Q1: Nobles has now done his job. He's out of the way.
783
- 784 A: Right.
785
- 786 Q1: Are you right here next to Mattingly or is it Cosgrove and then you? 'Cause
787 remember, we're - we - we basically have just enough room for about two
788 people.
789
- 790 A: I know John was to my left. That's all I remember.
791
- 792 Q1: Okay.
793
- 794 A: And qui- I came around - I don't know if he s- came in as I - I did or he was
795 already standing in that light - or the opening of the door. 'Cause I don't
796 remember if much, if any, from this edge of the door to that wall, if there's
797 hardly any room at all. Maybe there was - I don't know if it's flat or there's
798 ar- some room for them, for Tony and John to stand off to the side, so they're
799 at least a little offset from the door. I don't recall.
800
- 801 Q1: So at - at - at the point that entry is beginning, um, you see what y- you see
802 muzzle flash and what you think is a long rifle pointed at you.
803
- 804 A: Ah, a s- large figure in the shooting stance with a rifle.

805
806 Q1: And could you tell, you know, who or what that figure was? Was - did you -
807 did you s- I mean, you assumed that it was a person or...?
808
809 A: I s- it, uh, ah, uh, appeared to be a person, but like I said before, there were - it
810 was dark in the apartment. So I think when I got that muzzle flash, it
811 illuminated maybe the silhouette of - of - all I could see was, uh, all I could
812 see was the fire from the muzzle and I could see a large - a large figure. But it
813 - it appeared to be in the sh- in a military-style - like, a shooting stance. Like,
814 it was just - they were waiting on us to get that last few hits in and then get the
815 door open to - to fire upon us.
816
817 Q1: So at that point, and again, I want- I want you to correct me if I'm sayin'
818 somethin' that's not right. At that point, you said - you s- you - you -
819 referencing what you said earlier is that y- are you aware or not aware that -
820 that Mattingly's been shot? You just know that the threat's being used against
821 you.
822
823 A: I saw the threat and heard it, but my - like I told you, I knew we were in a sh-
824 crappy position where we were at, 'cause we could not get off the sides or get
825 out of - out of the line of fire easily. So that's when I immediately, eh, I do not
826 remember if I addressed the threat with - with gunfire or if I just spun around
827 and...
828
829 Q1: And get out...
830
831 A: ...and...
832
833 Q1: Yeah.
834
835 A: ...get outta there when I felt the percu- 'cause I knew that was w- I wasn't
836 gonna stay in that spot much longer.
837
838 Q1: Right.
839
840 Q: Mm-hm.
841
842 A: Being - for obvious reasons. And as I'm clearing, coming down the
843 breezeway, I either hear mention of, like I referred to early - somebody - or
844 John said, "I've been hit." And they were down.
845
846 Q1: Okay. So at that point, you know that a - a threat's been u- the - a threat has
847 been used against you.
848
849 A: Correct.

850
851 Q1: And now that an officer's been shot.
852
853 A: Correct.
854
855 Q1: Okay.
856
857 A: I knew both of those things prior to making - or prior to making this corner, I
858 guess, on the - on the patio.
859
860 Q1: So you come out and then, you know, for a visual and for me, you know, you
861 have the stairwell that's open - and what I mean by open is that there's -
862 there's metal steps that you see through. Um, and you now come up to this
863 point, which s- you can't see it from the shadow in the - in the picture, but the
864 staircase comes down and you're standin' - are you standin' right here? Y-
865 I'm - I'm gonna let you...
866
867 A: I made this corner and I don't remember - I don't even know what this thing is
868 right here, but...
869
870 Q1: This is a - it's kinda hard to see, 'cause it's - it's a satellite picture, but this,
871 like, a handicap, uh...
872
873 A: Oh, probably gi-...
874
875 Q1: ...ramp and it's - there's - there's not much of a - it's a - maybe a single step
876 down.
877
878 A: Okay.
879
880 Q1: But you can see right here, and then, this is the sidewalk.
881
882 A: Okay.
883
884 Q1: And this is just, like, a void area, like, maybe they - they had some, like,
885 decorative rock or some landscape rock or whatever in there.
886
887 A: Okay.
888
889 Q1: So, you know, again, and - and this is just on memory...
890
891 A: Mm-hm.
892
893 Q1:um, are you more, like, right here as you, ah, you know, this is after you've
894 - you know, what you just stated.

895
896 A: Right.
897
898 Q1: And then, I'm (lun) - I m- I want - I want us to go back through again, you
899 know, what you did once you got to that point.
900
901 A: Sure. I came out, I hooked this end - and I don't remember how far I came
902 out. I wouldn't think I woulda came far enough into the - into the lot, like, to
903 the actual paved portion, like...
904
905 Q1: Right.
906
907 A: ...the - the blacktop. And I returned - 'cause I knew my threat was here, we
908 were here. I returned my threat through - at the muzzle flashes that were
909 coming th- that were illuminating the s- sliding glass door right in front of me.
910
911 Q1: So when you're standing - you're literally s- I mean, when you say, ri- right in
912 front of you, it is literally right in front of you, like, it's - the sidewalk is
913 attached to the patio...
914
915 A: Okay.
916
917 Q1: ...we're speakin' about.
918
919 A: Okay.
920
921 Q1: So as you're standing right here, glass door, you are s- you see mu- obvious
922 muzzle flash...
923
924 A: Right.
925
926 Q1: ...inside the apartment.
927
928 A: Right. I see muzzle flash still, and this is the point where I think it actually
929 increased, where I - where I kinda got caught up a minute ago, because I don't
930 think John - I don't think they had gotten him out of this - out of this
931 breezeway yet, and it actually intensified. Um, it went from, you know, I don't
932 even wanna estimate how many shots, but it was a - a v- v- volley of shots and
933 then it was a pump, pump, pump, pump, pump, pump, pump, pump, pump.
934 And I was, you know, like I said, I was - I thought they were takin' fire here
935 down - 'cause I knew they were all in a shitty spot. And whether he was
936 shooting at them through this wall, I didn't know at the time, but I kinda felt
937 like he was - they were just - they were sitting ducks. So that's when I
938 returned fire, like I said, through the - through here. And I don't know if I
939 stopped and returned fire or if I was s- sh- shot - I feel like I shot from two

940 different locations. I shot f- a volley of shots here and then when I still see -
941 when I k- moved over to th- closer to here, to where this red car is parked at, I
942 can still see this light lighting up in the hallway or bedr- whatever room this
943 is, this window lighting up, flashes and gunfire. And that's when I decided to
944 put additional rounds through here. Because I knew the threat was straight on
945 from this door and straight across from this window. That's the last place I
946 saw the guy shooting with the gun. And that's where I felt, at that time, to
947 protect myself, to protect my - my - my partners that are - already been shot, I
948 returned fire through the window. And as soon as I returned fire to that
949 window, the th- threat stopped. The gunfire stopped, ceased.
950

951 Q1: So, ah, e- at that point, you just, you know, back - back out, take a - a position
952 of cover and then - and then, as you s- as you stated, you know, you just kinda
953 filled a job. Other guys were, you know, treating Sergeant Mattingly for his
954 w- his injury.
955

956 A: Right.
957

958 Q1: And you just provided cover.
959

960 A: Correct. They - they triaged him here. I think there were some cars parked
961 here in these spots. They triaged him somewhere out here and then I think
962 once the beat car got there, I think they moved him that way. But I never paid
963 much at- I just - and not that I didn't care, obviously, but because I knew they
964 had their job to do, which was taking care of him, get him outta there. I also
965 knew none of them were talking on their radio, or I didn't hear anybody, so I
966 wanted to know why EMS was still down here at the church and we needed
967 them up here, obviously, 'cause it was kinda confusing. I know for everybody,
968 the directions to get up there, um, and then I dispatched, you know, or - says -
969 the officers there, I kinda gave them a job or told, you know, told them what -
970 what we're - what was in play. I also, what I skipped - kinda skipped over
971 earlier is that I was also afraid we were gonna have - I wasn't familiar with
972 this complex, had I ever been there. I don't think - to my recollection, I'd
973 never been to this complex. I did not know that this apartment didn't end here,
974 somewhere in the middle. I was afraid this guy or whoever, girl or guy or
975 whoever, the shooter was going to go out - 'cause I know for a fact we didn't
976 have the back covered, which I thought was weird. Why didn't we have the
977 back covered? Um, I might've sent somebody around back or yelled that on
978 the radio, "We need the back covered." Um, but that was my concern, that the
979 guy was gonna be gone out the back window. 'Cause I did not know where
980 that complex...
981

982 Q1: Did...
983

984 A: ...ended on that side.

985
986 Q1: Would you - would you say you had very little information, if - really, at all?
987
988 A: Just - just what I gained from the briefing.
989
990 Q1: I mean, but wa- was the briefing detailed? Other than, you know, the obvious,
991 the target, you know, the location itself. Um...
992
993 A: I feel like we needed - I feel like we - we had more information about the
994 Elliott addresses. Those were pretty detailed. But honestly, I didn't - other
995 than the names, which I knew none - none of the names they mentioned. I
996 think they had their - their names or pictures up on the board. But I was not
997 familiar with any of them. I had never came in contact with them.
998
999 Q1: And during that briefing, did - did - maybe not the briefing, but did you all,
1000 from that - from the briefing on, did you all con- how did you all consider this
1001 location? I w- I've heard it referred to as a soft location or a soft target.
1002
1003 A: That's what it was - that's what it was referred to a couple times. And I think
1004 the reason for that is that - that SWAT was not going to do this. They knew
1005 that she had been getting packages delivered here and I believe they had
1006 followed a target or two to or from this place. I was given that at the briefing,
1007 but I didn't know any further - anything about that. Um, the guys I was with,
1008 we were all from - I mean, we're all CID, we're all over at Metro Narcotics,
1009 but we were all kinda the - the older guys were put with it - because this was
1010 gonna be the easy location, I felt, uh, that's my opinion.
1011
1012 Q1: Right. And so CID's broken into smaller little groups.
1013
1014 A: Right.
1015
1016 Q1: And you're not in the group that was - had - had the investigation pertaining
1017 to this target location.
1018
1019 A: And neither was anybody there.
1020
1021 Q1: Right.
1022
1023 A: We were just kind of a...
1024
1025 Q1: Right.
1026
1027 A: ...hodgepodge of people thrown together. But the place-based tar- or the
1028 place-based contact was Detective Campbell.
1029

1030 Q1: And this location was the, eh, even the lead - even the lead considered - not a
1031 real, like, high priority.
1032

1033 A: Right. I think there was a n- if I remember correctly, they either said the score
1034 out loud or the score on the matrix was minimal.
1035

1036 Q1: Right.
1037

1038 A: Which doesn't require a SWAT consultation or - or brief - or, uh, ah, SWAT
1039 to do it. So, yes, approaching that or - especially when we were down here at
1040 the church, um, eh, I guess your question is did I - did - did I anticipate it as a
1041 soft entry? Yes. And we don't use that term very often, 'cause d- usually it's
1042 an unknown.
1043

1044 Q1: Right.
1045

1046 A: And then there's a high risk and then, SWAT does that, but, um, it was a
1047 female, n- little or no record, um, and I don't believe she had a history of any
1048 guns or firearms or anything like that at all.
1049

1050 Q: Did you get much information about the - the apartment itself? Like, the
1051 location, the parking lot, the building?
1052

1053 A: I believe there was a picture of it on the board, of - it may have been at the
1054 front of the board. Maybe it was a Google photo, uh, I don't know. But I n-
1055 we knew it was a four-plex, I knew it was the door to the right and I knew we
1056 had a VO. Um, I don't remember anything out of the ordinary that would
1057 make me believe there was a reason this woulda been a - a problematic or a...
1058

1059 Q: Mm-hm.
1060

1061 A: ...tactical, uh, situation would've arised from - from - from the briefing, no.
1062

1063 Q: And then the other guys that you were with, do you normally work with them?
1064

1065 A: I do not. They were all in, um, they're all in different units from me. I think,
1066 uh, y- you - you - you're probably more aware of what names, but
1067 everybody's kinda sprinkled around from the Airport Unit to Crew to VCS to,
1068 um, command staff.
1069

1070 Q: Okay.
1071

1072 Q1: Um, and - and just so we - so I'm c- I'm correct here and I understand this, is
1073 it, you know, you based the information you forwarded on to patrol and when

1074 patrolmen, uh, showed up, the - the rifle information, based off something you
1075 visually saw...

1076
1077 A: Correct.

1078
1079 Q1: ...which is why you dis- you disseminated that information for officer safety
1080 and so the officers knew, responding. Um, is that correct?

1081
1082 A: Yes. And the reason I did that was, like you said, what I saw, 100% sure that
1083 guy had a - at that time, 100% sure he had a long g- a long gun. And I knew it
1084 wasn't a shot- I'm kinda familiar with shotguns from w- hunting as a kid and I
1085 knew it was not a shotgun. Um, one, 'cause shotguns don't shoot that fast and
1086 don't shoot with the same - the same percussion. And with - the beat cars were
1087 comin' up, I did not want the beat cars to pull up here and start taking long
1088 rifle rounds. I wanted them to come up mentally prepared to be able to
1089 challenge from a distance with a long gun. With a long gun, obviously, you
1090 don't want the pea shooter like I had behind a car, taking cover. I didn't
1091 wanna put them in danger. I wanted them tactically to be, uh, safe, because I
1092 knew all my guys were gone. Or I felt like they were - had moved from here,
1093 that way, either with the beat ...

94
1095 Q1: To evacuate Mattingly.

1096
1097 A: ... car or with EMS, right. 'Cause that was - and I felt like I was the only one
1098 left. I don't know who else stayed with me at the time. I think maybe Myles
1099 was still there, but he was off maybe - maybe kind of givin' directions to the
1100 guys comin' in. Because obviously, as a beat car, you come up - you're
1101 comin' to a 10-30, an officer's been shot, you know, you don't have any idea,
1102 it's - it's chaos, but I wanted them to know what - what the threat - did the - I
1103 knew this was a threat, this was a threat, this was a threat in the hallway,
1104 because I really thought the guy was advancing either at us as we were leaving
1105 or as they were getting John out of that hallway. And I - that - I was fearful he
1106 would just come out with, you know, with the rifle.

1107
1108 Q: Okay. To the best - do you know if anything was moved around the scene
1109 when you were out there d- for - just - while you guys were out walkin'
1110 around, for safety? Was the scene altered at all?

1111
1112 A: I know that, um, I did not know how many shots. I did not count in my he- I
1113 think some people actually count in their head while they're shooting, but I
1114 did not count or nu- that wasn't even a priority, obviously. But when I moved
1115 back, after I fired, when I moved back from cover, I wanted to reload. So I -
'16 on one of these car trunks or hoods, I don't remember which it was or what
1117 exactly it was, I did r- kept my eyes up, but kept - reloaded and then I put my -
1118 well, I just didn't drop it. I don't know if I put my magazine from my gun

1119 back into my - one of my pouch - to the empty well, in my magazine well on
1120 my gun belt. And so I had a full mag if he continues to come out and advance
1121 towards us.
1122

1123 Q1: And this is after you - you've completed your fire?
1124

1125 A: Correct.
1126

1127 Q: Okay. And then you said you went from there to the hospital. Did you secure
1128 your dog? Did you take him home or...?
1129

1130 A: He st- he stays, oh, no. He stays with me, um, he can stay back there for
1131 hours. He's used to - I mean, he's sometimes ridin' for five hours and not get
1132 a break, so he's, ah, we didn't, uh, we didn't stop and take a restroom break or
1133 anything on the call.
1134

1135 Q: So when you come back to PIU, you still had your dog?
1136

1137 A: Correct.
1138

1139 Q: Okay.
1140

1141 Q1: Did you review any body-cam footage related to this at all?
1142

1143 A: No. One...
1144

1145 Q1: Didn't you, like - don't you guys pullin' your (unintelligible)? But, like, were
1146 you able to review it in any form or fashion?
1147

1148 A: No.
1149

1150 Q1: Okay.
1151

1152 A: I don't know how to - well, I don't know how to pull up other - I guess you
1153 can pull up other people's body-cam, but I'm s- real good about that, like,
1154 how to do it or whatever.
1155

1156 Q: Do you have any questions? Are there any questions we have not asked you or
1157 any other information you have that maybe beneficial for this case?
1158

1159 A: N- I think we - I think we talked about everything.
1160

1161 Q: Okay. Is there anything you wanna state for the record before we end?
1162

1163 A: No.

1164

1165 Q: Is everything you told me the truth, to the best of your knowledge?

1166

1167 A: It is.

1168

1169 Q: We'll end the statement. The time is 1612.

1170

1171

1172 The transcript has been reviewed with the audio recording submitted and it is an accurate
1173 transcription.

1174 Signed Amanda K. Seelye #7846

1
2
3
4
5
6
7 **INTERVIEW WITH DET. MYLES COSGROVE**

8 **Q=Sgt. Amanda Seelye**

9 **Q1=Sgt. Jason Vance**

10 **A=Det. Myles Cosgrove**

11 **A1=Steve Schroering**

12
13
14 Q: This is Sergeant Amanda Seelye of the Louisville Metro Police Department's
15 Public Integrity Unit. Today's date is Wednesday, March 25, 2020. The time
16 is 1357. We are present at 3672 Taylor Boulevard at the Public Integrity
17 Office. This will be a recorded statement from Detective Myles Cosgrove.
18 This statement is in reference to PIU Case #200- 20-019. Present with me is
19 Detective Myles Cosgrove and Attorney Steve Schroering and Sergeant Jason
20 Vance of the Public Integrity Unit. Detective, are you aware that this
21 statement is being video and audio taped?

22
23 A: Yes, ma'am.

24
25 Q: Does this meet with your approval?

26
27 A: Yes, ma'am.

28
29 Q: Please state your full name and spell your last name.

30
31 A: My full name is Myles Cosgrove, last name C-O-S-G-R-O-V-E, Cosgrove.

32
33 Q: What is your code number?

34
35 A: #759- 7519.

36
37 Q: Where are you currently assigned?

38
39 A: To Narcotics - er, uh, correction, it's now called, um...

40
41 Q1: Criminal Interdiction...

42
43 A: Yeah Criminal Interdiction Team...

44
45 Q: CID.

46
47 Q1: ... or Criminal Interdiction Division, CID,
48
49 Q: How long have you been with that unit?
50
51 A: Uh, just over three years probably.
52
53 Q: Okay. And how long have you been with the Department?
54
55 A: Fifteen and change.
56
57 Q: Okay. Are you under the influence of alcohol, drugs or any other intoxicant at
58 this time?
59
60 A: No.
61
62 Q: Are you taking any kind of medication that would affect your judgement or
63 your ability to think clearly?
64
65 A: No.
66
67 Q: This next set of questions are in reference to the actual incident evening of
68 March 13, um, 2020, at the Springfield address. Did you sustain any injuries
69 during this situation?
70
71 A: No.
72
73 Q: Receive any medical treatment?
74
75 A: No.
76
77 Q: What type of uniform or clothing were you wearing at the time of this
78 incident?
79
80 A: I was wearing a, uh, what we call plain clothes uniform. I had my black
81 tactical vest on with white police lettering. Uh, under that I had I think a
82 green long sleeve shirt, that - that might not - I had a long sleeve shirt, I'm not
83 exactly sure of the color. And then I had tan or tan-brownish colored 5.11
84 pants, um, cargo pants, something like that.
85
86 Q: Okay. Do you have the same uniform or clothing on right now?
87
88 A: No.
89

- 90 Q: Because of the statutory requirements of KRS 67C.326, I am obligated to
91 advise you of your constitutional right- constitutional rights prior to making
92 any further questions. And I'm gonna go over your rights with you. I've
93 already filled out the place and the date, and the time is 1359. Before we ask
94 you any questions you must understand your right. You have the right to
95 remain silent. Anything you say and will be used against you in a court of
96 law. You have the right to talk to a lawyer prior to any questioning or the
97 making of any statements and to have him present with you while you are
98 being questioned. If you cannot afford to hire a lawyer one will be appointed
99 by the court to represent you before any questioning if you desire one. You
100 may stop the questioning or making of any statements at any time by refusing
101 to answer further or by requesting to consult with an attorney prior to
102 continuing with questioning or the making of any statements. This bottom
103 section would be for you, that you've read this statement, your rights, uh, I can
104 let you read this. Um, is that okay for me to do that with it being, "I"?
105
- 106 Q1: Yeah it's just basically it's - if you - you're waiving your rights and this is what
107 you're saying if you sign this form. So, "I've read this - this statement of my
108 rights and I understand what I'm - what my rights are. I am willing to make a
109 statement and answer questions. I do not want a lawyer at this time," which a
110 lawyer is present. "I understand and know what I'm doing. No pressure, no
111 promises, no - or threats have been made to me and no pressure or coercion of
112 any kind has been used against," uh, basically saying that you acknowledge...
113
- 114 A: I understand.
115
- 116 Q1: ... and we're not twistin' your arm to get this statement.
117
- 118 A: Yeah.
119
- 120 Q1: And I know it kind of seems...
121
- 122 A: I - I understand.
123
- 124 Q1: ... (unintelligible).
125
- 126 A: I'm familiar with it, yeah.
127
- 128 Q: (Unintelligible). So at - in your own words, uh, the incident that occurred on
129 Friday, March 13, uh, 2020, at 3003 Springfield Drive, Apartment #4, uh,
130 what happened, your involvement and what action that you took?
131
- 132 A: All right. Um, I'll start from I guess the roll-call room. So at approximately
133 10 o' clock we were told to, uh, all - all of the Narcotics or CID was told to
134 meet in the roll-call room to assist the (Unintelligible) Unit with several

135 warrants that they were briefing. Um, I was seated next to (Prill) and we were
136 assigned - I was assigned with John Mattingly, Brent Hankison, Tony James,
137 Mike Campbell who was actually already out there with the Eye and, uh - uh,
138 Lieutenant Shawn Hoover, I believe that's all the folks that were assigned to
139 go to Springfield. We were asked repeatedly by - and during the briefing that
140 this was a, uh, what I call like a soft target, we were asked that the - to please
141 knock and announce and to use our maturity as investigators to get into this
142 house to - that - to not basically hit the door. Even though they had a - a, uh,
143 no-knock warrant signed. Um, so after the briefing there was a probably an
144 hour or so for people to rally up at certain locations and I proceeded to go to a
145 church located on - I'm not really familiar with this area, like Manslick Road,
146 Saint Andrews Church Road, uh, where we were all to rally up, our group was
147 to rally up to go to our location. And we waited in this lot for half an hour or
148 so and while waiting at the lot, um, John Mattingly drove by the address to
149 confirm, um, where we were going. And Mike Campbell was on the Eye and
150 I had spoken to him and he explained, you know, where we were going as
151 well. The, uh, the route up to this place was explained to us as - as kind of
152 tricky to get to due to this - how - how large the parking lot was for these
153 various, uh, apartment complexes that were up there. Uh, so we wait in the
154 parking lot for half an hour or so and while in the parking lot EMS is there
155 waiting for us. So at some point during this waiting a call comes ov- out on
156 the radio to everybody to - to move out basically. So I called Mike Campbell
157 and tell - give him a head's up that we're gonna be en route which is about a
158 five to seven minute drive probably from where we're at. Um, I'm in the car, I
159 think John is leading and everyone's just kind of con- gonna - getting ready to
160 convoy up there. And at the last second Lieutenant Hoover decides to get in
161 my car so we consolidate bodies and not have as many vehicles, uh, goin' up
162 to this area. So we wait at this intersection for I don't know, a minute or so
163 and then we start up towards - towards our, uh, assignment. In the meantime
164 there's radio chatter, I'm not really payin' attention too much what's happening
165 on the radio. We take several turns to get to our apartment and at one point I
166 think one of our cars took a false turn and we had to slow down to get
167 everybody back in - in the stack. We get to the parking lot or parking area and
168 everybody kind of peels off and - and parks in a - in a, uh, close walk to the -
169 to the apartment. I end up parking next to a kind of a dumpster area to the
170 right side of the building that we're going to. Everyone exits their vehicles
171 and we meet up more or less at the sidewalk area, um, sidewalk vestibule area
172 to walk into this apartment door. I being one of the last guys that had walked
173 up, um, naturally my assignment is to cover probably the sliding glass door or
174 the windows, you know, exit points for - for people. The rest of the
175 individuals are lining up on the what I'm gonna call the apartment vestibule,
176 the entryway, uh, kind of to the left of the stairwell that led up to the second
177 floor, we are on the ground floor. Uh, so everyone's kind of moving to get
178 into position and I am standing more or less in front of the sliding glass door.
179 And someone in our group proceeds to knock on the door and knock and

180 announce. Uh, typically we say, "Police, search warrant, come to the door."
181 I'm not exactly sure what they said verbatim but I know I did hear the words,
182 "Police, search warrant." They knock and they knock and they knock and this
183 goes on for probably a minute. And during that minute I am shining my lights
184 - my light, my flashlight into the sliding glass door and into this side window
185 which is more than likely a bathroom window, um, that is to the right of the
186 sliding glass door and I'm - I'm just in this area seeing if I can see movement
187 or shadows or lighting or - or - or - or - or, uh, or hear anything for that matter
188 and - and then I hear some challenge words, I believe Brent Hankison is
189 challenging somebody. So I come around from the sliding glass door 'cause
190 where I was initially standing I ca- can't see anything so I come to kind of like
191 where the sidewalk and the entry sidewalk meet and I can see that Brent
192 Hankison is challenging a male individual who is, uh - uh, who is standing in
193 the door - of an open door at the apartment directly above that the apartment
194 that they are knocking and announcing on. Uh, they have an interaction, um,
195 Brent Hankison and - and this gentleman upstairs, uh, who was told to go in
196 his house. There's quite a bit of shouting going on, um, there's still knockin'
197 on the door and we're dealing with - or Brent is dealing with this gentleman
198 upstairs, is very loud and, uh, the gentleman upstairs say- says something like
199 - and again, I'm not - this is not a quote, but I hear something like, "Leave that
200 girl alone," or - or - or - or - or, "There's a girl there," or some- something like
201 that. So the command to hit the door is - is given by someone in the stack. At
202 this point, uh, 2 minutes has probably gone by, possibly 2 1/2 minutes has
203 gone by. I'm still standing at the sidewalk, kind of the T-intersection at the
204 end of the stair closer to the sliding glass door than I am to the front door.
205 Most of the stick is standing to the left of the door, um, and the command is
206 given to go ahead and hit the door, hit it. Mike Nobles has the ram and it's his
207 responsibility to now open the door. Mike Nobles hits the door once and
208 that's when I realized that Mike Nobles does not have what we call a Cover 2
209 person, um, meaning that Mike Nobles is now exposed and Mike Nobles
210 having a tool in his hand, a heavy ram, has no way to protect himself. So I see
211 that Mike Nobles is in a vulnerable position or about to be in a vulnerable
212 position because he doesn't have a cover person. Uh, most of us are stacked
213 up to the left side of this door still. Mike Nobles hits the door again. Uh, on
214 the first hit and the second hit the door just does this bowing flexing. Um, and
215 I see that Nobles doesn't have a cover so I am walking - speed walking kind of
216 fast walking to Nobles' position. Mike Nobles hits the door a third time,
217 possibly a fourth time, I am now maybe a half step to a step behind Mike
218 Nobles when the door actually breaches or when the door opens. Due to my
219 position I really don't have a good visual, uh, of inside of this apartment
220 because I'm looking at basically still the door from where the door opens. Uh,
221 we call this First Light so the folks on the left side of this door would have
222 First Light, meaning that the door opens more to the left side of the door. So
223 John Mattingly, who at the time I didn't know it was John Mattingly, John
224 Mattingly is the first person that enters the threshold of the door. And I, that

225 as my assignment is now to go in behind this person that goes into this
226 apartment. So I am probably a step, half step behind individuals that are
227 entering this apartment complex - or this apartment. I'm immediately
228 overwhelmed with this darkness, this - it is - it is extremely dark in this
229 apartment. As John Mattingly is more or less just passed the threshold, the
230 door- the doorframe or the doorway I see blinding vivid white light and I see
231 blackness at the same time, this dark dark deep black and these vivid white
232 flashes. At the same time I'm seeing these flashes I know that John Mattingly
233 is at my feet. I am also not hearing anything. It is - it is completely mute.
234 These flashes continue, these white vivid flashes and this darkness, um, and I
235 know that someone is at my feet and I am still at the threshold of this - of this,
236 uh, doorway, like - like the threshold, the welcome mat area of this door. And
237 John or this person below me is shuffling around me, moving around me and I
238 believe at one point I'm standing on this person that is below me. I know that
239 someone has been shot, that John has been injured. I continue to see this - this
240 blinding light and these vivid white flashes and I see this darkness in front of
241 me followed by - and this is hard for me to explain but I - I see this distorted
242 shadowy mask, this figurine, this figure in front of me that is - it's just, you
243 know, it's coming and going due to the flashing light. This is all happening in
244 again, in - in seconds. Seconds. Uh, I am still standing in more or less the
245 same spot on the threshold. Um, again, I can hear nothing, it is completely - it
246 is completely muted, there is no sound. I turn and I see that John Mattingly is
247 being pulled or scooped back or somehow moving back from behind me.
248 Um, I know or I'm fairly positive that at - at - at - at - before me turning to
249 look at - to - to - to know that he had left or - or to know that he's being moved
250 I'm almost positive that I'm - I had fired or were firing, um, during those - that
251 - those - those flashes and during that - that vivid - those vivid, uh, white and
252 black and grey colors I was seeing. So John is being - he's being moved or
253 pulled from behind me - it will just take one second here. So I realize that
254 John is being moved and I also am moving backwards or leaving the
255 threshold, this welcome mat area of the door. Um, John is being kind of
256 shuffling on his butt and folks are pulling at him, um, this is all occurring
257 between the doorway and between the - the stairwell so in a - in a - in a kind
258 of confined space that we're in. Um, I still see these vivid white flashes and -
259 and I don't see darkness anymore but I'm seeing this vivid flashing and I'm
260 starting to see a bigger picture, I'm not sure if that makes any sense but I'm
261 see- I'm starting to see more things. I don't know how else to say that but like,
262 um, 'cause from when I was inside - when I was in this - this doorway I'm not
263 really - I'm seeing a - how should I say that, uh...

264
265 Q1: Are you trying to say the apartment was illumina- it's starting to become more
266 illuminated?

267
268 A: No it was becoming smaller inside of this apartment during those flashes if
269 that makes - I don't know how else to say that. Um, so we're dragging -

270 they're dragging John out of this apartment and I am starting to see again, like
271 see colors and shapes and - um, so John is drug behind some cars in the
272 parking lot and I - I must've taken a different route. We are now in, uh, in the
273 parking lot behind where cars are parked pretty much right in front of, uh, the
274 sliding glass door. I said, um, "Unfuck yourselves and reload," 'cause I knew
275 that I needed to do that so I went ahead and reloaded, um, while hiding behind
276 this car. John is being attended to by - by folks. I look up at this apartment
277 knowing that there is still a potential that we may have to encounter somebody
278 exiting this place. And I see that we are still in a precarious spot due to where
279 we had decided to treat John. I told Hoover and probably other folks that
280 were move- helpin' John that we needed to move and there was a car parked in
281 the parkin' lot roadway, uh, a larger car of some kind and we - whoever was
282 helpin' John and kind of drug him to the rear tire left side of this car and
283 Hoover asked for a tourniquet and I give to- Hoover a tourniquet out of my
284 medical pouch of my vest and Hoover goes to put this tourniquet on and it
285 looks like it breaks. So I'm come - I have this overwhelming sense to leave,
286 that we need to go so I run back up to the dumpster where my car is parked
287 and I get my car and I drive my car down to where they're workin' on John
288 beside this SUV. I know that Brent Hankison - I assume he's on the radio
289 'cause he - he sounds like he's talking to the radio and he is very loud. Um, I
290 popped the trunk of the car and I get my AR-15 out and I see them still
291 workin' on John and I go to my glovebox and open my glovebox and get out
292 all the other trauma stuff that I have in there and I dump all this trauma stuff
293 onto John's chest and then I go stand kind of the rear section of this car SUV
294 so I can cover the apartment 'cause we are still standing more or less in front
295 of this sliding glass door. Um, Hoover is trying to hold John down to put on a
296 tourniquet or to do something and John is - is - is just thrashing about in pain
297 and I try and hold him down with my foot so Hoover can do something with
298 him, and still trying to cover the sliding glass door area. Hankison is yelling
299 to ram a gate and I'm not exactly sure what this gate their talking about is. It
300 was briefed in the parking lot of the church that the route we were taking was
301 a little - a little odd because of what I assumed was construction but
302 apparently there was some kind of vehicular gate that remains closed in these
303 apartment complexes for whatever reason, probably to keep them separated.
304 Um, so Hankison is - is yelling very loudly to ram a gate and then the next
305 thing I know there's a patrolman there and his car is there and he is helping
306 Hoover and the other individuals treat John. And I can overhear Hankison
307 talking to EMS or talking about EMS or I know EMS is close but they're -
308 they don't know where we are exactly or they don't want to come up to us, I'm
309 not sure what EMS - EMS is close. And I figure put John in the truck of the
310 car - or on the trunk of the car. So Hoover and this patrolman whose name is
311 Combs -- I don't know his first name and it may be - it - and that may not be
312 his name but I believe his name is Combs -- Combs and Lieutenant Hoover
313 and somebody else drove my car to EMS which is located on the opposite side
314 of where this gate was, uh, rammed. So now myself, Mike Campbell and

315 Hankison are the only folks in this parking lot covering the apartment. I
316 would say, uh, a minute or so goes by and we are just watching this apartment.
317 And Mike Campbell says something to the effect of, "I hear somebody," or,
318 you know, he hears somebody or something. About that same time the
319 patrolman comes back and he is now on the left side of me. And myself, this
320 patrolman, Brent Hankison and Mike Campbell are behind where cars are
321 supposed to park in the parking lot facing this, uh, sliding glass door, front
322 door of the house - or apartment. Um, Mike Campbell says he hears an
323 individual - or hears noise in there and I tell Mike to attempt to call this person
324 out. Mike is winded, would be a good word to use, and Brent Hankison
325 automatically takes, uh, control of calling this individual out while myself,
326 Campbell and Combs are covering the doors of this apartment. I would say
327 some time goes by, a minute or so, a minute or two goes by and an individual
328 - male individual comes out of the apartment. And my - my view right now is
329 very limited due to the cars and due to the stairwell and the side of his house
330 so all I can see pretty much is a torso of a person. Um, and this person is
331 moving very very slowly, um - uh, like pan- like - like almost slow-motion,
332 not - not - not - not because of - of, uh, of any physical aspects, the person was
333 just very - very slow to move, um, taking tiny steps if that makes sense. Um,
334 Brent Hankison, uh, talks to this individual and he - he comes back to, um,
335 kind of like to where the base of the stairs are in this apartment vestibule.
336 And a patrol - or, uh, a - a patrol dog is suddenly on my hip and I can feel it
337 breathing and the K9 officer goes over to Brent and kind of verbally takes
338 over, uh, giving commands to this individual. And when the K9 officer gave
339 commands this person seemed to, you know, walk normally I guess or - or - or
340 - or - or, you know, act natural. Um, I notice that Lieutenant Hoover is - is - is
341 - is - is back now, um, I don't know if he had left or - or if he had never left
342 but now Lieutenant Hoover is back and - and I'm telling Hoover to - they're -
343 they're dealing with this person and they're being very noisy and we are still
344 trying to cover this house so I told Hoover to move him, get him out of here
345 'cause we can't hear what is - we can't communicate with each other and still
346 work this house due to how short we are folks there. Um, so the guys moved
347 and we continue to hold on this house, um, to my left there is, um, some kind
348 of commotion, um, I tell some individuals that are close to me just - just - just
349 to hold, keep holding on this apartment and whatever's going on to my left
350 they'll figure it out. I think we must've been there holding on this a- apartment
351 for a while, I know several minutes and finally, um, SWAT shows up, uh,
352 during this gap of time additional folks are coming. Um, but as soon as
353 SWAT shows up they pretty much took over what was happening and I kind
354 of just went and stood in the rear of the Bear, kind of in the safe area. And
355 then SWAT did their thing and they came out and said or - or, you know, at
356 some point it was said that everything is - is, uh, is safe. That's kind of it I
357 think.

358

359 Q1: While we're talking about the end there, so when you said you kind of stood
360 out - stood behind the Bear, go on from there, did you - did Peer Support
361 make contact with you, what did you do at that point?
362

363 A: Okay. Um, I hadn't really thought about that. Um...

364

365 Q1: We're not gonna talk about like conversations, I'm saying like...

366

367 A: No no, I know, I know. Um...

368

369 Q1: ... just actions.

370

371 A: ... uh, so I'm kind of hangin' out in the safe area behind the Bear and I'm not
372 exactly sure what happened in that kind of timeframe. At - at some point I am
373 - that's right, um, oh God, what, uh - (Cole) - (Cole) from Narcotics, um, is
374 staying there talking to me and we just kind of walk around the parking lot, I
375 think he's just there walking with me. So I'm just kind of walking in this
376 parking lot I guess taking it in or - or - I guess that's what I'm doin', just
377 walking the parking lot with, uh, (Cole). I - at some point we are told to kind
378 of go away, um...

379

380 Q1: So you made contact with Peer Support and then the - does Peer Support
381 provide you transportation here to PIU?
382

383 A: Yes. I'm not exactly sure when (Michael) - I think his name is (Michael), at
384 some point I came in contact with (Michael) which was probably ten minutes
385 or so before, um, before Steve showed up possibly.
386

387 Q1: Right so you ultimately end up being, uh, ta- brought back to the PIU Office
388 and...
389

390 A: Yes.
391

392 Q1: ... you, you know, there was round counts and then photographs and all that.
393

394 A: Correct.
395

396 Q1: All right.
397

398 A: Want me to go into that?
399

400 Q1: Nope, I'm good.
401

402 A: Okay. Okay.
403

404 Q1: Sergeant Seelye?
405
406 Q: I guess we have some photos of the apartment complex that we use just - they
407 don't have - we don't have a street level 'cause Google doesn't have an actual
408 street level of what you...
409
410 Q1: Yeah so this is just an overall of the - of the scene location and then we've
411 actually labeled this the apartment building where the scene - where the
412 incident occurred as sub-, you know, Subcategory A, if you will, and the - the
413 gate that divides the two properties, uh, and you said it yourself, the gate was
414 here to br- to make a clear division between this apartment, uh, living
415 community and the one that was adjacent to it, um, and then we labeled that
416 B. This is kind of like, you know, give you a visual reference of - of what
417 we're - as - as we go through this.
418
419 A: Mm-hm.
420
421 Q1: Uh, and then in this photograph, Photograph #2, um, is a closer, um,
422 photograph of the actual apartment building. Uh, and this is where the
423 location - this is where the incident took place. And this isn't a picture of the,
424 you know, the day of the incident or like that so these cars are just...
425
426 A: Right.
427
428 Q1: ... they don't matter but the parking spaces would. So to go back, you know,
429 from the beginning, um, when you guys came down, you - you mentioned that
430 you all like got separated in your ve- you know, as yo- you all were lined up
431 as you called it a - like a stack of vehicles...
432
433 A: Correct.
434
435 Q1: ... um, because as - if you can't - if you don't factor in that you can get - you
436 can access to this - you can get access to this location with that gate not being
437 there, to get to that location it's kind of a - a puzzle, it - it winds...
438
439 A: Yes.
440
441 Q1: ... and it's...
442
443 A: It...
444
445 Q1: ... you don't know how to, you know, where this is at it's kind of hard to get
446 to.
447
448 A: Correct, yes.

449
450 Q1: Um, so you all, you know, end up getting here, parking, uh, you mention that
451 Lieu- you and Lieutenant Hoover were ridin' in your vehicle - which is what
452 kind of car is that?

453
454 A: A silver [REDACTED]

455
456 Q1: Okay, silver [REDACTED] So you guys get up here, kind of go back through
457 - and you may not know this, um, was there a vehicle parked somewhere in
458 here as you all approached?

459
460 A: Yes. This - there's a white car here or a, uh, I don't - I don't know if it's a SUV
461 but it was a bigger car. It may have been a SUV but there was a white vehicle
462 parked literally right here, like behind this parking space.

463
464 Q1: Did you guys have to address that before you actually got into, you know,
465 position for entry?

466
467 A: No. I - let me - let me go back like - like an hour earlier before we even got
468 here. Someone had come to our parking lot, or - or maybe not, or maybe this
469 is just dumb luck, but (Cole)'s tires on his police car and John Mattingly's tires
470 on his police car had been either purposely cut or they had both ran over the
471 same nail in the parking lot. So prior to us leaving John who normally drives
472 a dark colored, um - uh...

473
474 Q1: SUV?

475
476 A: ... uh, I think he drives a [REDACTED] maybe. I was gonna say [REDACTED] but he
477 - he doesn't drive the - so basically John switches his cars out at the last
478 minute and he is driving - and I've never seen this car before, some like 1998
479 Pacifica or something like that. I mean it looks like the Breaking Bad car, like
480 some hideous white thing. So I assumed this vehicle here was John's vehicle
481 because he had led the stack up there. Now - now that doesn't make any sense
482 'cause we would never do that but, you know, with the confusion of coming
483 down here that that is a possibility and that's who vehicle I thought this was
484 was John's borrowed car parked right here. Now normally we wouldn't do
485 that because that makes - that is tactically elementary, don't park in front of
486 the - the place you're going, you just don't do that. So I thought that was
487 John's car. And most of us I think are parked way - like it's not even on the
488 picture but like way over here.

489
490 Q1: Okay.

491
492 A: But no we did not address it or I didn't address it, I just assumed it was John's
493 car.

494
495 Q1: Okay. So on-, you know, once you guys make approach to the location you
496 described that you're kind of hangin' out, you know, on the sidewalk and you
497 have - you have the patio door...
498
499 A: Correct.
500
501 Q1: ... so to verbalize the - the layout of the apartment building is that there's - it's
502 two floors, the target location as far as you all are concerned is Apartment #4
503 which is on the first floor, and there's a staircase - an open staircase that leads
504 to the second floor apartments.
505
506 A: Correct, right there, the stairs.
507
508 Q1: And then the patio door that you were speaking of is immediately to the right,
509 it's the first patio door to the right, um...
510
511 A: Up the stairs.
512
513 Q1: ... into the entryway of those apartments.
514
515 A: Correct.
516
517 Q1: So you're holding that - that patio door. Um, and then if you - if you don't
518 mind, we're gonna go back through what, you know, what you did. And I - I
519 don't want to put words in your mouth so that's why if you - if I say something
520 that's incorrect I want you to correct me. So you - you go in - you eventually
521 make your way into the entryway and at some point Detective Hankison has a
522 verbal contact with a resident on the second floor. But you all have been in -
523 in the process of this you realize that - and you said it perfectly that Detective
524 Nobles who has the ram, who has a breaching tool is not armed and cannot be
525 armed because he has a breaching tool...
526
527 A: Correct.
528
529 Q1: ... he has no cover so you pull up, as a part of your training you come up and
530 you are now considered his cover.
531
532 A: Correct.
533
534 Q1: So you come up and now if - we're - we'll look - we'll address this as we're
535 looking at the door, so we have a left-hand side of the door and a right-hand
536 side of the door.
537
538 A: Correct.

539
540 Q1: So if you're looking at the target location's door Nobles has the ram on the
541 right, okay, and then you're his cover immediately behind him, you - I think
542 you said a step or so behind him so that's pretty close...

543
544 A: Yes.

545
546 Q1: ... but enough to where he has full motion where he's - can utilize his
547 breaching tool. Would that be correct?

548
549 A: I was - ye- yes but - but had I - had I been there - had I - had I been doing the
550 assignment correctly, yes. But I think just by me walking up there that was
551 just happenstance that I happen to be that distance away as he is working.

552
553 Q1: Okay. Okay.

554
555 A: But yes.

556
557 Q1: Uh, and before, you know, and I'm trying to set up the - the positionings and
558 we'll - we'll - we won't get to entry just yet but so at that point if you're
559 looking at the - at the target door on the right-hand side you have Nobles,
560 yourself, and then to the left you have Sergeant Mattingly and then who else
561 do you remember?

562
563 A: I don't really - I know who was there but I don't know what anybody else was
564 doing.

565
566 Q1: Okay.

567
568 A: Um...

569
570 Q1: Th- would you - would you - are you confident to say that Hankison was
571 behind you? Because - because of the verbal contact he was havin' with...

572
573 A: Ye- yes and no. Hankison was initially in the stack in this area, and I'm
574 here...

575
576 Q1: Okay.

577
578 A: ... Hankison addresses the guy and then when - when they go to hit the door
579 people move around...

580
581 Q1: Right.

582

583 A: ... so I'm not sure where anybody is at that point 'cause I'm here, I'm not really
584 payin' attention to what - I'm not - why would I watch them? They're - they're
585 doing their thing, I need to do my thing.
586

587 Q1: Right.
588

589 A: So when Nobles hits the door I hear the door, I hear the door, hear the door
590 being hit and that's when I see that there's no cover and I forgot what question
591 you asked me, I'm like kind of lost.
592

593 Q1: Well, uh, yeah that's okay. That's all right. And we're gonna walk through it
594 slow as soon as we can. So before the door is actually forced or breached, you
595 know, you all knock and announce...
596

597 A: Yes.
598

599 Q1: ... can you kind of describe that whole - I mean I know that that was kind of -
600 kind of a long period because...
601

602 A: Oh the knocking, announcing, it - like it gives me chills to think about how
603 long we stayed out there. Knocking and announcing a door is - it is - it is
604 nerve-wracking, um, and then to knock on the door, have to challenge
605 somebody who was - who we've obviously disturbed by our noise and
606 commotion that we're creating, and then to have to continue to knock on the
607 door again, that is - that is like, um, I don't know how, um, I mean I - I - that's
608 nerve-wracking, I don't really have a word to...
609

610 Q1: And - and why is it nerve-wracking?
611

612 A: ... to say that...
613

614 Q1: Because it's an unknown threat?
615

616 A: Because you have this building, this - this room, this - this, uh, house or
617 apartment that you're gonna go into here initially and now you are letting
618 people that are in this, um, house or apartment, you're - you're - you're telling
619 them your cards basically, they - they know that you're outside 'cause you're
620 knocking and announcing and that's telling them there - there are police
621 outside and we have a legal reason to come into the house by the words search
622 warrant. By being out there for that extended amount of time and folks not
623 coming to the door, either their not home which is - which is the best thing
624 'cause nobody's home, or they're in there formulating some kind of plan to
625 either do me harm, to do the people around me harm, um, I mean nobody
626 cares if they're in there destroying evidence, that- that's really beside the point,
627 it's - it's that they're in there and they have this time to plan to do something.

628 And that is the - the nerve-wracking part as you're standing outside, you don't
629 know what this plan is.
630

631 Q1: And - and to go back, I apologize, uh, I remember you saying that you
632 actually illum- tried to illuminate that apartment from the outside with your -
633 your - your flashlight.
634

635 A: Correct.
636

637 Q1: Which is I'm assuming one of the newer flashlights which - which is very
638 bright?
639

640 A: It is not the newest one, it is the one that they gave us like two, three years
641 ago, the baby brother of the new one I guess.
642

643 Q1: But it's not the old mag lights?
644

645 A: Oh definitely not, no no no.
646

647 Q1: Right. So it's - there's an LED lightbulb and - and a light source...
648

649 A: Yes, correct.
650

651 Q: When you were here before you moved up could you see any light from the
652 patio where the point was?
653

654 A: No there was - there was absolutely no light. And peeking your head in a
655 window is ridiculously dangerous and normally you wouldn't put yourself in
656 that position but when you have - when you're knocking and announcing for
657 that long, and if you're fairly confident that - that nobody is in there then you
658 might peek into this room or I would say that I - I definitely got closer than I
659 should have to look into - into these windows or these doors to see if I could
660 see anything. And I saw darkness, there's - there was absolutely no ambient
661 light of any kind in - in this apartment, nothing, it is completely dark. From -
662 from my light source anyways.
663

664 Q1: So to kind of go back to the door, you know, so at - and we've already talked
665 about the - that there - th- the duration of time that you guys knocked on the
666 door, announced your - your - your - identified yourself as police and also
667 identified your legal authority search warrant.
668

669 A: Correct.
670

671 Q1: So - and at some point Detective Hankison has verbal contact with the second
672 floor resident...

673

674 A: Yes.

675

676 Q1: ... do you - do you remember anything about that detail-wise?

677

678 A: I just know that he a- again, I'm still kind of far away so I - I - I know
679 Hankison is saying - he used the word, "Sir, go back in your apartment," and
680 they are both very loud, the - the resident and Hankison are loud. Um, and the
681 guy - and I hate to say it but the guy has a - he had a - he had an attitude
682 towards us of, "Leave - leave her alone," um, or, "Leave that girl alone," or -
683 or something, and that's not a quote but that's partial of what I'm hearing over
684 Hankison shouting and - and us talking and my distance.

685

686 Q1: Okay.

687

688 A: So they're having this loud, uh, this - this loud talking back and forth that goes
689 on for a - a good while. And, uh, I don't know if he actually went back in-
690 inside before we did our thing but - but this went on for a while to where, you
691 know, we were - it just felt like we were out here forever doing - we were just
692 out - out there for a long time.

693

694 Q1: So the decision's made eventually that - that you guys are gonna make entry,
695 that you're gonna force entry.

696

697 A: Correct.

698

699 Q1: Which you had already been briefed on and you were told that you had legal
700 authority to - to do that and you had a warrant with you, right...

701

702 A: Yes.

703

704 Q1: ... to serve it?

705

706 A: Yes, correct.

707

708 Q1: Um, so and you talked about Nobles hitting the door -- and again, we're gonna
709 - we'll talk about the left and right-hand side of the door -- Nobles is on the
710 right-hand side of the door and he is, you know, utilizing his - the ram to
711 breach the door. And at some point the door is breached...

712

713 A: Yes.

714

715 Q1: ... and if you can and with detail, go back and kind of run us through that.
716 And I know that, you know, some - you know, the best you can. I mean I'm
717 not expecting to be...

718
719 A: Okay.
720
721 Q1: ... perfect, you know, just...
722
723 A: Right.
724
725 Q1: ... whatever you remember.
726
727 A: So again, I'm standing in - in - in this what I call like this T-intersection right
728 here where the building and the sidewalk's hooked together because my
729 ultimate job is to stay outside and watch this door even when these folks go in
730 the house, that is my job. And again, I - I see Nobles from this distance that
731 he does not have a cover person on the right side of the door and I'm not
732 exactly sure where everybody else is, I assume they're on the left side of this
733 door. When I see Nobles does not have cover because he has a heavy tool in
734 his hand and cannot protect or defend himself or the other folks that are with
735 us. The door is hit once and I see the door bow and that is probably when I
736 realized that it is now my job because, you know, watching this - this door can
737 be left alone for a second 'cause Han- 'cause Nobles is in need of - of - of a
738 cover person. And I've always tried to find a job to do while doing these
739 things and that was the most important job that I saw that needed to be taken
740 care of was to go be Nobles' cover. So Nobles hits the door again as I am fast
741 walking to Nobles, so now I am fast walking towards the right side of the
742 door. And I pretty much can only see Nobles and a sliver of the door due to
743 the angles and whatnot, and due to Nobles moving his body. Nobles hits the
744 door a third time, the door is hit probably a fourth time, the door opens on the
745 third or fourth hit and at that time I am a half step or a step behind Nobles.
746 More or less the spot I - that person should've been in the first place. So the
747 door is open, Nobles has to obviously get out of the way and we call it Cover
748 1 and Cover 2, so I'm the Cover 2 person and I mentioned what we call First
749 Light, First Light is whoever can see into a room first so...
750
751 Q1: And not to stop you but I wanted to kind of explain that. So...
752
753 A: Okay.
754
755 Q1: ... the - the - if you're lookin' at that door the hinge is gonna be on the left-
756 hand side and the door would open from right to left, would that be correct?
757
758 A: No the hinge is on the right side where Nobles is at.
759
760 Q1: Are you sure?
761

762 A: That's the side of the door Nobles was standing on so he would normally hit
763 this side of the door...
764

765 Q1: Would you hit it on the hinge or would you hit it - hit on the actual - the knob,
766 the - the...
767

768 A: You would hit it around the knob area.
769

770 Q1: Right. So...
771

772 A: Yes.
773

774 Q1: ... what I mean by the hinge I mean like what...
775

776 A: Oh, yes. Yes.
777

778 Q1: ... what the door pivots off of.
779

780 A: Yes the...
781

782 Q1: That's what I thought you meant.
783

784 A: ... the pivot is on the left side of the door...
785

786 Q1: Right.
787

788 A: ... where most of the folks have stacked up, that is - that - that is probably
789 where I would've stood too.
790

791 Q1: Right. So the door opens from right to left...
792

793 A: Yes.
794

795 Q1: ... which as you said and - and it - it was very correct that the person on the
796 left-hand side would have First Light...
797

798 A: Correct.
799

800 Q1: ... that means he would have ta- the most tactical position for entry.
801

802 A: Yes.
803

804 Q1: And your job is to fill in to Cover 2 which would be the second persons.
805

806 A: Yes. And to communicate with the Cover 1 person if I see something that he
807 doesn't see. But due to the door and due to my body position having to kind
808 of hurry up there, um...

809

810 Q1: So at that point, uh, Sergeant Mattingly who is Cover 1 or - or is First Light...

811

812 A: First person, yes.

813

814 Q1: ... he begins to clear and then make entry into the apartment. What I meant
815 by clear was clear his spaces, um, 'cause it's kind of like about our tactics.

816

817 A: Yeah. So somebody - John Mattingly enters the apartment and again, due to
818 my spacing and my kind of out of positioning that I was in I -- and I'm not
819 sure, I - I'm - I think I'm answering your question -- so - so the first person
820 goes in and I immediately go in after this fir- now when I say go in I position
821 my body to go in after this first person. Yes.

822

823 Q1: So at that point when - when - when Mattingly begins to make entry, you
824 know, there's im- not immediate but relatively immediately a threat.

825

826 A: Correct, yes. Yes.

827

828 Q1: So kind of go through ho- how you determined the threat. As far as was it
829 Mattingly's responses, his actions, whatever.

830

831 A: So as I'm at the threshold of this doorway I'm - I see these - these vivid - these
832 vivid lights, um, which I know are - which I know are - are - are not natural,
833 normal, it shouldn't be happening. And I know that those are - are - are gun-
834 are gunshots or, you know, that are - those are - that is a firearm being fired.
835 And then within the same, you know, one second there's a person, John, at - at
836 my feet, that - I mean as quicker than I'm talking is how quick that happened.

837

838 Q1: So at that point John is shot, John had sustained a gunshot wound and he has
839 fallen - is he - is he sitting on his butt or I mean I know you may not be able to
840 ex- uh, answer some of these questions...

841

842 A: Uh, all I - I know that I am - that John is sideways kind of, if that helps you.
843 He's sideways and I feel that I'm standing on part of him, his ankle or his hip
844 or his calf or - or some- I'm standing on - I feel like I'm standing on
845 something.

846

847 Q1: You're making contact with his body in some form.

848

849 A: Yes. And about the time that I stopped feeling this contact is about the time
850 that I stopped firing. Um, but again that happens and that happened in like
851 two seconds.
852

853 Q1: So from the - an- and thi- and I know they way, you know, this - this is the
854 way these things occur, so John goes to make entry into the apartment, there's
855 a threat, he perceives it, he shot, he fires, and - and is it - and a- again I don't
856 want to cans- answer for you, I want you to - to tell me, are you - do you
857 perceive it in the same - I mean and I don't want (unintelligible) I guess but in
858 just a very short period of time and - and you guys are almost firing at the
859 same time or is it...
860

861 A: I - I don't know. I just see this - this flash, this vivid flash and this distorted
862 shadowy figure. And I thought this would come back to me but I - that's all I
863 see is this distorted shadowy figure and these flashes which are obviously a
864 gun, uh, being fired.
865

866 Q1: But you knew that John had been shot and you - you knew that John had
867 discharged his weapon...
868

869 A: Yes I knew that clearly that John had been shot.
870

871 Q1: Okay.
872

873 A: Um...
874

875 Q: And so the figure you're seeing is it in the apartment...
876

877 A: The figure is in the apartment and in front of me. Now I'm not - I - I assume
878 I'm in the threshold of the door so it would probably be in front of me. Um,
879 but then again that is not clear.
880

881 Q1: You know, you've got 15 years on as - as law enforcement and - and, you
882 know, in your experience as law enforcement one of the - what's one of the
883 first things that you lose under a stressful situation, fine motor skills would
884 you say? On everybody.
885

886 A: I - I have experienced it a few times but not to this severity. Um, the - this -
887 this - this loss of hearing, this muteness was, um, like it was - it was, uh...
888

889 Q1: Debilitating maybe?
890

891 A: It was disturbing, it was, um, it wasn't real. And then this shadowy figure is,
892 uh, it's shrinking, if that makes sense, and it doesn't make sense to me but this
893 - the world is becoming really vividly black and white. Um...

894

895 Q: Are you having like tunnel vision, does that...

896

897 A: Tun- that would be a good - good word. I'm having this tunnel vision...

898

899 Q: So your view is becoming smaller...

900

901 A: Yes my view is becoming like a periscope or binoculars kind of a view.

902

903 Q1: Believe it or not, it's - it's common, it really is. I know it's disturbing and kind
904 of when you're coming back and you're thinking about it...

905

906 A: Mm-hm.

907

908 Q1: ... but it's - it's - it is common.

909

910 A: And the fine motor skills you talk about, I - I did not - not have any hand
911 sensation in my hands. I mean we've all fired weapons here and you know
912 that they have a distinct feel to it and I did not have any hand sensation or any
913 recollection that - that I'm firing a gun. If you told me I didn't fire a gun I'd be
914 - I'd be - I'd be like, "Okay I believe you." Um, but due to the fact that those
915 flashes were happening, that is why I would believe that there is - is - is
916 gunfire going on.

917

918 Q1: So at some point Mattingly's discharged his weapon, you've discharged your
919 weapon, you know, and - and Mattingly and still is in a position to be, you
920 know - and you yourself you - you don't - you...

921

922 A: Yes, we are standing...

923

924 Q1: ... you're still stand...

925

926 A: I am in the doorway, John is more or less - John is in the doorway, he may not
927 be standing under the doorway but he is in the doorway, we are within a - we
928 are in the most vulnerable position we can be in, is in this doorway exposed to
929 whatever is happening everywhere. We have stopped all of the people behind
930 us, the other policemen from coming in because we have now constricted this
931 - this doorway because we are standing there. So the only places for me and
932 John to go is either go forward which makes no sense at all, or to go
933 backwards and to go backwards over a person that is obviously underneath
934 you is not a - something I would want to do. Um...

935

936 Q1: So to kind of go back through and like I said, if you don't remember just say
937 you don't recall 'cause I don't want to try to put works in...

938

939 A: Right. No, I understand.

940

941 Q1: So, you know, at that point you're still in that what we consider the fatal
942 funnel...

943

944 A: Yes, fatal funnel.

945

946 Q1: ... Mattingly is down, he's trying to get out of the way, you do- you're not sure
947 you can even back up because you're worried that maybe you trip over him, I
948 don't know. But at some point all you all are out of that - that location.

949

950 A: Yes.

951

952 Q1: Let's go back through and if you can - if you can't it's - it's fine...

953

954 A: Okay.

955

956 Q1: ... and kind of go through and what you remember, if you remember, details
957 of - of how you all evacuated out of that - that little breezeway and got to the
958 parking lot.

959

960 A: Okay. Um, I am very positive that I looked at John when he was - when I felt
961 that he was not there anymore. So I feel this - this void, this emptiness like -
962 like there is nobody there. And I turn and I see that John is kind of scooped a
963 little further behind me. That may have been - it may have been a scooch of
964 inches, um, and that's a - that's when I had a unconscious decision to - to move
965 'cause I'm - John is obviously in the right direction to go now. Um, I really
966 can't expand on that 'cause it happened so quickly but I sensed that it was time
967 to go and so I go. I don't really remember doing much in the vestibule area
968 there, um, I don't remember touching John until we kind of got to maybe this
969 area here, um, and that was briefly because we couldn't all squeeze through
970 the - the cars there. Um, I know when I got to - to, you know, when I'm still
971 in the vestibule there there is still flashing happening, um, but my vision is
972 expanding and I think I may have the tunnel vision, my vision is coming back
973 to normal and I can see in colors. Um...

974

975 Q1: What are you seeing?

976

977 A: I'm seeing what I'm supposed to be seeing. I'm seeing the stairwell, I'm seeing
978 the concrete, I'm seeing John shuffle and push himself and people grabbing
979 him. Um, I see Mike Campbell on his ass, I don't know if that makes sense
980 but Mike Campbell is on the ground maybe. Um, and then this is still kind of
981 as I'm in this confined space here. Um - uh, I still have that muted noise, I
982 don't hear anything. I would say about that I got out of the covered space is

983 when I started kind of coming back into it, um, I'm sure there's a scientific
984 word for it but I don't know what it's called.
985

986 Q1: And at that point, you know, once you - once you evacuate yourself and, you
987 know, the rest of the - the team out to the parkin' lot, you know, other than
988 like providing a tourniquet and first-aid and stuff like that you - you - your
989 primary position was a cover position for the officers that were providing
990 Mattingly first-aid.
991

992 A: Yes, I would say so. There was people that - you gotta find a job, they had -
993 people were working on John so my job would be to make sure that there is no
994 more danger from - from this - from this building.
995

996 Q1: And the - and the positioning was - was not secure because you all were...
997

998 A: No.
999

1000 Q1: ... immediately outside the windows and had to...
1001

1002 A: Yes we would've been more or less in this area here and that's when I said we
1003 need to move again to - we were still in that precarious spot but at least we
1004 had distance and two cars between us and - us and that - th- the windows.
1005

1006 Q1: From the time - if you - and again, you may not be able to answer this, from
1007 the time that you - you start to move from the breezeway or the opening, um,
1008 do - you do hear shots or you don't hear shots?
1009

1010 A: I don't hear any gunfire at all ever. I don't hear - I hear nothing. Until, you
1011 know, until I'm in this area is when I start hearing people, I don't hear gunfire
1012 anymore. The - the white flashes I'm still seeing them which doesn't make
1013 sense 'cause I'm not firing. Um, but I'm still seeing white flashes as I'm - uh,
1014 this doesn't really show it but as I'm kind of - as I'm exiting the...
1015

1016 Q1: The opening...
1017

1018 A: ... the opening of this...
1019

1020 Q1: Mm-hm.
1021

1022 A: ... apartment building here.
1023

1024 Q: Do you recall where the white flashes were coming from?
1025

1026 A: N- not at that time, no. It was just - it- it's like my brain was kind of like
1027 overloaded if that makes sense, and it was kind of coming back into focus,

1028 kind of that fuzz that goes away. So no I - I - I know they weren't coming
1029 from us, like from the parking lot, if that makes sense.
1030

1031 Q: Mm-hm.
1032

1033 Q1: To your knowledge was the scene altered in an- in any way? Did you guys
1034 have to - what I meant by it was did you guys have to manipulate anything
1035 that you would consider evidence?
1036

1037 A: Oh no I never went in. I never went back past the...
1038

1039 Q1: Well even the exterior, like we would consider the whole thing as the scene
1040

1041 A: No, I would - now some things would've got kicked around obviously but, uh,
1042 nothing was disturbed or picked up or thrown away or - that I know of, I didn't
1043 do anything like that.
1044

1045 Q1: And as you stated you stayed on scene until SWAT secured the - the location?
1046

1047 A: Yes and then probably until Steve showed up a half- 20 minutes, 15 minutes
1048 later so - or longer, my times is kind of distorted for that stuff.
1049

1050 Q: Are there any questions we have not asked you or any other information you
1051 have that may be beneficial to this case?
1052

1053 A: I don't think so, no.
1054

1055 Q: Is there anything you want to state for the record before we end?
1056

1057 A: No.
1058

1059 Q: Is your - is everything you've told me the truth to the best of your knowledge?
1060

1061 A: Yes, ma'am, it is.
1062

1063 Q: I'm sorry.
1064

1065 A1: I just have one question, I - and I think you covered this adequately but just to
1066 make sure the records clear, uh, at the time you were in that doorway at - with
1067 Mattingly did you have any question in your mind that your all's lives were in
1068 danger?
1069

1070 A: Absolutely not. I knew for a fact that we were in danger of - of being killed or
1071 - or seriously injured.
1072

1073 A1: That's all the questions I have.

1074

1075 Q: We'll conclude, the time is 1500.

1076

1077

1078 The transcript has been reviewed with the audio recording submitted and it is an accurate
1079 transcription. Signed Amanda L. Seelye #7846

INTERVIEW WITH OFC. MIKE NOBLES

Q=Sgt. Amanda Seelye

Q1=Sgt. Jason Vance

A=Ofc. Mike Nobles

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Man: I guess your (unintelligible).

Q: This is Amanda Seelye of the Louisville Metro Police Department's Public Integrity Unit. Today's date is Monday, March 16, 2020. The time is 1309. We are present at 3672 Taylor Boulevard at the Public Integrity Office. This will be a recorded statement from Officer (Michael) Nobles. This statement is in reference to PIU case number 20-019. Present with me is Officer Mike - is it (Michael) or Mike?

A: M- legal name is (Michael), (unintelligible).

Q: Nobles, with no attorney and Sergeant Jason Vance of the Public Integrity Unit. Officer, are you aware this statement is bein' video and audio taped?

A: Yes.

Q: Does this meet with your approval?

A: Yes.

Q: Please state your full name and spell your last name.

A: (Michael) Nobles, N-O-B-L-E-S.

Q: What is your code number?

A: 7668.

Q: And where are you currently assigned?

A: CID.

Q: And how long have you been with that unit?

46
47 A: Uh, s- well, I just merged into CID from Narcotics so, oh, winter of - or I'm s-
48 yeah, uh, early 2017.
49
50 Q: Okay. And how long have you been on the department?
51
52 A: 2006, 14 years.
53
54 Q: Are you under the influence of alcohol, drugs, or any other intoxicants at this
55 time?
56
57 A: No.
58
59 Q: Are you takin' any kinda medication that would affect your judgment or your
60 ability to think clearly?
61
62 A: No.
63
64 Q: All right, we're here to talk about the incident that occurred on Friday, March
65 13, 2020. Did you sustain any injuries durin' this situation?
66
67 A: Just some scrapes on my knees.
68
69 Q: Did CSU take photographs of you?
70
71 A: Yes.
72
73 Q: Did you receive medical treatment?
74
75 A: No.
76
77 Q: What type of uniform or clothin' were you wearin' at the time of this inno-
78 incident?
79
80 A: Uh, black t-shirt, gray pants, blue and shite shoes and the hat I'm currently
81 wearin' and then a, um, tac vest, the, um - not our normal ta- the tac vest that
82 was issued to us with the hard plates in 'em.
83
84 Q: Does it say "Police" on that vest?
85
86 A: Yes, the front and back. It's a radi...
87
88 Q: That's with hard plates?
89
90 A: Yes and radio hooked to the front of it.

91
92 Q: Is the police, is it, like, a Velcro, like - or is it in - in the vest?
93
94 A: Yes.
95
96 Q: Okay. You said blue and white shoes, correct, and then the hat you have on
97 now. It's a black hat. Do you have the same uniform or clothin' on right now?
98
99 A: No, other than the hat.
100
101 Q: Except the hat. Because of the statutory requirements of KRS 15.520, I am
102 obligated to advise you that this is a criminal investigation, not an
103 administrative investigation. However, you are not the subject of this
104 investigation. Knowin' this are you still willin' to - willin' to give us a
105 statement at this time?
106
107 A: Yes.
108
109 Q: Uh, so we're here for the incident that occurs, the officer-involved shootin' on
110 Friday, March 13 at 3003 Springfield Drive, apartment number four, can you
111 give me your involvement in this incident?
112
113 A: Uh, yes. Star- uh, startin' on the day we were asked by Sergeant (Meany) to
114 assist with several warrants, um, the - the new unit, Place-Based
115 Investigations Unit, they needed assistance. Uh, we all - whoever signed up
116 for it got it, uh, there were several CID detectives. And when we got there,
117 when we got to the CID office that's where we learned of where we were
118 gonna be at and on the board they had myself and other detectives on the 3003
119 Springfield warrant, uh, Sergeant Mattingly, myself, Tony James, um, Mike
120 Campbell, which he was the eye, Myles Cosgrove, Brett Hankison, and
121 Lieutenant Shawn Hoover.
122
123 Q: And whe- do whe- did you all meet, like, you said the Thursday or...
124
125 A: Well, we - we - we brie- we briefed - yeah, we briefed at the office around
126 11:00 Thursday night and then we met, we all rendezvoused behind a church.
127 Um, I'm not sure what church it was, we met back there where EMS was
128 staged f- I mean, it was right - it was off Manslick, uh, next road up from St.
129 Andrews Church, I don't know what church it was, though, but we all met
130 back there and we waited for - we were told not to go to Springfield until
131 SWAT, uh, began their approach on the 2400 block of Elliott. So I think it
132 was around 12:15 we got the call that SWAT was in the area and that's when
133 we started movin'. Uh, we all drove separate up there, I think there was only
134 five cars, ma- somebody mighta jumped in with somebody but I know I drove
135 myself, Sergeant Mattingly drove himself, Brett had - he was alone and Myles

136 was alone and, uh, we just caravanned into Springfield, uh, followed - uh,
137 Sergeant Mattingly was the lead car goin' in and we all stopped short of the
138 target house. I was the ram, I was to utilize the ram if they didn't answer the
139 door. Um, we tactically approached the apartment from the sidewalk. Once we
140 got down to the door I knocked several times announcin', "Police," I knocked,
141 I mean, no- I knocked and Sergeant Mattingly knocked, he was - I was on the
142 - if you're lookin' at the door I was to the right of it closest to the door handle
143 just in case I had to breach it. Uh, Jon was on the opposite side so we were
144 both knockin' at - I mean, we knocked so much the neighbor came out and
145 told us we were bein' - you know, "Leave the girl alone," or somethin', but I
146 was too busy tryin' to get the attention - 'cause I can hear somebody inside.
147

148 Q1: Which neighbor was that?

149
150 A: Somebody upstairs.

151
152 Q1: Oh, upstairs, right directly above 'em?

153
154 A: Yeah. I never even took my eyes off his door, I just know that whoe- I think
155 Shawn made contact with him and said, uh, you know, "Please go back
156 inside," and he didn't - I guess he ended up goin' back inside. Once that -
157 once the s- once they - quick contact with him 'cause it was a good, I would
158 say one or two minutes of me knockin' on the door sayin', "Police," and I can
159 hear somebody inside, I kept tellin' Jon, "I can hear her," and we knew who
160 the target was. We were told at the brief who the target was and, uh, we were
161 told that it shouldn't be a problem, it was supposed to be her and her kid,
162 maybe a - the - like, her and a small child there so that's why we decided to
163 kno- it was a no-knock warrant but we wanted to give it time just 'cause
164 we've done those before with little kids and, um, you can hear movement but
165 there was no answer so Jon and I decided, you know, let's go ahead and hit it.
166 Jon hit the door, uh, announced, "Police" several times. The first hit, I hit the
167 door handle, uh, the second hit I jarred the door partially open, it was still
168 connected to the frame, the third hit I knocked it completely off the frame and
169 as soon as I hit the door I went across the threshold and I couldn't see
170 anythin', it was pitch black.
171

172 Q1: You did?

173
174 A: Yeah, when I hit the door I went in.

175
176 Q1: Ok- okay, so tha- your inertia kinda brought you in?

177
178 A: Yeah, so the door went so when I went in it was pitch black but, you know,
179 when you're the ram you get out of the way so I hit it and then I shot back out
180 and I went up against the wall and the next thing I know I see Jon bend over. I

181 didn't hear anything, I just looked and he - he ye- he screamed and he just
182 looked and I saw him take a shot. And I - he goes, "They got -" he goes, "I - I
183 think I'm shot," or somethin', and he went down and I can see blood
184 immediately just comin' out his leg and then it wa- I think he took a couple
185 more shots, you know, he was aimin' at somethin' in the door and he took a
186 couple more shots inside and, uh, tryin' to get outta there. There was a
187 staircase that was comin' down and I had the ram 'cause it happened - so I
188 mean, it's - immediate, when that door opened the shot came out, like, as soon
189 as I got outta the way it was, like, he got hit. And, uh, I've been there before
190 so it was like I was stuck in mud. I tried to - like, I turned around, tried to take
191 off and there was a - there was a, uh, satellite, I think there was a satellite right
192 there on the bottom underneath the steps and I was tryin' to get away because
193 I just - all I heard was gunfire. I had no idea if it was comin' - I don't know
194 who was shootin', I thought somebody was inside just lettin' it out through the
195 door and I didn't want - I kinda didn't wanna turn around and see everybody
196 gettin' shot 'cause they were just stuck in a corner, there was no exit for them.
197 And, uh, when I turned I was on my knees and I - I ran right into that damn
198 satellite and then there was a break and when that break happened everybody
199 just took off and we ran out into the parkin' lot, Jon hobbled out there, he fell,
200 I remember him fallin' and, uh, we drug him to the other side of a car that was
201 in the parkin' lot, there was, like, a - I think it was a Toyota Sequoia and we
202 drug him around the other side and I had - I had taken his radio or somebody's
203 radio and I had two radios in my hand and one was on SWAT and one I - we
204 had put on channel 2 or I honestly don't even know what channel I was on, I
205 was just tryin' to get somebody's attention and it seemed like nobody was
206 answerin' the radio. And, uh, Jon was talkin' and a- you know, he would get
207 in, like, a - he would, like, stare off and I'd be over there hittin' him, like, talk
208 to him and he kept sayin' s- he was, you know, bein' Jon and he's, like - I
209 think he said somethin', like, "Man, it's funny, uh, when (Darrell) got shot he
210 sold his house and I sold my house today too," and I'm, like, "Man, don't
211 worry about that, we'll be all right." And Shawn, I guess, I thought that they
212 had put a tourniquet on him, they did but Jon was sayin', "It's not tight
213 enough," so I had gotten down there and grabbed it, there was Tony James
214 and Shawn Hoover and I was on the radio, I was tellin' him I was gonna call
215 () 'cause he was, like, "Call -" he was on his phone, he was tryin' to
216 ahold of () whi- layin' there while they're workin' on his leg and, uh, he
217 says, "It's not tight enough," so I took it from Shawn and I was pullin' on it, I
218 was, like, "Man, this is a - this is a old-ass tourniquet, this thing ain't what we
219 usually have." Well, it ended up bein' Shawn's belt, it was all, like, slippery.
220 So the thir- I just - and then the 3rd Division guy showed up and he was stuck
221 at the gate and, um, I was - once I saw him I kinda just ran down, I was - try to
222 get his attention, we were screamin' at him to ram the gate and, uh, when he -
223 it was pretty - it was pretty cool, so he - he ran that gate and it was, like, all
224 right, we're gonna get him outta here. I thought we were gonna put him in the
225 police car but the - the guy that showed up, he helped out a lot, he had some

226 equipment that we needed. Tony had his tourniquet but I think we did a quick
227 clot patch and, uh, Myles Cosgrove's car was right there so we, uh - I w- I
228 said, "Let's put him in the back seat," Myles wanted to put him in the trunk
229 and we put him on top of the trunk, I got in the driver's seat of Myles' car and,
230 uh, Shawn and Myles or somebody picked Jon up and put him on the trunk
231 and I drove Jon down to the broken gate. Shawn was right - Shawn was
232 runnin' behind the car, (unintelligible) on the car and Shawn picked him up,
233 walked him over to the gate, put him on the gurney, and I ran back, got my
234 truck, and followed the longest route to the hospital I've ever been on.
235

236 Q1: Mm-hm. Can we go through the stack? So I - I'm gonna - I'm just gonna draw
237 us out somethin', make sure I'm - I'm, uh, I'm right. I'm just gonna draw the,
238 uh - we'll call this number four.
239

240 A: Mm-hm.

241 Q1: So...

242 A: There's a door here and a door here.
243

244 Q1: Right. This is apartment three and two and there's another one here too. Um,
245 so you're standin' - if you're lookin' at the door...
246

247 A: Mm-hm.
248

249 Q1: ...you're standin' to the right of the door.
250

251 A: Mm-hm.
252

253 Q1: Okay. Is Jon standin' on the si- other side?
254

255 A: Mm-hm.
256

257 Q1: Is there anyone behind Jon?
258

259 A: Yeah, but I couldn't tell you. And the- there's - you're makin' this look like a
260 lotta room.
261

262 Q1: It's not very big, no, I know.
263

264 A: It's...
265

266 Q1: It's probably 20 feet.
267

268 A: A- no- it's - it seemed like it wasn't much wider than this room.
269
270

271
272 Q1: I- it's wider than this, it's about 20 feet. Um...
273
274 A: Okay, but when you got Mike Campbell in the stack it makes it a little bit
275 shorter. I mean, I love the guy to death but it was a f- there was a lotta - there
276 was a lotta men...
277
278 Q1: Right, right.
279
280 A: ...in that little corner.
281
282 Q1: Was there anyone behind you?
283
284 A: No.
285
286 Q1: No? So you were on this side by yourself. So - so the stack woulda been on
287 the - on Jon's side.
288
289 A: It kinda went like this.
290
291 Q1: Okay.
292
293 A: It went - it had a curve. Uh, Brett was be- Brett was back here because, like,
294 after the second hit he was, like, "Get that door open," 'cause I remember - I
295 remember him bein' right around here, it was Jon - like, Jon, Myles, and
296 Tony. Tony was close 'cause Tony had a shield.
297
298 Q1: And then...
299
300 A: Hoover and - Hoover and, um, Brett were I know back here because they were
301 the ones that were contactin' this guy.
302
303 Q1: Okay, but they woulda been standin', like, towards the sidewalk...
304
305 A: Well, I mean, we didn't...
306
307 Q1: ...a little better, right?
308
309 A: Yeah, but we didn't exactly, like, "Okay, guys, get lined up, we're gonna hit
310 it," it was after Shawn had got that guy to - 'cause that guy had some words I
311 guess, he got upset that, you know, "You don't talk to me like that," or
312 somethin' like that, I can hear him startin' to argue, yes.
313
314 Q1: The o- the upstairs neighbor?
315

316 A: Yeah.
317
318 Q1: Okay.
319
320 A: So...
321
322 Q1: Was Campbell behind Hankison? Was he the very back?
323
324 A: Yeah.
325
326 Q: And you said Tony had the shield?
327
328 A: Mm-hm.
329
330 Q1: So...
331
332 A: But I - like, honest, I don't - I didn't look around and see the line, I just
333 remember when I looked up, when I hit and that door opened, as soon as that
334 door flew open and as, like, Jon got ready to go in it was, pow, and I just
335 remember him bendin' over and goin', he, like, it was, like, a quick - he goes,
336 "Shit, I'm shot," and then he looked up and saw and he just started shootin'.
337
338 Q1: So you actually never even crossed the thresho- other than, like, initially
339 maybe some of your upper - like, your arm (unintelligible).
340
341 A: Yeah, the ram went in...
342
343 Q1: 'Cause the ram and...
344
345 A: Yeah.
346
347 Q1: Yes, 'cause the...
348
349 A: I mean, I could see the dark...
350
351 Q1: ...the inertia.
352
353 A: I can see the dark and I heard, like, a female say somethin' but I don't - I don't
354 know if it was, like - I don't - I - I couldn't tell you what she said.
355
356 Q1: But you heard a female inside?
357
358 A: Mm-hm.
359
360 Q: And you had...

361
362 A: I heard a female inside before we even hit the door.
363
364 Q1: Do you hear - did - remember what she said, was her conversation?
365
366 A: No, it was just, like, I just heard a female voice 'cause I kept - I told Jon, I
367 said, "I hear somebody." I was wonderin' if she was comin' up to, like, the
368 peephole and lookin' or not.
369
370 Q1: Um, so understandably I - I - you know, after it happens, clearly you're not
371 gonna take - i- you know, a- account of everybody's position but you know, at
372 some point as you described it, your feet felt like you're in mud and you're
373 tryin' to get away.
374
375 A: Mm-hm.
376
377 Q1: Um...
378
379 A: Well, there's a staircase right here.
380
381 Q1: Right, the staircase, so you had the...
382
383 A: So when I turned around, like, to get the hell outta there I ran straight into - I -
384 the - I think there's a - there was, like, a DirecTV thing right here, I remember
385 run into it and there was, like, a s- there was a little bitty moment of no shots,
386 I was, like, here's the time to go and then it all started up again and I mean,
387 I'm two years from my last one where I had rounds goin' off over my head
388 and you just think that you're - you know, I had no idea, just like the last one I
389 did where I'm thinkin' somebody's gonna get outta the truck and just start
390 goin' at you. When I was turned around layin' on the ground tryin' to get
391 away I - I had no idea what was inside that apartment so I'm thinkin' oh shit, I
392 didn't even wanna turn around to look at the guys because I know what kinda
393 position we were in...
394
395 Q1: Right.
396
397 A: ...bein' in there and it w- somebody in a dark-ass apartment just lettin' it out in
398 a lit doorway and that's all I thought about, and I kept hearin' bullets, I was,
399 like, man, I don't know where else is co- I - it just felt like they were comin'
400 right at us but it was probably the echo in that little - it was loud.
401
402 Q1: So you know, you fall over some stuff that's underneath the s- the stairway
403 and then you get out...
404
405 A: Yeah.

406
407 Q1: ...and then you get out into the parkin' lot, then you all take cover behind that
408 white Toyota Sequoi- Sequoia.
409
410 A: Well, that's - we helped Jon, so we got out there and I was on the radio and,
411 uh, Mike had gone out and Mike had fallen in between two cars.
412
413 Q1: Who evacuated Jon from - from there?
414
415 A: He did.
416
417 Q1: He did? Okay.
418
419 A: He got u- he went down and then he got back up.
420
421 Q1: Okay.
422
423 A: And he was, like, hobblin' and Mike took off runnin' a- and he fell between
424 two cars and Jon didn't se- it was dark a...
425
426 Q1: From the - from the moment Jon got up and got out of that ba- you know, that
427 bad area there, were there any more shots?
428
429 A: Oh, yeah. From Jon bein' right there?
430
431 Q1: No, so Jon shot, Jon returns fire...
432
433 A: No, we all left.
434
435 Q1: Okay, there was no more shots from that point? From - from the time Jon is
436 evacuated i- by - I mean, he does it himself...
437
438 A: Yeah.
439
440 Q1: ...he gets out to the par...
441
442 A: We all got him outta there.
443
444 Q1: Okay, and there was no more shots?
445
446 A: Mm-mm.
447
448 Q1: Um...
449
450 A: It seemed like all the - it - it - like, it ha- like, I'm under here, you look back

451 and you can see, like, everybody's, like, huggin' this wall. They're, like,
452 getting' close to this corner right here and I - I see Jon take a - he gets do- I - I
453 - I know I saw him take the first one when he was standin' up when he got
454 shot, 'cause he got shot and that's when he hunched over and he just, pow,
455 and then it was, like, pow, pow, pow, and he went down and he's, like, "Man,
456 I can't sit ri-" 'cause he was right in front of the door.

457
458 Q1: Right.

459
460 A: So he started scootin' on his butt...

461
462 Q1: Okay.

463
464 A: ...toward this wall.

465
466 Q1: Right.

467
468 A: And then he got back up but while he was doin' that there was sho- I couldn't
469 tell who was shootin' but there was shots goin' off and when he stood up I
470 was lookin' at him and he was holdin' his leg and everybody just started
471 runnin'.

472
473 Q1: Was the - was the shield ever used?

474
475 A: I don't know.

476
477 Q1: Okay.

478
479 A: I don't know.

480
481 Q1: So you describe a - a break in the shooting, so Jon shot just like you just say,
482 and you - you know, you clearly see him return fire which, you know,
483 obviously, he's just shot, he's tryin' to get o- I mean, I would definitely
484 consider that a fatal funnel.

485
486 A: Yeah.

487
488 Q1: Um, and then there's multiple shots and then there's a break.

489
490 A: Yeah.

491
492 Q1: And then you hear more shots and you think that...

493
494 A: Yeah, I'm thinkin' somethin's...

495

496 Q1: ...you're bein' shot at?
497
498 A: Yeah, I think we're bein' shot at.
499
500 Q: Until you - could you see (unintelligible) at that point so you know it wasn't
501 shooting from them?
502
503 A: No, I don't know. I - everybody had their guns.
504
505 Q: Mm-hm.
506
507 A: Everybody had their guns out.
508
509 Q: Except Tony probably didn't have his out, correct?
510
511 A: He had i- he had that shield.
512
513 Q: Shield, right.
514
515 A: Uh, I focused on Jon.
516
517 Q: Mm-hm.
518
519 A: I saw - I did see Myles shoot but I was focused on Jon because I - like I said, I
520 was havin' some - I was havin' some major replays in my mind...
521
522 Q1: Mm-hm.
523
524 A: ...of some shit that I didn't wanna see again, and he was shot and I - like, I
525 wanted to go over and grab him but then he just got up and when he got up
526 and started it was over, like, we all, like, ran out. I just know that we were
527 goin' toward a car and he was runnin' pretty good, I mean, he was wobblin'
528 but I ran to the left of the car and I see him and then he just, like, disappears
529 between the two cars. I'm, like, what the fuck? And I go around - well,
530 Campbell had fallen between two cars so Jon didn't see him, Jon...
531
532 Q1: Jon tripped over him?
533
534 A: ...tripped over him.
535
536 Q: Mm-hm.
537
538 A: And so we went around...
539
540 Q1: Well, you remember what two cars that was?

541
542 A: No. I - I remember the Toyota Sequoia.
543
544 Q1: Was it directly in - like, if you're runnin' out of that - that little U...
545
546 A: It's directly in front of it.
547
548 Q1: ...is it directly in - did he fall - okay, all right.
549
550 A: Because I just remember the white Toyota Sequoia or a - whatever color it
551 was, it was a Toyota Sequoia...
552
553 Q: Is that...
554
555 A: ...I believe.
556
557 Q: Was it double parked?
558
559 A: Mm-hm.
560
561 Q: So I wanna go back to when you guys were knockin'. So you said you
562 knocked - you knocked several times and then Mattingly was also knocking...
563
564 A: Mm-hm.
565
566 Q: ...several times.
567
568 A: Yeah, and Jon and I both.
569
570 Q: How long do you think in between each set of knocks, how much time?
571
572 A: I mean, it began as a - it began as a knock, knock, knock, "Police," you know,
573 knock, waitin' for a, "Who is it?" I can hear somebody, I'm, like, "Hey, can
574 you please open? It's the police."
575
576 Q1: Someone said, "Who is it?" from inside?
577
578 A: No, I can hear 'em talkin' so I just figured I was gonna make some contact,
579 they can hear me and, uh...
580
581 Q: So every time you knock you say...
582
583 A: Oh, every time I knocked I said, "Police," I said, "It's the police, open up,
584 please," because I - under the impression it was a female and her kid and
585 that's when the guy came out and started sayin' that, "She's a good kid, leave

586 her alone,” and all that and then that’s when, uh, Brett and Shawn had talked
587 to that guy and he started, you know, “Man, you ain’t gotta talk to me that
588 way,” and - ‘cause they told him to get back in the house and the guy’s, like,
589 “I ain’t gotta do nothin’ you tell me to do,” like, “Man, get back in the house.”
590 While they were doin’ that I was still knockin’ and Jon was still right there at
591 the door, and once the guy went in Jon said, “All right, let’s go.” I said okay
592 so when I reached down I hit it, boom, boom, boom, “Police, police with a
593 warrant,” and I hit it. The first hit was on the door handle and then the - the
594 thir- after the third hit it flew open and that’s when it hit the fan.
595

596 Q: So how long do you think you guys were standin’ there before you started
597 hitting with the ram?
598

599 A: Oh, couple minutes.
600

601 Q: And did you get the intel that there was supposed to be a female and her chi-
602 kid, did you get that from...
603

604 A: The brief.
605

606 Q: The brief?
607

608 A: Mm-hm. It’s another, uh - you know, this should be an easy one. I’ll never let
609 that - I’ll never let that be said again.
610

611 Q1: So after you guys get out in the parkin’ lot you’ve got Jon and you’re - you
612 know, you’re tryin’ to get a - a tourniquet on him and get him in a position o-
613 at - as I understand it, you all put him up on the (unintelligible) of that - of that
614 - that silver [REDACTED] that’s just Myles Cosgrove’s car.
615

616 A: Mm-hm.
617

618 Q1: You drive him to a safe place where he can be evacuated out in the hospital.
619

620 A: Mm-hm.
621

622 Q1: Yo- do you return back to the scene just to get your car?
623

624 A: I ran up the - the opposite sidewalk so I left the [REDACTED] down there...
625

626 Q1: Mm-hm.
627

628 A: ...’cause Shawn grabbed him and did, like, this Superman thing over the fence.
629 I mean, it was a pretty good - still couldn’t carry ‘cause that fence wasn’t
630 ripped all the way down.

631
632 Q1: Right.
633
634 A: And, uh, Shawn grabbed him and was holdin' him and - and f- got him over
635 that fence and dropped him on a bed and, uh, I said, "Tony, you ride with
636 Jon," I said, "Tony, you ride with Jon, uh, I'll follow." So when you're goin'
637 back up I ran the sidewalk.
638
639 Q1: And Tony...
640
641 A: The right side of the sidewalk across...
642
643 Q1: So the EMS is already there?
644
645 A: Yeah, we had to call 'em back.
646
647 Q1: Right.
648
649 A: 'Cause we had EMS on standby so that was the whole thing.
650
651 Q1: Mm-hm.
652
653 A: We're, like, where in the hell is EMS at? 'Cause they w- we had no idea
654 where they were, we thought they were on our channel and it took them
655 forever, and they came in the route to where that gate was busted.
656
657 Q1: Right.
658
659 A: And they couldn't get through it so the passenger of the E- the EMT that was
660 a passenger got out and was runnin' up. Well, while he was runnin' up we
661 already had him on the trunk so he met us about halfway and he ended up
662 runnin' behind, we're, like, "Let's go," so when we get down there the damn
663 EMS wagon's drivin' off. They were gonna go back up and come around...
664
665 Q1: Right, right.
666
667 A: ...and we're, like, "Man, get on the radio and tell him to come back," and
668 Jon's screamin' at him, Jon's, like, "Man, tell his ass to come back." And
669 finally they did, o- in, like, a minute, he went about three, 400 yards and
670 figured it out that we were back down there.
671
672 Q1: Then you rode u- or ran up the sidewalk?
673
674 A: I got out of - yeah, I got outta Myles' car and I ran up the opposite side of the
675 parkin' lot, you know, on the right side goin' up a - ran up this side of the

676 sidewalk, I ran straight up, got in my truck, and I met the, uh, wagon when it
677 pulled u- is that St. Andrews Church...
678
679 Q1: Yeah.
680
681 A: ...that main road? Yeah, I waited, there was all kinds of cop cars there and I
682 just waited for 'em to finally pull out and then there was a 3rd Division officer
683 that was gonna be the lead and he led and I just followed behind the - the
684 wagon.
685
686 Q1: When you were runnin' back to your truck did - did you happen to notice
687 anything about the scene?
688
689 A: No.
690
691 Q1: Didn't see anybody? Did you hear anybody?
692
693 A: I - I - I ran, like, I - I ran with my body underneath the cars.
694
695 Q1: Okay.
696
697 A: I was hunched all the way down.
698
699 Q1: On the sidewalk?
700
701 A: Yeah, I ran by so- I ran by one of us that was posted up over a car but I
702 couldn't tell you who it was.
703
704 Q1: Okay.
705
706 A: The- I just remember I was runnin' up sayin', "Don't shoot," 'cause I was
707 haulin' ass to get to my truck.
708
709 Q1: At that point the o- did you only know that - that Mattingly and Cosgrove
710 fired their weapons?
711
712 A: No, I had no idea who was firin'.
713
714 Q1: Well, I mean, but you said you saw Jon fire and you saw...
715
716 A: Yeah, Myles...
717
718 Q1: ...Myles fire.
719
720 A: I saw Myles fire.

721
722 Q1: But as far as you knew at that point you didn't know anybody else?
723
724 A: No.
725
726 Q1: Okay.
727
728 A: I had no idea.
729
730 Q1: So you get down to the hospital, um, who's down there with you? So it's you,
731 Tony, obviously Mattingly...
732
733 A: That's it.
734
735 Q1: ...um, that's it.
736
737 A: I mean, we were met with, uh, whoever up here...
738
739 Q1: Right.
740
741 A: ...with the Health and Safety officer...
742
743 Q1: Mm-hm.
744
745 A: Erik Velten was there, uh, Kim, Major Burbrink had called me about halfway
746 down. She was real upset, you know, and, uh, Tony and I went into room 9
747 with him and he was in good spirits, he was still - he was pumpin' blood bad
748 but we sat in room nine. Kim came in and - and they said, you know, they're
749 gonna take him into surgery. When they did that, I - I went outside and, you
750 know, let loose a little bit. Talked to a couple detectives.
751
752 Q1: To kinda go back, make sure we got it covered, the only people that were on
753 the scene when yo- before, you know, and - and durin' when you guys are
754 servin' the warrant, to - to serve the warrant was you, Sergeant Mattingly,
755 Myles Cosgrove, Tony James, Lieutenant Hoover, Brett Hankison, and Mike
756 Campbell. No one else?
757
758 A: No one else.
759
760 Q1: And it was i- your understandin' that based off the briefin' is it - there was a
761 female with potentially a - a small child in that - in that apartment and it was -
762 I think I heard - I heard people say that they considered it a soft, uh, target
763 location.
764
765 A: Yeah, we were told that - we were told that it is a no-knock warrant and we

766 were there for, you know, the gu- the suspect, possibly had stored some dope
767 or money at that place 'cause he's had some packages put there and to look
768 for some labels and obviously Jon and I were put there 'cause were on that -
769 we're on the Parcel Unit...

770
771 Q1: Right.

772
773 A: ...so we can look for that type of evidence and, uh, I mean, that's what it was
774 supposed to be but...

775
776 Q1: Okay.

777
778 Q: And you said Campbell was the eyes so how long was he there?

779
780 A: Uh, I really don't know. Hours.

781
782 Q: Okay. And he- did he ever relay any kinda information that he saw anything,
783 any kinda movement of anybody comin' and goin'?

784
785 A: If he did I don't know- I don't know- I didn't get my radio, I didn't turn my radio
786 on until we got into the truck and were en route.

787
788 Q: Okay.

789
790 Q1: Were you surprised - well, was everyone surprised when they went to come
791 up to make entry that there was a - a white SUV parked where it was at?

792
793 A: Yes.

794
795 Q1: Was there any, like, was there any talk about - I mean, did it break down as far
796 as, like, communication or whatever? 'Cause I've - I've also been told that I
797 guess that you all had to clear that SUV before...

798
799 A: Jon did.

800
801 Q1: Okay.

802
803 A: Jon did and I mean, that's just what we do...

804
805 Q1: Right.

806
807 A: ...before we went up.

808
809 Q1: Right.

810

811 A: Jon cleared it and we asked what - you know, see if anybody was in it.
812
813 Q1: Mm-hm.
814
815 A: There was baby seats. I mean, we didn't take time to run the tag or anything
816 'cause we weren't really briefed on a male bein' there because the suspect was
817 definitely on scene on Elliott because they knew he was there so...
818
819 Q1: Right.
820
821 A: ...there was just no reason to believe there'd be anything different.
822
823 Q1: Is the- is there anything that we haven't asked you think's important, uh, to
824 know?
825
826 A: No.
827
828 Q: Is there anything you wanna state for the record before we end?
829
830 A: No.
831
832 Q: Has everything you told me the truth to the best of your knowledge?
833
834 A: Yes.
835
836 Q: We will conclude this statement, the time is 1339.
837
838
839 The transcript has been reviewed with the audio recording submitted and it is an accurate
840 transcription.
841 Signed _____

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INTERVIEW WITH DET. MIKE CAMPBELL

Q=Sgt. Anthony Wilder

Q1=Sgt. Omar Lee

A=Det. Mike Campbell

Q: This is Sergeant Anthony Wilder of the Louisville Metro Police Department's Public Integrity Unit. Today's date is 3-13-20, the time is 0605 hours. Uh, we are present at 3672 Taylor Boulevard at the Public Integrity Office. Uh, this will be a recorded statement from Detective Mike Campbell. This statement is in reference to PIU Case 20-019. Present with me are Detective Campbell and Sergeant Omar Lee of the Public Integrity Unit. Uh, Detective, are you aware this statement is bein' video and audio taped?

A: Yes.

Q: Does this meet with your approval?

A: Yes.

Q: Please state your full name and spell your last name.

A: Uh, (Michael) Campbell, C-A-M-P-B-E-L-L.

Q: And what is your code number?

A: 2186.

Q: And where are you currently assigned?

A: I'm assigned to, uh, the Criminal Interdiction Division, uh, the Place-Based Investigation Squad, PBI Squad.

Q: Place-Based?

A: Yeah.

Q: You said PBI?

46 A: Yeah, that's what they call it, the PBI Squad.
47
48 Q: Um, I know this unit and division was recently created, how long have you
49 been in that unit?
50
51 A: Uh, since, uh, January 2020.
52
53 Q: And before the reorganization how long had you been in Narcotics?
54
55 A: For about two years.
56
57 Q: Uh, and how long have you been on the department?
58
59 A: Uh, for t- a- over 22 years, between 22 and 23 years.
60
61 Q: Are you under the influence of alcohol or drugs or any other intoxicants at this
62 time?
63
64 A: No.
65
66 Q: Are you takin' any kinda medication that would affect your judgment or your
67 ability to think clearly?
68
69 A: No.
70
71 Q: Did you sustain any injuries durin' this situation?
72
73 A: No.
74
75 Q: Did you receive medical treatment?
76
77 A: No.
78
79 Q: What type of uniform or clothing were you wearin' at the time of this
80 incident?
81
82 A: I was wearing, um, this black t-shirt, some green cargo pants and a black tac
83 vest with "Police" across the front.
84
85 Q: And with the exception of the tac vest, uh, are you wearin' the same clothing
86 right now?
87
88 A: Yes.
89
90 Q: Because of the statutory requirements of KRS 15.520, I'm obligated to advise

91 you that this is a criminal investigation not an administrative investigation,
92 however, you are not the subject of this investigation. Knowin' this, are you
93 willin' to give us a statement at this time?
94

95 A: Yes.

96
97 Q: All right. Um, earlier this mornin', uh, members of the CID Unit were, uh, I
98 believe executing a search warrant and you were, uh, present.
99

100 A: Yes.

101
102 Q: Um, just in your own words, uh, if you could just start where, uh, you think
103 the logical starting point is and to describe everything that happened tonight
104 and then, uh, just kinda walk us through, uh, what you witnessed.
105

106 A: We were, uh, executing a narcotics search warrant at, uh, 3003, uh,
107 Springfield Drive, Apartment 4. Um, I was going to be the verification officer
108 so, um, prior to the other unit, other detectives getting to the location to
109 execute the search warrant we were attempting to do simultaneous search
110 warrants on Springfield Drive and on Elliott Avenue. So I was, uh, watching
111 the location prior to the search warrant the other units getting there. Um, as
112 they - as the s- as they executed the search warrant on - on Elliott Avenue they
113 came down the hill on Springfield Drive. Um, I pulled in behind the - the train
114 of cars, we exited the cars, uh, we walked up to, um, the Apartment Four, the
115 door of Apartment Four. Uh, the main - one of the targets of the - the search
116 warrant, the main ini- target of the investigation and the main target of the
117 search warrant, uh, I believe was at Elliott Avenue. Um, we knocked on this
118 door repeatedly, uh, it was dark, we knocked on the door. Uh, you can see
119 there was a light on, like a television or somethin' on in the - in the living
120 room, you could see it from the, uh, outside window, uh, sliding window. We
121 knocked on the door, we announced, "Police," multiple times, um, and we -
122 we paused at the door, everyone's paused at the door. Um, then, uh, when we
123 decided, when they decided to breach the door. Um, they hit it, uh, I believe
124 Mike Nobles was on the ram, he hit the door two or three times, um, I believe
125 it was three times and the door popped open and as the door popped open, um,
126 we began to receive shots from the - from the inside of the apartment. Um, I
127 was at the la- I was the last person ba- I was the last person in line. Um, I
128 couldn't see the person shooting, um, but, um, I could see - I could hear the
129 gunshots and I can see the reactions of, uh, Sergeant Mattingly and so we
130 started to pull back. I - I moved to between the - the two parked cars facing
131 the breezeway where I could see the door and, um, both the, uh, sliding glass
132 door that faces the parking lot and the - the opening of the door to the
133 apartment. Um, everybody else starts runnin' back tryin' to get to cover, better
134 cover. Um, Lieutenant Hoover was - was draggin' Mattingly back. Um, there
135 were several gunshots, Lieutenant Hoover was draggin' Mattingly back, uh,

136 'cause he had suffered a gunshot wound to the upper leg. Um, we stopped
137 briefly between the cars. Um, they tried to get a - a tourniquet on, uh, Sergeant
138 Mattingly, um, then we moved him - there was a - a white SUV parked in the
139 center of the s- in the center of the parking lot, um, that wasn't ours, um, but it
140 was parked there and, uh, the- Lieutenant Hoover and, uh, I believe Tony
141 James, Detective James and, uh, Nobles, um, Detective Nobles moved -
142 moved, uh, Sergeant Mattingly behind the vehicle, the truck that's parked in
143 the middle of a - it was better cover. Um, uh, they applied the tourniquet. Um,
144 I held, um, uh, I held, um, my - my attention on the window and the door. Um,
145 you could hear somebody in there, um, but, um, uh, we were tryin' to get him
146 - we're tryin' to get, uh, medical attention to, uh, Sergeant Mattingly. Um,
147 somebody brought up a car, uh, they put Sergeant Mattingly on the trunk of
148 the car and, uh, they drove him out the - the front to - to the ambulance, the
149 ambulance that was waiting at the end of the street. Um, at that point, uh,
150 Myles Cosgrove, um, and, um, I - Myles Cosgrove or, um, or Hankinson had
151 called for, um, the SWAT team to come up and help clear it but they were all
152 on - on Elliott Avenue that's on the other side of town so, uh, we could hear
153 people movin' around, we could hear a person movin' around inside the, uh,
154 apartment, uh, so we start, uh, calling to him and he, uh, came out the - the
155 front door. Um - um, Detective Hankinson, uh, gave him commands, he
156 walked back - by that time as he was exiting the ve- exiting the - the
157 apartment, um, several patrol uniformed officers were o- on the scene by that
158 time. They, um, they got him back, uh, handcuffed him and then they moved
159 him to a, uh, marked car that was waiting out there.

160
161 Q: Okay. From your position were you able to, um, observe, um, which officers,
162 um, if any, uh, returned fire?
163

164 A: No. Uh, I was on the back edge of the building of - as in the breezeway. I
165 didn't see where the sh- I could see r- what I thought were rounds comin' out.
166 I was in a bad position so I backed up between the cars so I don't know for
167 sure who - who actually, uh, returned fire or not.
168

169 Q: Okay. Um, do you know any of the, uh, targets of, uh - that were supposed to
170 be in that apartment?
171

172 A: Um, it was a Breonna Taylor, a, um, Jamarcus Glover, I believe were
173 supposed to be in the apartment.
174

175 Q: I- I'm sorry, what was the first name before Glover?
176

177 A: Je- Jamarcus. Durin' the course of our investigation, um, which is a nar- was a
178 narcotics investigation, we - we saw, um - Jamarcus was observed pickin' up
179 packages from that location and he used, uh, used that location as his address
180 on, uh, on some other documentation so we - we fi- we thought he lived there,

181 was one of the places he was livin' there and gettin' drugs delivered to him.
182
183 Q: Um, approximately how many shots do you think maybe were fired from
184 inside the apartment?
185
186 A: I - I have no idea, several of was - just a lotta gunfire. Uh, I can't give you a
187 number for sure. More than - felt - it seemed like more than five gunshots I
188 heard, um, but I mean, it was a lotta gunfire and I'm sure some of it was
189 returnin' fire so I couldn't determine the difference. I couldn't tell the
190 difference.
191
192 Q: Do you know where, uh, Sergeant Mattingly was positioned at, um - in the
193 stack whe- when they're...
194
195 A: Um...
196
197 Q: ...reaching?
198
199 A: As, um, he was - he was, like, in the one spot, he was gonna be the first person
200 through.
201
202 Q: Okay.
203
204 A: So when the door popped open, um - um, Mattingly was in f- in the doorway.
205
206 Q: When the, uh, when the subject came out did he make any statements that you
207 heard?
208
209 A: Um, he - he made a statement about his girlfriend shooting - shooting, um, out
210 and, um, he said he heard a - they heard us knock, um, but I was focused on
211 the door and the - the- there was anybody else comin' outta that door so I
212 didn't - I didn't talk to him really, he - I know he was talkin' to, uh, some of
213 the other detectives briefly and, um - um, some of the - the officers that were
214 out there.
215
216 Q: Um, and once this kind of situation calmed down and, uh, the scene was, uh,
217 considered safe, um, was there any discussion or, uh, did you hear other
218 people talkin' about, um, did anybody see who actually fired the shots or, uh,
219 anything?
220
221 A: No, we didn't - I didn't discuss that with anyone.
222
223 Q: Okay.
224
225 A: Uh, and I was not in a position to see who fired shots, uh, see - see the person

226 that was shooting out.
227
228 Q: All right. Uh, Sergeant Lee?
229
230 Q1: Yeah, I'm a little slow so I apologize but, uh, on the - on the stack when
231 you're goin' in, ho- how many was in the stack?
232
233 A: There was seven of us total.
234
235 Q1: Seven total...
236
237 A: Yeah.
238
239 Q1: ...out there, okay. So seven total, and there was four in the stack to make
240 entry. And you're talkin' about door - so when I got to the scene it was door
241 number four...
242
243 A: Door number four.
244
245 Q1: ...and it's under the staircase?
246
247 A: It's under the staircase, as you - as you walk into the breezeway it's on the
248 right.
249
250 Q1: So that's the breezeway, staircase is to your right and it's underneath that?
251
252 A: Mm-hm.
253
254 Q1: Okay. So you're under the stairs, were all seven of you kind of in the stack or
255 was it a few in the stack, few in the back, few in the front?
256
257 A: Yeah, I was - I was walkin' up and we had stopped in the, um, we had stopped
258 in the, uh, breezeway so we weren't bunched up real tight.
259
260 Q1: Okay.
261
262 A: We were spread out, we knocked on the door. Um, we - we were doin' several
263 warrants tonight, this one was gonna be - he - we didn't think the - the target
264 was there. Um, this one was gonna be the easy one, we thought.
265
266 Q1: Got ya. So who- who knocked at the door?
267
268 A: Um, Sergeant Mattingly knocked, uh, knocked repeatedly and, uh, we
269 announced, "Police, police, police," people were - other detectives were sayin'
270 "Police," um, and kno- and, uh, we were really loud. We...

271
272 Q1: Okay.
273
274 A: ...we - you know, so we knocked and announced that we were the police
275 multiple times.
276
277 Q1: Okay, and then who was - do you recall who was number two in the stack?
278
279 A: So the person with the ram was Nobles, um, Hoover was up close so he's
280 probably the third or fourth person back. Mattingly was at the door, um, and
281 then, uh, I was the last person, I believe, so, uh, and there had to be Tony
282 James and, uh...
283
284 Q1: James is in front of you?
285
286 A: Yeah, and, um, closer to Mattingly had to be, uh, Myles Cosgrove was out
287 there also. Cosgrove, he was probably three or - he was probably three if - if
288 Hoover was four, Cosgrove was three, I think. But I - I was the last person,
289 I'm not completely - I can't give you...
290
291 Q1: I - I got you.
292
293 A: ...the perfect rundown.
294
295 Q1: Yeah). And in some of those stacks, can't remember 'em all but just kinda
296 tryin' to paint a better picture of...
297
298 A: Right.
299
300 Q1: Uh...
301
302 A: Hoover was kinda close up there, I was - I was almost to the edge of the
303 building. Uh, I was just in the breezeway.
304
305 Q1: All right, and then so you're just - you're basically at the end of the steps?
306
307 A: I'm ba- yeah, I'm ba- I'm at the end of the - I was just inside, like, at the end
308 of the steps...
309
310 Q1: Okay.
311
312 A: ...where I can just see in and, um...
313
314 Q1: And you ju- so when you - you said you did hear shooting, uh, once...
315

316 A: The door...
317
318 Q1: So the door po- so they hit - hit it with the ram, so it takes two hits?
319
320 A: Two, maybe three hits.
321
322 Q1: Okay, the do...
323
324 A: The door pops o...
325
326 Q1: Door pops open and you can distinctively tell that there was (unintelligible)?
327
328 A: It comes - coming from the inside.
329
330 Q1: The inside, okay. And then you don't - but you don't really know how many
331 or anything like that.
332
333 A: No, uh, I started to move back because we weren't goin' in and I wanted to
334 move to better cover and there's a si- there's a big sliding window there.
335
336 Q1: Uh, with the little patio in the front there?
337
338 A: Yes.
339
340 Q1: So you slid to avoid that window.
341
342 A: To avoid that window, move to the engine of one of those cars parked in the -
343 in the driveway, I mean, the parkin' lot there.
344
345 Q1: To cover behind the car?
346
347 A: Mm-hm. Actually I slipped, I think Hankinson's - me and s- Hankinson tied
348 up and we slipped and sli- and then Mattingly's p- bein' pulled back.
349
350 Q: Do you know where Hankinson was, front, middle, back of the stack?
351
352 A: He was probably in the middle somewhere. He was - he was in front of me so
353 when we all start pullin' back I thought he was in front of me when we all
354 backpedaled outta there.
355
356 Q1: Okay, and then, um - so you're kinda - so you kinda maintain there at the -
357 usin' the vehicle as cover, you kinda maintain there as the guy gets called
358 out...
359
360 A: Mm-hm.

361
362 Q1: ...and then they're renderin' first aid to Sergeant Mattingly.
363
364 A: Right, he's by - by the time the guy was comin' out...
365
366 Q1: They've already...
367
368 A: ...Mattingly was gone.
369
370 Q1: Okay, so they've already moved him out of the scene.
371
372 A: Mm-hm.
373
374 Q1: Guy comes out, you don't hear him say - you do hear him say a couple things.
375
376 A: Yeah, he's talkin' to, uh, some of the detectives, uh, briefly. I mean, they're -
377 nobody's interviewin' him...
378
379 Q1: Right, just...
380
381 A: ...really, anything, just...
382
383 Q1: Spontaneous statement, the...
384
385 A: ...talkin', (unintelligible) yeah. And, um, so, uh, the patrol person took him
386 and secured him in a vehicle.
387
388 Q1: And you're kinda just still maintainin'...
389
390 A: Right.
391
392 Q1: ...cover on the house in case anybody else is in...
393
394 A: Us- in there, is...
395
396 Q1: Ya'll don't know who else is there or whatever.
397
398 A: Right.
399
400 Q1: Okay. Um, and you don't see anybody else come out of the residence?
401
402 A: I don't see anybody else come out. SWAT - by that time SWAT gets there and
403 then they clear it.
404
405 Q1: They clear, okay. So you never actually made entry into the apartment.

406
407 A: No.
408
409 Q1: Just bo- okay.
410
411 A: After the sho- after, uh, they cleared it I went up and talked - checked - tried
412 to make contact with all the apartments...
413
414 Q1: To...
415
416 A: ...to make sure they were okay.
417
418 Q1: Okay.
419
420 A: So there was a lotta gunshots.
421
422 Q1: In checkin' the - the other residents to make sure they were okay, the- did any
423 of them hear anything or say anything that we need to go back and follow up
424 on that you can recall?
425
426 A: Um, no, they just said they heard shots, a buncha shots. Uh, I talked to the
427 people on the second floor, I believe, uh - uh, (Luke Fonn) talked to people on
428 the - Sergeant (Fonn) talked to the people on the first floor.
429
430 Q1: Okay.
431
432 A: Because he had gotten there by that time.
433
434 Q1: Was he out there as a SWAT commander, I'm assumin'??
435
436 A: Uh...
437
438 Q1: Well, as a sergeant on SWAT or is..
439
440 A: No, he's a sergeant in Narcotics, on the Narcotics side.
441
442 Q1: Oh, is he - okay, I'm sorry, I thought he was in SWAT.
443
444 A: He is.
445
446 Q1: Oh.
447
448 A: But he was...
449
450 Q1: Got ya.

451
452 A: Yeah.
453
454 Q1: Two roles.
455
456 A: Yeah, but he - I think he was on the other warrant and he had gotten out there
457 by this - about, uh, about the same time the SWAT team got there.
458
459 Q1: So this was a - kinda tryin' to hit four different targets?
460
461 A: Five different targets.
462
463 Q1: Five different targets, kinda simultaneously you're...
464
465 A: S- yeah, close together. It was four spots on - on, uh, Elliott Avenue and this
466 spot on, uh, on, uh, Springfield Drive.
467
468 Q1: And I'm assumin' 'cause you're tryin' to hit 'em all simultaneously they're all
469 kinda connected within the drug trade?
470
471 A: Yes.
472
473 Q1: Um, the - the subject that did come out, did you see him, by chance? Like, at
474 a- could you identify who it was or...
475
476 A: No.
477
478 Q1: ...do you know who he was?
479
480 A: I don't know who he - who he...
481
482 Q: Um, once the door popped open, was there an opportunity - and you may not
483 fully know this, um, the way I'm gonna ask it but was there an opportunity or
484 did you hear anybody give any verbal commands, um, to anybody as far as to,
485 you know, "Show your hands," or anything like that?
486
487 A: No, as soon as - soon as the door popped open rounds were comin' through.
488
489 Q: Okay. Um...
490
491 A: It was - it was, like, pop and then pop, po- it was, like, boom, pop, pop, pop,
492 pop.
493
494 Q: Okay. So just to kind of, uh, paraphrase and make sure I've got everything,
495 uh, you were part of the team that went to 3003 Springfield Drive, apartment

496 number four, that was one location of multiple search warrants that were bein'
497 served, um, tonight. Um, you were there prior to doin' surveillance, um, and
498 then the rest of the, uh, team showed up, you fell in at the rear, uh, of the
499 vehicles and at the rear of the stack. Um, you all approached the door, uh,
500 knocked and announced, um, several times, gave opportunity to, uh, answer
501 the door. Uh, the decision was made to breach. I think you said Mike Nobles,
502 you think, had the, uh, ram.

503
504 A: I believe Mike Nobles had the...

505
506 Q: Uh, struck the door. Uh, once the door flew open, um, Sergeant Mattingly was
507 the first one in the stack and in the doorway and as soon as the door, uh,
508 popped open, uh, shots were bein' fired from inside, uh, and then at that point
509 there was multiple shots bein' fired and it - not able to determine how many
510 total shots or how many from each - and a specific person.

511
512 A: Correct.

513
514 Q: Um, at that point, um, officers begin to scramble for cover and, um, I think
515 you said it was, uh, Lieutenant Hoover was pullin' Mattingly back to cover.

516
517 A: Right.

518
519 Q: Um, once everybody kinda got to cover, uh, you provided cover on the house,
520 other officers began treating Sergeant Mattingly, eventually put him on the
521 trunk of a car that was brought in to, uh, kind of lift - carry him outta the scene
522 to EMS. Uh, additional police, uh, uniformed officers responded, assisted with
523 settin' the perimeter. Uh, you all began hailin' and, um, a subject came out,
524 uh, was taken into custody. Uh, at some point you overheard him sayin' that
525 his girlfriend had shot and he had heard, uh, you all knockin' and then, uh,
526 SWAT - by then SWAT had showed up and cleared the rest of the house.

527
528 A: That's accurate.

529
530 Q: Okay. Um, the gentleman that came out, were you able to, um, give a
531 description of him?

532
533 A: A - a tall, black male, um, looked to be in his late 30s, early 40s.

534
535 Q: Uh, do you recall anything about his clothin'?

536
537 A: Uh, no. I mean, he was clothed, he was fully clothed but I don't recall
538 anything in particular about it.

539
540 Q: Okay. Uh, Sergeant Lee, is there any other thing you can think of?

541
542 Q1: I thought I had a follow-up but it slipped my mind so I'm gonna say, uh, I do
543 not.
544
545 Q: All right. Uh, are there any - are there any other questions that we have not
546 asked you or any other information that you, uh, have that you believe may be
547 beneficial to this case?
548
549 A: Um, no.
550
551 Q: Is there anything you wanna state for the record before we end?
552
553 A: No.
554
555 Q: Is there a thing you told me the truth to the best of your knowledge?
556
557 A: Yes.
558
559 Q: All right, we will conclude this statement. The time is now, uh, 0630 hours.
560
561
562 The transcript has been reviewed with the audio recording submitted and it is an accurate
563 transcription.
564 Signed _____

1
2
3
4
5
6
7 **INTERVIEW WITH SHAWN HOOVER**

8 **Q=Man**

9 **Q1=Man**

10 **A=Shawn Hoover**

11
12
13 Q: All right. How long have you been with them?

14
15 A: In Narcotics?

16
17 Q: Mm-hm.

18
19 A: Um, uh, 2-1/2, three years, I'm try- I can't remember exact dates.

20
21 Q: We'll just say three years.

22
23 A: All right.

24
25 Q: How long have you been with the department?

26
27 A: Seventeen, 17-1/2 years.

28
29 Q: 'Kay.

30
31 Q1: Like you don't know.

32
33 Q: Are you under the influence of alcohol, drugs, or any other intoxicants...

34
35 A: No.

36
37 Q: ...at this time? Are you taking any kinda medication that would affect your
38 judgment or your ability to think clearly?

39
40 A: No, I'm (unintelligible).

41
42 Q: Okay. Did you sustain any injuries durin' this situation?

43
44 A: No.

45

46 Q: Okay. Did you receive any medical treatment?
47

48 A: No.
49

50 Q: Okay. What type of uniform or clothing were you wearin' at the time of this
51 incident?
52

53 A: Uh, was wearin' plain clothes but I had the black, I guess, the standard typical
54 police vest, the...
55

56 Q: Okay.
57

58 A: ...that's, you know, black vest and white letters with "Police" across the front
59 it with my plain clothes attire.
60

61 Q: Okay. So plain clothes, you got on green pants...
62

63 A: Yeah.
64

65 Q: ...and, like, a camouflage, Under Armor shirt.
66

67 A: Yes.
68

69 Q: Looks like - I guess, like, a blue camouflage.
70

71 A: Yeah.
72

73 Q: With orange stitchin', I guess, um, and it's a black, um, vest?
74

75 A: Yeah, just like your standard black tactical vest.
76

77 Q: Okay. All right. Uh, do you have the same clothin' on right now?
78

79 A: Yes.
80

81 Q: A...
82

83 A: Minus the vest, yes.
84

85 Q: Minus the vest, right? All right. Because of the statutory requirements of
86 15.520 I'm obligated to advise you that this is a criminal investigation, not
87 administrative investigation, okay? However, you not - you are not the target
88 of this investigation. Knowing, um - actually, I - I tell you what, I think I'm
89 gonna switch to a different form and I think I messed up here, um, just
90 because of the nature of the situation, I - I'm gonna go ahead and just read you

91 your rights so that way it's all covered...

92

93 A: Okay.

94

95 Q: ...uh, and there aren't any problems. I'm not tryin' to (unintelligible).

96

97 A: Okay. Yeah, no, no, no, it - just with that I would like to talk to (Steve), I

98 guess...

99

100 Q: Okay.

101

102 A: ...if I'm gettin' - 'cause I was just understandin' this was the regular statement

103 so...

104

105 Q: Okay. Yeah.

106

107 A: Nothin' against you guys, it's just...

108

109 Q: No, I apologize, I realized...

110

111 A: That's okay.

112

113 Q: ...I grabbed the wrong form.

114

115 A: No worries.

116

117 Q: My game is off tonight...

118

119 A: No worries.

120

121 Q: ...and that's a - that's - that's my fault, that's my bad.

122

123 A: That's all right.

124

125 Q: Yeah, we gotta - we gotta do it with everybody. So let me get...

126

127 A: I mean, you act like it's 4:00 in the morning or somethin' like you've been u...

128

129 Q: Um, I apologize, I - before I even got any further I was, like, hold on.

130

131 Q1: You want me to grab him?

132

133 Q: Uh, (Steve)?

134

135 Q1: Yeah.

136
137 Q: Yeah. You want him?
138
139 A: Yeah, I don't know if he's ta- and I can just ask him outside if it's good, if he
140 don't have to be here...
141
142 Q: Uh...
143
144 A: ...then I'm cool with it.
145
146 Q: Yeah.
147
148 A: But I just...
149
150 Q: No, no, no, it - it's...
151
152 A: I just...
153
154 Q: I grabbed the wrong form and I...
155
156 A: Fair enough.
157
158 Q: ...I completely screwed up. Um, we ha- it's - we have to actually do it.
159
160 A: Okay, fair enough.
161
162 Q: So...
163
164 A: But he didn't say nothin' about it so that's why I was kinda, like, wait a
165 minute...
166
167 Q: Yeah.
168
169 A: ...(unintelligible) this stuff.
170
171 Q: I mean...
172
173 Q1: I'll be right back.
174
175 A: (Unintelligible).
176
177 Q: Sit tight.
178
179 A: Okay, thank you.
180

- 181 Q: All right, I - I'm wrong, I apologize. But if yo- i- it's up to you, you don't
182 have to give us a statement at this time if you - if you don't want to, but no, I
183 don't - I don't have to read it 'cause I wasn't aware...
184
- 185 A: Okay.
- 186
- 187 Q: ...of - of our particular situation, so this would still apply. I apologize for any
188 of the confusion.
189
- 190 A: Okay.
- 191
- 192 Q: You still gotta do what's best for you and what's right for you, I don't want
193 you to feel like (unintelligible).
194
- 195 A: Yeah, yeah, yeah, no, I don't have an issue givin'...
- 196
- 197 Q: I want you to...
- 198
- 199 A: ...a statement at all, it's just - it just seemed different than what me and him
200 talked about...
201
- 202 Q: Okay.
- 203
- 204 A: ...so that was my...
- 205
- 206 Q: Yeah, we- and I - that's why I went and clarified with, uh, Sergeant Wilder
207 'cause...
208
- 209 A: Okay.
- 210
- 211 Q: ...um, I was, like, I'm gettin' ready to screw this up, so let me go ask him.
212
- 213 A: Okay.
- 214
- 215 Q: So, um, we'll go back to where we were, because of the statutory
216 requirements of KRS5- uh, fi- 15.520, I'm obligated to advise you this is a
217 criminal investigation, not an administrative investigation. However, you are
218 not the subject of this investigation. Knowin' this are you willin' to give me a
219 statement at this time?
220
- 221 A: Yes.
- 222
- 223 Q: Okay. Again, I apologize.
- 224
- 225 A: It's okay.

226
227 Q: (Unintelligible).
228
229 A: I just want a little clarification, I think...
230
231 Q: Yeah.
232
233 A: ...yeah, it sounds a little different, so...
234
235 Q: Yeah.
236
237 A: Okay.
238
239 Q: Well, and I didn't wanna - as I got into I was, like, hold on one second, I - I
240 don't wanna make that mistake, right, 'cause...
241
242 A: Fair enough.
243
244 Q: I want to treat you the way I wanna be treated. Um, I'll tell you, here's kinda
245 how I like to do it, it's your story, I'll listen to it, um, you know, give me as
246 much information as you can, um, basically from the - the very beginning.
247 You s- as many names as you can, as much detail as you can, uh, I mean, to
248 cover your brief...
249
250 A: Yeah.
251
252 Q: The whole nine yards. Okay?
253
254 A: You're sayin' the - the briefing and everything...
255
256 Q: Yeah.
257
258 A: ...at the - okay.
259
260 Q: Yeah.
261
262 A: Um, well, basically it was the New Place-Based investigations, it was - they
263 were doin' four to five total. I guess - I think they were doin' three with a
264 contingency on the fourth downtown. Um...
265
266 Q: Okay.
267
268 A: I'm tryin' to remember the streets they were - theirs were on but I just
269 remember a contingency, one was, like, 2605 Mohammed Ali, but they were
270 waitin' to see how the other warrants went before they mess with that but, um,

271 the one we were at on Springdale, that is an associated address with this
272 gentleman. Like I said, this is not our investigation, like, we were assisting
273 them on that. So, uh, but he had been usin' that address and apparently getting
274 mail and stuff shipped there, sent there, and recently if I remember correctly
275 said, uh, this was his, you know, his new permanent address, so there
276 assumption that he's gonna have, you know, dope or money or somethin' he's
277 storin' there. So...

278

279 Q: Okay.

280

281 A: Um, the brief, uh, Wes Barton went over the brief, uh, he briefed all of 'em at
282 the same time, um, and I guess (Josh James Jaynes) was his SWAT, goin' into
283 more detail I guess with the other ones, you know. We didn't do a whole lotta
284 briefin' on the other warrants since SWAT was executing those but...

285

286 Q: Okay.

287

288 A: ...it was still had the list of people who were goin' where and doin' what, so,
289 um, so the plan was they were - when one SWAT was gonna unload, we were
290 tryin' to do it somewhat close to simultaneous so they were - once they were
291 unloading to go up to do their approach we were gonna drive over. Uh, we
292 met at - I couldn't even tell you the name of the church, it's right there, I
293 guess half a block south of St. Anthony's right by that liquor store, with - we
294 parked and met up, um, and tha- and EMS was staged there. So we met up
295 there, uh, once time got close we were just waitin' 'til they start approach then
296 we all got together and drove over there. I think we had I think five vehicles,
297 if I remember correctly. Uh, let me see. Um, I'm tryin' to think who - and Jon
298 was leadin', he was drivin' the white - I believe it was a Chrysler, it was a
299 pool car, I'm not really for sure what it was. Um, Brett Hankinson, uh, he has
300 his green Suburban or Tahoe, I think it's a Suburban, I don't know, one of the
301 two. Tony James had his Explorer, uh, Mike Campbell was drivin' a Fusion, I
302 don't know if that - I think it's a pool car, uh, so that's four, and I rode in
303 Myles Cosgrove's, um, Nissan Altima, a silver one. It seems like I'm missin'
304 a car.

305

306 Q1: Who would be fi...

307

308 A: There's seven o- what - okay, well, there were seven of us total.

309

310 Q1: Servin' the warrant?

311

312 A: Yeah, seven.

313

314 Q1: So, uh, Jon, you, right?

315

316 A: Yeah.

317

318 Q1: So that would be two. Hankinson, three; James, four; Campbell, five...

319

320 A: Oh, Nobles.

321

322 Q1: ...Cosgrove, six...

323

324 A: Noble had his Toyota Tundra, there's the other one.

325

326 Q1: Okay.

327

328 A: So we followed, Jon led. Um, I think I - we were towards the back or second

329 to the last car I believe but we went up - you had to go up, 'cause of that gate

330 you all saw so we went up to the next entrance, come around, parked out at

331 the end, uh, towards - I guess it was more towards the front of that building.

332 We all exited our vehicles, got lined up in our stick and - and we went right up

333 to the door. Once we got to the door, I'm tryin' to remember where everybody

334 was. I think Tony James was on the other side of the door, he had the bunker

335 and Jon was over there.

336

337 Q: So Tony James had...

338

339 A: He had a bu...

340

341 Q: ...a shield?

342

343 A: Shield, yeah.

344

345 Q: So as you guys approach, do you guys make - you made a stack?

346

347 A: Yeah, we were...

348

349 Q: Okay.

350

351 A: ...gettin' together right as we were gettin' to the - the front of the apartment.

352

353 Q: Okay.

354

355 A: It was this - a terrible layout for us to make an approach, we made the best we

356 could.

357

358 Q: Now, I haven't been there, is it an apartment buildin'?

359

360 A: It's an apartment. Yeah, there's...

361
362 Q: Okay.
363
364 A: I guess there's - man, tryin' to think. There's - there's eight total, there's four
365 on the bottom, four on the top. I guess there's - there's two on the side and
366 two in the back, same with the above. I'm tryin' to think the best way to
367 explain it to you, I don't have a picture of it to show you but...
368
369 Q: Okay, uh, what apartment were you guys goin' to?
370
371 A: Four, I believe. I could look in my phone and tell - I'm almost positive it's
372 four. It shoulda been 3003, number four.
373
374 Q: Okay.
375
376 A: I'm almost positive that's - that's the right address. Uh, but once you go in,
377 like I said, there's - it's an open - this common area outdoors and there's steps
378 on the right-hand side to go up but we were on the first floor. Um, (when I
379 say) Jon and, uh, Tony were on the other side of the door, Mike Nobles was
380 on same - everybody else was on my side.
381
382 Q: Okay.
383
384 A: Um, and Mike Nobles was, uh, the ram and he was on that side and I think, if
385 I remember right, I think Brett was coverin', there's patio doors on the
386 outside, uh, on the - on the very front, the one side of the buildin', or the - the
387 apartment.
388
389 Q1: So did you guys have to breach the main door?
390
391 A: Yeah. Well, when - yes, the - the regular entry door, not the glass doors.
392
393 Q1: Okay, so is that what you're describin' to me now?
394
395 A: Yes, when you go in there was the main door you enter and out front they had,
396 like, glass sliding doors.
397
398 Q1: Okay.
399
400 A: And if I remember I believe Brett was coverin' those while we were at the
401 door...
402
403 Q1: Okay.
404
405 A: ...doin' our knock anno- so, um, so we were set up ready, uh, it was actually a

406 no-knock warrant, we didn't execute it that way.
407
408 Q: Okay.
409
410 A: Um, we knocked on the door, said, "Police," waited, I don't know, ten, 15
411 seconds.
412
413 Q: Okay.
414
415 A: Knocked again, said, "Police," waited even longer, so it was - the third time
416 we were approachin' at a minimum of 45 seconds, if not a minute, and then I
417 said, "Let's go, let's breach it." So knocked again, yelled "Police, search
418 warrant," Nobles hit the door two or three times.
419
420 Q: Okay.
421
422 A: And once the door went open and - tryin' to think was - how - if y'all weren't
423 there, I'm tryin' to think the best way to - to describe how - I mean, basically
424 they were on the other - just tryin' to think of a way to - so you can have an
425 idea of what I'm explainin'. Well, basically they were on the left side of the
426 door, everybody else on the right-hand side.
427
428 Q: Okay.
429
430 A: I'm tryin' to think of a way to explain it to you.
431
432 Q: Right.
433
434 A: And Mike ran rammed from this right side of the door and soon as it went
435 open...
436
437 Q1: You want to draw it?
438
439 Q: You wanna draw it out?
440
441 A: Yeah, I guess that'd probably be easier. I just try to help you all to visual, I'm
442 tryin' to think of the best way to - so this is Springfield. Uh, so parkin' spaces
443 and then there's, like, a sidewalk and then this common area is just like a
444 square and this is, like, the bigger - I think the apartment's basically split like
445 that so there's one apartment here, two, and three and fo- well, uh, the
446 numbers aren't right but that's kinda essential layout.
447
448 Q: Okay.
449
450 A: And the door to this one was right here, so we had - there was Tony and Jon

451 were on this side and I know Mike was there, um, I was here. I believe Brett
452 was right here, there's glass sliding doors at the front.
453

454 Q1: Okay.

455

456 A: And Brett was coverin' that, and everybody else I guess, Campbell and
457 Cosgrove, they're - they were on this side as well, so...

458

459 Q: So it's an inward opening door, correct?

460

461 Q1: Yes, I believe it - I believe it swung that way if I - I believe that's the way it
462 swung in left, yes, but inward swinging.
463

464 Q: Okay.

465

466 A: Uh...

467

468 Q: And you think it - it - it opened inward to the left?

469

470 A: I believe so, yeah.

471

472 Q: Okay.

473

474 A: Um, so Mike, once - after the third hit, um, it - second or third hit it opens up
475 and Jon steps over in- into the doorwa- well, I mean, he's still probably five
476 foot away but steps into it to try to I guess to see what you can see, I mean, it
477 was dark in there and soon as he leaned over you hear gunshots comin' outta
478 that apartment. Um, I don't know how many because durin' that time I saw - I
479 heard the shots, Jon goes down and he said somethin' like, "Fuck, I've been
480 hit," or somethin' like that, I couldn't tell and I could see he'd been hit in the
481 leg. So at that time Tony, I - I beli- I - I think is out at - because I don't know
482 how I got into that doorway and got him out without gettin' shot, I believe
483 Tony stepped in with the bunker to shield, um - well, when Jon went down he
484 also - I saw that he did return some rounds, I don't know how many. I just...

485

486 Q: Who did?

487

488 A: Jon Mattingly.

489

490 Q: Okay.

491

492 A: When he went down he was goin' down, he was returnin' fire while he was
493 layin' on the ground.

494

495 Q: Okay.

- 496
497 A: And at that time Myles come in front of me and that's the last thing I
498 remember. I grabbed Jon and he's stumblin' tryin' to get - I'm draggin' him
499 but he can still - has use of his legs kinda so we're gettin' him outta there and
500 basically get him out to the parkin' lot and get him behind the first car we can
501 get to, I don't even remember what it was. Um, so we were just basically one
502 parkin' space in the ba- behind the vehicle, I couldn't tell you anything about
503 it. But we got him there tryin' to assess his injuries...
504
- 505 Q: Right.
506
- 507 A: ...um, and I knew I had a tourniquet and I just - I guess I was in somewhat
508 panic mode and I just took my belt off and did that because I - and held that
509 until somebody got over there and Tony James had a tourniquet to put on his
510 leg, um, is all we tell is he had the one bullet wound in the upper thigh, um,
511 and he was bleedin' I thought a substantial amount but - I mean, of course I
512 had it all over me but I - it was also in puddled water so I mean, it coulda
513 made it look even worse but I mean, he was definitely losin' a significant
514 amount of blood either way so, um, so we tried to figure out and best way to
515 try to stop the bleedin' so - after that, uh, we were able to move him again to
516 the back side of another vehicle which I believe was a civilian vehicle, I think
517 it was a white Toyota, big SUV I believe is what it was. Um, oh, and also I
518 wanted to go back to somethin' I forgot. Uh, when we were knocking the first
519 two times neighbor from above us come out and was, like, "What are y'all
520 doin'?" Like, lookin' down at us, um, so he heard us upstairs even knocking,
521 um, and...
522
- 523 Q: So do you ha...
524
- 525 A: Detective Hankinson told him to go back in the apartment, he kinda wanted to
526 argue and he's, like, "Get back in the apartment," so the guy finally went back
527 in the apartment. That was his white SUV is out front, he was droppin'
528 somethin' off and he was tryin' to leave, um, when all that happened so...
529
- 530 Q: Okay.
531
- 532 A: Um, tryin' to think anything in between there, it's just su- it's such a blur.
533
- 534 Q: Sure.
535
- 536 A: Um, got him out, I said to the - behind one of these vehicles that was par- I
537 believe it was that white, uh, other private citizen vehicle. Um, I believe that
538 may actually be where he got the tourniquet on him, was - I think I had the
539 belt at first just to gettin' him away from everything.
540

541 Q: Sure.

542
543 A: Then we got him back there, uh, at that time patrol officers were showin' up,
544 uh, whichever one got to me first, I don't know which - uh, it may be the - the
545 other kid that's here, the one that ran the gate, I'm not for sure but they gave
546 me a knife so started cuttin' Jon's pants to try to see if he had any more
547 injuries or if he had a pass-through 'cause he kept sayin', "It's hurtin' up here,
548 it's hurtin' up here," but I think it's 'cause the tourniquet. Um, after that, um,
549 it seemed like forever, I don't know. EMS, they come back and it seems like
550 they left 'cause I don't know if they were blocked by that gate to go around to
551 come in the other way and I think we got ahold of 'em to come back. Uh,
552 Myles Cosgrove, his [REDACTED] was right - it was right there or somebody
553 got in, pulled it up, I don't know who was drivin' it. Uh, me and another
554 officer, it was, um, that young officer out there, I can't think of his name, the
555 one that rammed the gate, we got Jon up onto the back of the - the [REDACTED]

556
557 Q: Okay.

558
559 A: ...and I held onto him and yelled at whoever's drivin' to take off and I just
560 held onto Jon and kept him on there and drove all the way down to where the
561 gate was broken. Um, at that time Tony James was down there, I don't know
562 how he got down there, he tri- I don't - I don't know, either way he was down
563 there, um, so I just grabbed Jon off the trunk and just took him, got through
564 the gate and put him in the ambulance and - and Tony helped me get in the,
565 uh, um, guess up in the bed, I don't - whatever you call it, I can't think right
566 now. Um, then after that, uh, I believe Mike and Tony, I don't know if they
567 both went to the ambulance, I don't know, I got off to go back to the scene
568 while they were tryin' to take care of Jon and - and get him to the hospital.

569
570 Q: Okay.

571
572 A: Uh, when I get back there at that time there's a lotta other officers that are
573 showin' up. Um, people are coverin' the doors with rifles and whatever and -
574 and I would say I guess probably ten minutes later roughly, somethin' like
575 that, uh, the guy just - there's a male gentleman there who decides to come
576 out. So they talk him out, uh, Brett Hankinson talked him out, got him all the
577 way back, uh, up to the cars and K-9 also assisted as well 'cause the guy was
578 really slow walkin', didn't wanna come out, um, so K-9 assisted with that and
579 he made some statements, I can't remember much of 'em, I'm sure with all
580 the body cameras that - the officers there, they should be able to pull 'em up
581 but he said somethin' about, "There's a woman down inside," he said she was
582 the one shooting. Um, he said she had a 9-millimeter, he believed a 9-
583 millimeter. Um, and he was takin' into - into custody and put in a patrol car, I
584 don't know where he was transpor- or whatever, they were just gettin' him
585 outta there.

586
587 Q: Mm-hm.
588
589 A: Um, and then durin' the - I guess durin' while this is goin' on we were also
590 callin' for SWAT to come back because we knew ha- there was an armed
591 suspect in there so this was before the guy gave himself up, I'm sorry, I'm
592 goin' back a little bit.
593
594 Q: (Unintelligible) you're fine.
595
596 A: Uh, so we started callin' for them to leave the warrants they were doin' down
597 on Magazine to come back and help us 'cause with, you know - given the
598 situation we weren't gonna walk back in there so we were waitin' for SWAT
599 to come back and check the apartment and clear it, um, and they found - they
600 said there was a female down inside, uh, but that was it, they didn't - I didn't
601 ask her s- about weapons or anything like that, I just asked if, you know, what
602 casings were in there 'cause we were - I - I was assumption it was a rifle, like,
603 somebody was shootin'. I mean, I know we're in a close quarters but it was so
604 loud...
605
606 Q: Mm-hm.
607
608 A: ...and I don't know who said it, somebody yelled, "Rifle," said, "I think he's
609 got a rifle." Um, so I - I don't know if it was an AR-15 or what but...
610
611 Q: Mm-hm.
612
613 A: ...um, somebody said, "Rifle," it may have been Jon, I'm not for sure.
614
615 Q: Okay.
616
617 A: Um, but as far as the- I - you know, none of us stepped foot in that apartment,
618 uh, with the incident. SWAT was the only one to go in there.
619
620 Q: Um...
621
622 A: Tryin' to think...
623
624 Q1: So you guys never actually made entry?
625
626 A: We never made it in. We were - in my opinion we were ambushed. They
627 knew we were there, I mean, hell, the neighbors knew we were there upstairs,
628 you know, they were comin' out, see what was goin' on and they were - they
629 were waiting.
630

- 631 Q: So I - I'm gonna just kinda run you back through this, okay?
632
- 633 A: Yeah. I know I kinda jumped around a little bit talkin' about that.
634
- 635 Q: No, you - you're fine. Yeah, yo- yeah, I mean, you're doin' a great job, you
636 really are. Uh, so I'll just run you back through it, um, and then we'll kinda -
637 you know, anything I miss or whatever...
638
- 639 A: Mm-hm.
640
- 641 Q: ...feel free to jump in at any point in time, uh, that you want to or whatever.
642 Uh, I just wanna make sure I fully understand it.
643
- 644 A: Yeah.
645
- 646 Q: Um, so I guess the - this whole thing is you guys were doin' a Place-Based,
647 um, it sounds like a buncha search warrants at one time...
648
- 649 A: Yeah, the...
650
- 651 Q: ...as a result of some investigation.
652
- 653 A: It was all one investigation, yeah, multiple search warrants.
654
- 655 Q: So you're - you're not the lieutenant in charge of that unit, correct?
656
- 657 A: No, no. Mm-mm.
658
- 659 Q: Uh...
660
- 661 A: We were assist and they needed bodies...
662
- 663 Q: Right.
664
- 665 A: ...'cause they had so much goin' on...
666
- 667 Q: Right.
668
- 669 A: ...they needed people to assist.
670
- 671 Q: And you - because you - you're in Narcotics...
672
- 673 A: Mm-hm.
674
- 675 Q: ...you guys serve warrants all the time, right?

676
677 A: Right.
678
679 Q: Um, so, uh, this team that you worked with today, do they work for you?
680
681 A: Uh, some do, uh, some used to - well, let me think. Let me think of all who,
682 uh - I mean, I think every one of 'em other than I think Mike Nobles either
683 works for me or worked for me before we did the reorganization, so yes.
684
685 Q: Okay, so is it just kind of a hodge podge team, I guess, for...
686
687 A: Yes, it was, you know, they needed bodies, we showed up and kinda just...
688
689 Q: Was that a volunteer thing?
690
691 A: Yes, yeah, yeah.
692
693 Q: Okay. UM, so you guys volunteer, you show up, where did you guys do the
694 brief at?
695
696 A: At CID at 701 West Ormsby at our - at our office, in our...
697
698 Q: Okay.
699
700 A: ...large conference room.
701
702 Q: At the Narcotics o...
703
704 A: Yes.
705
706 Q: ...office?
707
708 A: Yeah.
709
710 Q: Okay. So you guys do the brief at the Narcotics office, are - were these
711 supposed to be simultaneous?
712
713 A: Tryin' to keep it reasonably close, not necessarily - we weren't - we were -
714 one and we're waitin' on SWAT to make their approach and...
715
716 Q: Okay.
717
718 A: So we knew by the time we drove from there, parked, met our approach that
719 they would already be in there but they wanted it reasonably close but not...
720

721 Q: Right.
722
723 A: ...you know...
724
725 Q: Not, like, (unintelligible).
726
727 A: ...super simultaneous.
728
729 Q: Okay, I got you. Not like it's some big, super (unintelligible).
730
731 A: Right, right, and bein' the other end of town it was...
732
733 Q: So what did you guys know about that target that you guys were going to?
734
735 A: Uh, all that we knew is it was a female's apartment, I believe it was an ex-
736 girlfriend. Um, I said - I guess you gotta assume anything when you're, you
737 know, doin' search warrants but...
738
739 Q: Sure.
740
741 A: ...it was a - for a search warrant it was considered a low risk one. I mean, as
742 far as...
743
744 Q: Okay.
745
746 A: ...it was mainly lookin' for, you know, any kinda documa- documentation
747 with him to that address...
748
749 Q: Right.
750
751 A: ...and also any narcotics search.
752
753 Q: So...
754
755 A: And cash, I mean, it wa- he was connected to that address.
756
757 Q: Okay.
758
759 A: But he wasn't there.
760
761 Q: Who's - who's he?
762
763 A: Uh, I cannot remember his name...
764
765 Q: Okay.

766
767 A: ...right now, I'm sorry.
768
769 Q: So I - no, it's fine. Uh, was he the main target?
770
771 A: Uh, there was five associated with that...
772
773 Q: Okay.
774
775 A: ...with that case.
776
777 Q: I got you.
778
779 A: And I believe it was the main one's - the associate of the main guy.
780
781 Q: Okay, I understand.
782
783 A: Like I sa- there were five - I mean, it's a whole network type...
784
785 Q: Okay.
786
787 A: ...type deal, so...
788
789 Q: Uh, I'm assumin' there was a matrix done?
790
791 A: Uh, I believe.
792
793 Q: O...
794
795 A: I say that but I did not see one.
796
797 Q: Okay.
798
799 A: Um, so I mean, I guess that'd be an error on me for not askin' that question.
800
801 Q: Okay.
802
803 A: Um, I guess under the assumption that it was low risk, they knew...
804
805 Q: Okay.
806
807 A: ...the history.
808
809 Q: I...
810

811 A: I assume they did it.
812
813 Q: But based on what you were briefed on, you - you felt like it was low risk. Is
814 this somebody...
815
816 A: Yes, I felt it was somethin' ex- easily capable, yeah.
817
818 Q: O...
819
820 A: Nothin' outside our capabilities.
821
822 Q: Uh, how long you been doin' Narcotics for?
823
824 A: Uh, well, I've been in Narcotics, I guess, about, I guess three years, around
825 three years...
826
827 Q: Okay.
828
829 A: ...and then I also did, uh, six years, five years at the (Flex) Unit and then also
830 sergeant over First Division Halo for a year or so...
831
832 Q: So you've served umpteen warrants...
833
834 A: Yeah, quite a few.
835
836 Q: ...in your career.
837
838 A: Mm-hm.
839
840 Q: So you probably have a pretty good idea of what's a high risk, what's a low
841 risk.
842
843 A: Correct.
844
845 Q: When to make the appropriate call to who...
846
847 A: Correct.
848
849 Q: ...and when, um, and given your position you're probably ve- I - I would
850 assume, and that's just purely an assumption on my part that that's
851 somethin' that you do quite often and you know - you know the fact that what
852 goes on a matrix...
853
854 A: Correct.
855

856 Q: ...what - what's considered, so on and so forth and who to call appropriate - all
857 that type of stuff. So you guys get briefed up at the CID office, you guys roll
858 out and you meet, um, basically, like, a stagin' area...
859

860 A: Yeah, like, the...
861

862 Q: ...w- fairly close?
863

864 A: Yeah, a church, I can't think of the name. Like I said...
865

866 Q: Okay.
867

868 A: ...it's just south of that liquor store at St. Anthony's.
869

870 Q: Okay.
871

872 A: I can't think of what the name of the church is.
873

874 Q: Okay, gotcha. But in close proximity?
875

876 A: Yes.
877

878 Q: Okay, is it St. Anthony's and what's the closest intersection?
879

880 A: It runs off of St. Andrews which...
881

882 Q: Okay.
883

884 A: You know where St. Andrews and Blanton is?
885

886 Q: I don't kinda...
887

888 A: You know where the YMCA is off of - it's up o- okay, say Dixie and
889 Greenwood.
890

891 Q: Okay.
892

893 A: Well, I guess it's - it'd be St. Andrews there, just - if you go - you drive right
894 past the, uh, the (Frish)'s there and I'd say it's probably mile, mile and a half
895 tops up there, St. Anthony's will be on your right...
896

897 Q: Okay.
898

899 A: ...if you're comin' from Dixie.
900

901 Q: So you guys stage, say okay, these are the vehicles we're gonna take. Um,
902 before you guys stage had are - had positions already been assigned as far as...
903

904 A: Uh, yeah, we had - well, on - there's a list on the board, yeah, we kinda...
905

906 Q: Okay.
907

908 A: ...kinda went with.
909

910 Q: All right.
911

912 A: Um...
913

914 Q: Is that still on the board?
915

916 A: I would assume.
917

918 Q: Okay.
919

920 A: Uh, I would assume that that hasn't been touched since - since we left.
921

922 Q: Okay, all right. So everybody kinda gets this - basically an assigned position.
923

924 A: Yeah.
925

926 Q: Typi- breacher...
927

928 A: Yeah, and for that the first three were the - the main ones and after that it's
929 kinda fluid, you just kind of, you know - we were gettin' up there together but
930 if...
931

932 Q: Right.
933

934 A: ...the back few were outta order it wasn't a big deal.
935

936 Q: Yeah.
937

938 A: You know, the main three were the - the first three, so...
939

940 Q: Okay. Um, so, uh, was, uh, Jon's position, was he to provide security for Tony
941 or what was kind of his role?
942

943 A: Uh, I guess once - I mean, we were I guess essentially probably go- I - I di- I
944 wasn't aware Tony had the bunker when he saw it, just reasonably we're
945 gonna follow Tony and so...

946
947 Q: Sure.
948
949 A: ...I didn't know he had it with him. So essentially Jon, I think, was just
950 steppin' over and tryin' to clear and was - I believe he was actually shouting,
951 "Search warrant," if I remember correctly and immediately, you know, it was
952 gunfire. So he was...
953
954 Q: Okay.
955
956 A: ...tryin', I believe, just to clear what he could...
957
958 Q: Okay.
959
960 A: ...and then Tony would have come in and they woulda just - and would just all
961 got in behind him and just followed the bunker through.
962
963 Q: So you guys get into the apartment building itself, um, and then you're outside
964 on a door.
965
966 A: Yeah, the - the common - well, I say the common area, that - it - it's still
967 outside. We never made it to it...
968
969 Q: Oh, is it...
970
971 A: ...and it was- it's not an interior...
972
973 Q: Okay. Like I said...
974
975 A: Once you see it you'll understand what I'm sayin'...
976
977 Q: It all makes sense? Okay, sure. Uh, so you guys stack up on the door and you
978 said you guys knocked and announced how many times?
979
980 A: Three times.
981
982 Q: Three times you knocked and announced? Um, and then were you, uh - so as
983 you did that, uh, how long of a - would you say you waited in between
984 knockin' and announcing?
985
986 A: I mean, it was probably ten to 15 seconds at least.
987
988 Q: Okay.
989
990 A: Uh, like I said, for the three it was at least 45 seconds if not a minute. I mean,

991 it was - we were there for a little bit in...
992
993 Q: Okay.
994
995 A: ...you know, hindsight but you know, 'cause it was a no-knock warrant but
996 because with it - we considered it gonna be more of a low risk we're, like,
997 we'll just give him a chance to open the door.
998
999 Q: Okay.
1000
1001 A: So that was kind of our thought process with it as we were...
1002
1003 Q: (Unintelligible).
1004
1005 A: ...gonna give him a chance to open the door...
1006
1007 Q: Right.
1008
1009 A: ...and...
1010
1011 Q: And why? Why would you...
1012
1013 A: Because like I said, it was low risk and - and with that we didn't - you know,
1014 obviously there was the concern the destruction of evidence but we felt with
1015 her she may be, like, you know, "What's this?" You know, if he was there it'd
1016 be a different story but with her, that's why we knocked the first two times
1017 and just said, "Police." We didn't yell, "Police, search warrant," we just
1018 knocked and said, "Police."
1019
1020 Q: Okay.
1021
1022 A: You know, and waited, you know, or delay, whatever, ten, 15 seconds it was,
1023 repeated the same thing.
1024
1025 Q: Okay.
1026
1027 A: And then the last time I just said, "Let's just hit it, they're not gonna answer."
1028
1029 Q: Okay.
1030
1031 A: So then that's when we did the search warrant, you know - you know, "Police,
1032 search warrant" announcement.
1033
1034 Q: Okay.
1035

1036 A: So...

1037

1038 Q: So the first three times that you knocked, or the first two times...

1039

1040 A: Two.

1041

1042 Q: ...that you knocked you just said, "Police."

1043

1044 A: Yes.

1045

1046 Q: Hoping to draw her to the door.

1047

1048 A: Yes, and it was - like I said, it was loud enough that the neighbor above them

1049 come out...

1050

1051 Q: Sure.

1052

1053 A: ...to see what was goin' on.

1054

1055 Q: So the third time that you knocked you - that's when you guys say, "Search

1056 warrant"?

1057

1058 A: He said - banged and said, "Police, search warrant," and then - then Mike

1059 ramm'd it.

1060

1061 Q: Okay, and then Mike ramm'd it.

1062

1063 A: Yeah.

1064

1065 Q: And then for whatever reason Jon steps out, uh, and I guess he's - is his gun

1066 up at this point?

1067

1068 A: Yes, I mean, he's - I mean, like, I can't go through memory and remember

1069 him actually steppin' out but I know he did that 'cause of where he got shot.

1070

1071 Q: Okay.

1072

1073 A: He had to step aro- into that - front of that door tryin' to - you know, just

1074 lookin' in to clear...

1075

1076 Q: Okay.

1077

1078 A: I guess to see if there's any threats, immediate threats there.

1079

1080 Q: Okay, and you felt like - and then he gets shot, like, really quickly, like...

1081
1082 A: Immediately. Immediately.
1083
1084 Q: Okay.
1085
1086 A: Soon as that door flew open on that last hit...
1087
1088 Q: Right.
1089
1090 A: ...when I said ble- everybody's probably yellin' it but I remember somebody
1091 yellin' "Search warrant," like I said, I can't say specifically who it was but...
1092
1093 Q: Okay.
1094
1095 A: Um, and immediately, you know, there was, you know, gunfire comin' at us.
1096
1097 Q: Okay. So you feel like at some point, then possibly, uh, Tony James steps in
1098 front of the door with the shield?
1099
1100 A: I'm assumin', a- to get Jon out of there and me not get shot...
1101
1102 Q: Right.
1103
1104 A: ...that probably had to happen 'cause Jon was kinda in the open and I was in
1105 the open...
1106
1107 Q: Okay.
1108
1109 A: ...and like I said, Myles stepped in front of me tryin' to address a target and I
1110 grabbed Jon and - I mean, and after that I was just drag and get him outta
1111 there. I mean, I just - I mean, I heard a buncha gunshots, I couldn't tell you,
1112 you know, where they come from but they were - they were pretty loud. So...
1113
1114 Q: Did you, uh, do you see anybody else shoot? 'Cause I think you said you
1115 saw...
1116
1117 A: I did not see anybody.
1118
1119 Q: ...Jon shoot, correct?
1120
1121 A: Yeah, Jon, I'm sorry, Jon was the only person I saw shoot.
1122
1123 Q: He's the only person that you saw shoot, okay. Anybody else say that - tell
1124 you that they shot, did yo- did you ask?
1125

1126 A: I beli- Brett and Myles did but...
1127
1128 Q: Okay.
1129
1130 A:like I said, that's...
1131
1132 Q: Brett Hankinson?
1133
1134 A: Yes.
1135
1136 Q: And Myles Cosgrove?
1137
1138 A: Cosgrove, yeah.
1139
1140 Q: Okay.
1141
1142 A: But I didn't see anyone shoot o...
1143
1144 Q: Okay.
1145
1146 A: 'Cause at that point I'm dealin' with Jon and draggin' so...
1147
1148 Q: But as...
1149
1150 A: Like I said, I'm just hearin' gunfire everywhere, so...
1151
1152 Q: Right, but as a lieutenant I - at some point in time you ask that, I'm gues- that
1153 would be a guess...
1154
1155 A: Because I was...
1156
1157 Q: ...or an assumption on my part.
1158
1159 A: ...checkin' to make sure they were okay.
1160
1161 Q: Okay.
1162
1163 A: And all...
1164
1165 Q: Right.
1166
1167 A: ...and you make sure they're fine and you - you can tell they were a little more
1168 shook up and that's why...
1169
1170 Q: Sure.

1171
1172 A: You know, I, uh, ran to my...
1173
1174 Q: It's completely understandable.
1175
1176 A: Yeah.
1177
1178 Q: Oh, yeah, completely understand. Um, so you guys, after that happens, um, it
1179 sounds like it kinda settles down a little bit maybe. Um, as far as, like...
1180
1181 A: Yeah.
1182
1183 Q: ...that initial burst of what happens...
1184
1185 A: Yeah, once we got out and took cover...
1186
1187 Q: Right.
1188
1189 A: ...it was quiet, yeah, there wasn't anything.
1190
1191 Q: And so you immediately start tryin' to render aid, you do all that. Once, um,
1192 Jon gets down to EMS, you then turn your attention back towards...
1193
1194 A: I go back to the scene.
1195
1196 Q: ...the scene.
1197
1198 A: Yeah.
1199
1200 Q: Um, when you get back to the scene you - I believe you said that you saw
1201 people had rifles on, like, windows...
1202
1203 A: Mm-hm.
1204
1205 Q: ...and the door.
1206
1207 A: Yeah, those were - yeah, yeah, the - the patrol officers that showed up.
1208 Sometime durin' that span, uh, I don't know but there were quite a few,
1209 obviously, with that situation.
1210
1211 Q: Okay. So was - w- obviously they're - it sounds like they're tryin' to contain
1212 it.
1213
1214 A: Yes.
1215

- 1216 Q: Um, and - so as that is happening the - a male comes out from the inside?
1217
- 1218 A: Yeah, it was - you know, in that situa- it's so hard to determine time with -
1219 with everything's goin' on but I would say it was a minimum five to ten
1220 minutes...
1221
- 1222 Q: Okay.
1223
- 1224 A: ...uh, the guy decided to come o- I was down the way and I heard him, I
1225 believe it was Brett Hankinson that was addressin' him.
1226
- 1227 Q: Okay.
1228
- 1229 A: And he was, like, somethin' to the effect of - ther- the - the ma- "There's a
1230 male comin' out," and then basically talkin' ba- and the guy walked extremely
1231 slow, just small - and so it took forever for the guy to get back there.
1232
- 1233 Q: Okay.
1234
- 1235 A: Um, and then I say, K-9 stayed and I can't remember that officer's name for
1236 nothin' but...
1237
- 1238 Q: Okay.
1239
- 1240 A: Uh, he had his dog there and was, like, "Come back t- you know, to me or I'll
1241 release my dog," and he picked up the pace after that and he got back a little
1242 quicker but...
1243
- 1244 Q: Okay.
1245
- 1246 A: Um, but he was being covered by multiple...
1247
- 1248 Q: Okay.
1249
- 1250 A: ...multiple, um, firearms at that point.
1251
- 1252 Q: Do you remember any of the faces or names of anybody else that you saw out
1253 there?
1254
- 1255 A: Uh, no- the - the sad thing is, they're all so new, like, I don't - um, durin' that
1256 incident, no. I mean, I talked to Major (Shi Scheu) and Lieutenant Mantle
1257 afterwards but I don't know if they were there when the guy come out. I
1258 mean, other than, you know, the group of guys I was with.
1259
- 1260 Q: Okay.

1261
1262 A: I don't remember, there was...
1263
1264 Q: Do you...
1265
1266 A: ...a bunch.
1267
1268 Q: Okay, but you remember the K-9?
1269
1270 A: Yes.
1271
1272 Q: Okay.
1273
1274 A: Yeah, and I can't remember his name for nothin'.
1275
1276 Q: Okay.
1277
1278 A: It may come back to me in a second but...
1279
1280 Q: Can you describe him for me?
1281
1282 A: Uh, he's a white male, if I'm - I wanna say his hair is kinda a little spiky in the
1283 front. I - I know who the guy is, I - I recognize him as not somebody I don't
1284 think I've ever talked to but I recognize who he is.
1285
1286 Q: Right.
1287
1288 A: Um...
1289
1290 Q: (Kirk)?
1291
1292 A: It wasn't (Kirk).
1293
1294 Q: Okay.
1295
1296 Q1: Nimo? (Jeremiah) Nimo?
1297
1298 A: It may have been Nimo. Is he kinda taller? I mean, like, 6'1", 2"-ish,
1299 somethin' like that maybe?
1300
1301 Q1: Mm-hm.
1302
1303 A: I believe it was him.
1304
1305 Q: Yeah, possibly Nimo?

1306
1307 Q1: Yeah, and I...
1308
1309 A: I believe that's who it was.
1310
1311 Q1: ...and he was out there when I went to the scene.
1312
1313 Q: N-I...
1314
1315 Q: M-O.
1316
1317 A: If he was the one that was out there that's more than likely, yeah.
1318
1319 Q1: First name is (Jeremiah).
1320
1321 Q: Okay. Um, so you turned your attention back towards the apartment, you see
1322 it's now covered down and this guy ends up gettin' talked out by, uh, Brett
1323 Hankinson who is with you guys and with the assistance of a K-9 officer. Um,
1324 do you remember who all went into the apartment?
1325
1326 A: I don't know if anybody went into it. Um, uh, SWAT did. Uh, I don't think
1327 that I saw - I'm almost herist- excuse me, 100% positive none of the Narcotics
1328 people, or CID people, went in there. Um, I think some of your gu- may have
1329 done a walk-through or somethin', I - I - possibly, I don't even know if they
1330 went in, I know they were over there by the door. Uh, SWAT I think were the
1331 only ones that went in, I don't think any - any other officers went in.
1332
1333 Q: Mm-hm.
1334
1335 A: Not that I'm aware of.
1336
1337 Q: Mm-hm.
1338
1339 A: Because with that, you know, potential armed suspect we were just holdin' the
1340 perimeter and lettin' SWAT come - come and handle that, so...
1341
1342 Q: Okay. So, um, after I guess they - SWAT ends up gettin' it cleared...
1343
1344 A: Yes.
1345
1346 Q: ...um, you were there for that?
1347
1348 A: I was there, yes.
1349
1350 Q: Okay, so SWAT gets it cleared, uh, and then kinda run me through what

1351 happens from there. I guess does chain of command start showin' up or...
1352
1353 A: Uh, yes, uh, I mean, durin' that time I had contacted Major Bur- Burbrink to
1354 let her know but she already knew at that point, she was, like, "I'm on my way
1355 to the hospital now."
1356
1357 Q: Okay.
1358
1359 A: Um, I guess she probably got the command page, I guess.
1360
1361 Q: Right.
1362
1363 A: Uh, but I tried to call her whenever - as soon as, uh, we got Jon an ambulance
1364 and goin' I immediately called her.
1365
1366 Q: Right.
1367
1368 A: Um, as far as command that showed up, like I said, it was, uh, Lieutenant
1369 Isaac Mantle from the Third and, uh, Major (Shi Scheu), they were out with a
1370 barricaded subject in Fairdale so they went and turned back to that.
1371
1372 Q: Okay.
1373
1374 A: Um, uh, Colonel (Chuda Juda) showed up.
1375
1376 Q: Okay.
1377
1378 A: Tryin' to remember who else.
1379
1380 Q: Did you tell anybody about what happened?
1381
1382 A: What do you mean?
1383
1384 Q: Did you talk to anybody else about what happened, uh, as far as, like, did you,
1385 you know, share the whole incident, what - did you share it with the other
1386 commanders?
1387
1388 A: Well, I talked to Major Bur- Burbrink...
1389
1390 Q: Okay.
1391
1392 A: ...and I let her know what was goin' on.
1393
1394 Q: Okay.
1395

1396 A: And that was basically up to the point of where I think got Jon on the
1397 ambulance. I don't think the...
1398
1399 Q: O...
1400
1401 A: ...the guy had come out yet, he was still in there...
1402
1403 Q: Okay.
1404
1405 A: ...at that point, I'm pretty sure.
1406
1407 Q: Uh, I guess, bu- let me say it like this. Uh, other than informing command of
1408 what happened...
1409
1410 A: Yeah.
1411
1412 Q: ...did you talk to anybody else about it? Anybody else, like, another peer or
1413 something like - something like that? You know, so, like, me and him are
1414 peers...
1415
1416 A: Yeah.
1417
1418 Q: ...and I would say - and he'd come up, be, like, "Man, this is what happened,"
1419 I'm, like, "Oh, okay," you know, or...
1420
1421 A: Well, I mean, we had other guys from CID showin' up...
1422
1423 Q: Okay.
1424
1425 A: ...that were - that worked f- they're currently in my, I guess, my ch- you
1426 know, and good friends of Jon.
1427
1428 Q: Okay.
1429
1430 A: So I mean, that's the main thing is just kinda explainin' people, like, "Man, I
1431 think he's all right, this is kinda what happened," just gave 'em a gist. I didn't
1432 go through, like, a detailed - you know, anything like that but...
1433
1434 Q: Right.
1435
1436 A: But I felt that, you know, that was somethin' I should inform him, I couldn't
1437 be, like, "Sorry, we'll talk later," I mean, that's a good friend of theirs that
1438 they worked with for years in Narcotics so, you know, I felt somewhat - I
1439 wouldn't say obligated but in order to comfort them a little bit so they knew
1440 what was goin' on with their friend, so...

1441
1442 Q: Okay. All right. So you didn't, like, cover it wi- like, in-depth detail or
1443 anything like that (unintelligible)?
1444
1445 A: No, no, no, no. No, I was just sayin', you know, we were makin' entry and,
1446 man, we were immediately gettin' fired up on and we drove Jon outta there.
1447 You know, I mean, that was kind of the gist of it, it wasn't obviously nothin'
1448 detailed like this, it was...
1449
1450 Q: Okay.
1451
1452 A: ...as the course, I'm runnin' aro- you know, havin' to, you know, call the
1453 major and stuff like that.
1454
1455 Q: Sure.
1456
1457 A: I didn't really have time to sit around and conversate a whole lot, so...
1458
1459 Q: Right, right. Um, doin' what you - you - basically what you get paid for, right,
1460 at that point? Yeah.
1461
1462 A: Some - yeah, I guess.
1463
1464 Q: I mean, I - it sounds callous...
1465
1466 A: Mm-hm, it's a...
1467
1468 Q: ...to put - cal...
1469
1470 A: Yeah, yeah, I mean, you're exactly right.
1471
1472 Q: ...to put it that way but I mean, that's - right?
1473
1474 A: Yeah.
1475
1476 Q: That's when we kinda start - as commandin' officers that's when we start
1477 earnin' our money.
1478
1479 A: Yeah, that's true.
1480
1481 Q: Um, you got any questions?
1482
1483 Q1: Uh, you - you mentioned the SWAT guys went in and kinda cleared it.
1484
1485 A: Yes.

1486
1487 Q1: You know any of their names who went in?
1488
1489 A: I do- well, see, 'cause when I was askin' 'em, I was, like, "Oh, you know, are
1490 y'all gonna clear it?" And they're, like, "Oh, we already cleared it." I think I
1491 talked to, uh, Sergeant Brandon Hogan and I think at that point - and they had
1492 already - 'cause they were there and I know I told - told Brandon, and I told
1493 him, you know, what the situation was and but then, uh, either Major Bur-
1494 Burbrink called me or I had to call her, so- I think - somethin' along those
1495 lines and then I believe Myles talked to him and kinda filled him in on it. So...
1496
1497 Q1: Okay.
1498
1499 A: They were - so that way they were made aware of what the situation was but...
1500
1501 Q1: Okay.
1502
1503 A: But they went in, they were able to clear it quick 'cause I believe...
1504
1505 Q1: Right.
1506
1507 A: ...they were able - at the doorway they were able to see, you know, that the -
1508 the sus- you know, subject was down, so...
1509
1510 Q1: So there - there's four apartments in this little alcove or whatever?
1511
1512 A: Yeah, I - I would assume the...
1513
1514 Q1: (Unintelligible).
1515
1516 A: This one - this one probably goes like that, I'm assumin' - I'd - like I said, I
1517 didn't go in so I have no clue what it looks like inside.
1518
1519 Q1: But there - best you can remember there were four doors in your little al...
1520
1521 A: Yeah, oh, yeah, yeah, yeah.
1522
1523 Q1: Okay. So the guy that was upstairs, do you have any idea what you...
1524
1525 A: Was - was above one. Uh...
1526
1527 Q1: Okay, so - so...
1528
1529 A: I mean, he was above - this is actually number four. I did terrible job at that. I
1530 was just...

1531
1532 Q1: Okay.
1533
1534 A: ...listenin' for apartments.
1535
1536 Q1: So he was above the one that you all were doin'...
1537
1538 A: Yes.
1539
1540 Q1: ...the search warrant on?
1541
1542 A: Yes.
1543
1544 Q1: Okay. What - what did he look like?
1545
1546 A: Oh gosh, what did he look like? You know, it was one of those things I wish,
1547 you know - at the time I was just worri- we're tryin' to get in the door, you
1548 know, and the guy's comin' out. I know he was a taller gentleman, I...
1549
1550 Q: Right.
1551
1552 A: It seems like - and I don't wanna guess at all. I - I - he seemed like he had
1553 darker skin tone, like he could have been possibly Hispanic or maybe light-
1554 skinned black. I'm not...
1555
1556 Q1: Okay.
1557
1558 A: ...positive, it almost seemed like he had a, uh - uh, what's the word I'm
1559 lookin' for?
1560
1561 Q: Accent?
1562
1563 A: Uh, there we go, an accent of some sort just of what I can remember 'cause
1564 I'm tryin' to watch that and watch this door at the same time so it was - but as
1565 he was goin' back in he was talkin' to somebody in the apartment and it just...
1566
1567 Q1: Okay.
1568
1569 A: I - I don't know why I remember that but...
1570
1571 Q1: Okay.
1572
1573 Q: Okay.
1574
1575 A: ...it seems like it was - he had an accent.

1576
1577 Q1: I don't have anything else.
1578
1579 Q: I - I kinda wanna circle back to somethin'. So when you guys decided to
1580 knock on the door...
1581
1582 A: Mm-hm.
1583
1584 Q: ...and use that instead of the no-knock like what the warrant...
1585
1586 A: Yes.
1587
1588 Q: ...called for, would it be fair - um, 'cause I don't wanna make assumptions or
1589 put words in your mouth, would it be fair, though, and I guess this is - I know
1590 from my experience and training, um, that sometimes we do things like try to
1591 get somebody to come to the door...
1592
1593 A: Mm-hm.
1594
1595 Q: ...it sounded like you guys were usin' more of an approach of try to be more
1596 cautious and also tryin' to mitigate, you know, the higher risk that the no-
1597 knock caused.
1598
1599 A: Correct, a- and I believe that they were all assigned as no-knocks due to that
1600 whole group with their, you know, with the (unintelligible narcotics)
1601 traffickin' the guns. I believe First Division's...
1602
1603 Q: Right.
1604
1605 A: ...done war- very - they stash 'em in, you know, vacant properties and houses
1606 down there, I think First Division got, like, seven guns out one of those
1607 properties...
1608
1609 Q: Okay.
1610
1611 A: ...a while back, so I think they were all assigned as that and we were just of
1612 the mind that, like, eh, we - let's just try to do this as - as normal because I
1613 don't - I mean, granted, the judge signed it, we coulda done it...
1614
1615 Q: Sure.
1616
1617 A: ...but we thought this was the better alternative.
1618
1619 Q: Right, would you say that you felt like it was safer for everybody to do it that
1620 way?

1621
1622 A: Yes. I mean, we assu- I - never assume but...
1623
1624 Q: Right.
1625
1626 A: ...I assumed somebody would come and answer the door, that's - was our
1627 intention to give that opportunity to, you know, one, it's after midnight, you're
1628 breakin' down somebody's door and it's dark and if they're in bed startled.
1629
1630 Q: Right.
1631
1632 A: Um, so we're tryin' to - all of that, tryin' to give them a chance to answer the
1633 door, you know, and on top of that it keeps us from havin' to tear up their
1634 property.
1635
1636 Q: Right.
1637
1638 A: You know, and not that we're gonna try to do that to avoid doin' a Blue Team
1639 but, you know, there was just - there was a lotta things that point us in that
1640 direction of, like, let's just knock on this door.
1641
1642 Q: Okay.
1643
1644 A: You know, we just - I know, I - I...
1645
1646 Q: But I mean, you - you had a s- you had how many members of your unit with
1647 you who have done umpteen warrants and umpteen - a- and - and numerous,
1648 numerous, numerous years...
1649
1650 A: Yeah.
1651
1652 Q: ...of Narcotics experience?
1653
1654 A: And between Tony James and Jon Mattingly alone, I mean...
1655
1656 Q: Brett Hankinson.
1657
1658 A: Just those two, and then - then you add in Brett, you know...
1659
1660 Q: Right.
1661
1662 A: ...and Campbell's been aro- I mean, just...
1663
1664 Q: Right.
1665

1666 A: Yeah, I mean, nobo- I mean, there was nobody that said, "No, let's - let's do
1667 the no-kno-" I mean, everybody...

1668

1669 Q: Right.

1670

1671 A: ...was in agreement, we've done a lotta warrants. You know...

1672

1673 Q: Okay.

1674

1675 A: ...they probably done plenty more than I have but...

1676

1677 Q: Right.

1678

1679 A: ...you know, everybody...

1680

1681 Q: Sure.

1682

1683 A: ...that seemed to be - to us the - the best option.

1684

1685 Q: Right.

1686

1687 A: You know, that seemed to be the right thing for us to do on that warrant, so...

1688

1689 Q: Sure. Sure. Right. Um, all right. Tryin' to think of one other question that I
1690 had for you there, I can't remember right off the top of my head. I - I tell you
1691 what we'll do is, do you have any objections if we have any further questions
1692 tomorrow, day after, if we, you know...

1693

1694 A: No.

1695

1696 Q: ...contact you, reach out to you and, you know, follow up with you? Would
1697 you have any objections to that (unintelligible)?

1698

1699 A: No, I don't have any issues with that.

1700

1701 Q: Okay.

1702

1703 Q1: What's a good number for you, Lieutenant?

1704

1705 A: Uh, [REDACTED], that's my personal, so...

1706

1707 Q1: Okay, [REDACTED]

1708

1709 A: Yeah.

1710

1711 Q1: Okay.
1712
1713 Q: Uh, are there any questions we have not asked you or any other information,
1714 um, you have that may be beneficial to this case?
1715
1716 A: No.
1717
1718 Q: Okay. Is there anything you wanna state for the record before we end?
1719
1720 A: No.
1721
1722 Q: Okay. Is everything you've told me the truth to the best of your knowledge?
1723
1724 A: Yes.
1725
1726 Q: All right. We'll go ahead and conclude this statement, current time is going to
1727 be, uh, 0450. Let me get (unintelligible).
1728
1729

1730 The transcript has been reviewed with the audio recording submitted and it is an accurate
1731 transcription.

1732 Signed Amanda L. Seelye #7846

1
2
3
4
5
6
7 **INTERVIEW WITH OFC. TONY JAMES**

8 **Q=Sgt. Douglas Brooks**

9 **Q1=Sgt. Tony Doninger**

10 **A=Ofc. Tony James**

11
12
13 Q: All right, I'm Sergeant Douglas Brooks of the Louisville Metro Police
14 Department's Public Integrity Unit. Today's date is going to be March 13,
15 2020, current time is going to be 0516 hours. We are here at 3672 Taylor
16 Boulevard, the Public Integrity Unit. This will be a recorded statement from
17 Officer Tony James. This statement is in reference to PIU Case da- 20-019.
18 Present with me is Officer James, he does not have an attorney present, and
19 Sergeant Tony Doninger of the Public Integrity Unit. Officer James, are you
20 aware this statement is bein' video and audio taped?

21
22 A: Yes, sir.

23
24 Q: Does this meet with your approval?

25
26 A: Yes, sir.

27
28 Q: All right. Can you please give me your full name and spell your last name?

29
30 A: Anthony S. James, J-A-M-E-S.

31
32 Q: Okay. What's your code number?

33
34 A: 2522.

35
36 Q: All right. Are you currently assigned to Narcotics?

37
38 A: Yes, sir.

39
40 Q: All right. And how long have you been with them?

41
42 A: Uh, this time, uh, maybe two years, I guess.

43
44 Q: Two years?

45

46 A: Approximately.
47
48 Q: How long total?
49
50 A: Total on the department?
51
52 Q: Uh, Narcotics.
53
54 A: Uh, the first time I was there from 2000- I wanna say, like, thr- maybe '06 to
55 '11, or somethin' like that.
56
57 Q: For - so about six years total?
58
59 A: S- yeah, maybe longer. I mean...
60
61 Q: Okay. We'll just do s...
62
63 Q1: It all run together?
64
65 A: Yeah, yeah, it does.
66
67 Q: ...six to eight years total is what we'll...
68
69 A: Approximately.
70
71 Q: Okay. How long you been with the department?
72
73 A: Uh, in October I'll have 20 years in.
74
75 Q: Okay.
76
77 A: October 1.
78
79 Q: We'll just write 20, it's easier. Are you under the influence of alcohol, drugs,
80 or any other intoxicants?
81
82 A: No, sir.
83
84 Q: Are you takin' any type of medication that would affect your judgment or
85 ability to think clearly?
86
87 A: No.
88
89 Q: Did you sustain any injuries durin' this situation?
90

91 A: Uh, just some scratches.
92
93 Q: Okay. And where are those located?
94
95 A: On my arm here.
96
97 Q: All right. And did they, uh, document those with photographs earlier?
98
99 A: Yes sir, they did.
100
101 Q: Okay. Uh, did you receive any medical treatment?
102
103 A: No.
104
105 Q: Okay. Uh, what was that, left wrist?
106
107 A: Yeah.
108
109 Q: Uh, what type of clothing or uniform were you wearing at the time of this
110 incident?
111
112 A: Um, I was wearin' plain clothes, uh, but I had a - my tac vest on, uh, with the
113 police emblem on it.
114
115 Q: Okay.
116
117 A: Uh, front and back.
118
119 Q: Okay. Uh, do you have the same clothin' on right now?
120
121 A: Yes, I do.
122
123 Q: The- minus the vest?
124
125 A: Yes, sir.
126
127 Q1: Thank you.
128
129 Q: All right. Because of the statutory requirements of KRS 15.520, I am
130 obligated to advise you that this is a criminal investigation, not an
131 administrative - administrative investigation, however, you are not the subject
132 of this investigation. Knowing this, are you willin' to give me a statement at
133 this time?
134
135 A: Yes.

136
137 Q: Okay. Uh, so here's what I would like for you to do. Um, kinda start me from
138 - this is overtime detail, correct?
139
140 A: Yeah.
141
142 Q: Okay, so I know that you guys started off at, uh - with a briefing at, um...
143
144 A: Correct.
145
146 Q: ...the Narcotics office.
147
148 A: Right.
149
150 Q: Take me from there, tell me about the briefin'...
151
152 A: Uh...
153
154 Q: ...who ran it, and so on and so forth.
155
156 A: The briefing was done, uh, by Detective Barton, uh, showin' various locations
157 that they were gonna execute these warrants. SWAT was pretty much gonna
158 execute a group and then there was this warrant that was out, uh, at this
159 location. Um, they, uh, gave us the information about it. Um, basically it was
160 gonna be, um, Lieutenant Hoover, Sergeant Mattingly, Mike Nobles, uh, I
161 guess Cosgrove, and, uh, Mike Campbell and me. Uh, we went to - out to the
162 location and they wanted it hit simultaneously with, uh, the - the SWAT
163 warrants so we - we left the second they, um, uh - Narcotics and we went to a
164 vacant lot there, uh, close to the target location where we kinda briefed again
165 briefly there. Uh, EMS wagon was sittin' there, um, for us, they - I think
166 Sergeant Mattingly had called, uh, for a, uh, EMS wagon to be on standby for
167 us. Um, and then we basically listened to the radio, SWAT said that they were
168 making their approach, they were gettin' out of the van, one of the SWAT
169 vans, and that's when we started makin' our approach into, uh, the target
170 location.
171
172 Q: Okay. Um, were you all on St. Andrews Road?
173
174 A: Yeah, uh, we were...
175
176 Q: Is that where you staged?
177
178 A: Yeah, we staged at St. Andrews, there's a church there...
179
180 Q: Okay.

181
182 A: ...and, uh, the van, the, uh - uh, EMS wagon was there so we just - I think
183 somebody picked that up...
184
185 Q: Okay.
186
187 A: ...and somebody picked it so that's where we stayed.
188
189 Q: Did you guys have established jobs before you, uh, approached?
190
191 A: Uh, yeah. Um, I, uh, a- they said that Mike was gonna, um, use the ram if
192 needed.
193
194 Q: Mike Nobles?
195
196 A: Yes.
197
198 Q: Okay.
199
200 A: But didn't really believe that it was gonna be needed.
201
202 Q: Okay.
203
204 A: Um, we were advised in the briefing that it was a no-knock warrant, um, but
205 they decided, um, the sergeant decided, I guess lieutenant, I'm not sure but I
206 know that sarge decided that we're just gonna knock on it and announce and
207 give these people time to get to the door.
208
209 Q: And who sarge?
210
211 A: Uh, Sergeant Mattingly.
212
213 Q: Okay.
214
215 A: And, um, so, uh, as we went up I carry a - a bunker with me so I grabbed the
216 bunker out.
217
218 Q: Like a shield?
219
220 A: Like a shield.
221
222 Q: Okay.
223
224 A: And, um, I came up, as we came up to the front of the apartment we parked
225 and I actually parked a little further away, um, because it - it was all gettin'

226 congested so I parked further away and I think somebody else parked up there
227 with me. I walked up, caught up with him, got the bunker, um, walked up
228 there with him, we walked into the hallway. As we were goin' into the
229 hallway, I don't know if - I think somebody knocked on the door and said,
230 "Police," you know, "Police, search warrant, police," and we gave 'em a - a
231 lotta time, so much so knockin' that the - the guy upstairs said, you know,
232 somethin' about, "Somebody's in there," I don't know, somethin' about a girl
233 or somethin', I'm not sure but he mentioned somethin', um, and they're, like,
234 you know, "Just go back in your apartment," blah, blah, blah, all the while
235 knockin', knockin', knockin', knockin', knockin', knockin', and then nobody
236 came to the door and that's when they decided to, uh, breach the door with the
237 ram. Uh, before we hit it, search warrant, I yelled, "Search warrant" loud, I
238 know maybe one or two times. I know once really loud, maybe two, I can't
239 really recall exact how many. I know other people were sayin' it. Um, Mike
240 hit the door, hit the door, and on the third hit, um, I had passed everybody up
241 'cause I had the bunker and was basically gonna - once the door was breached
242 step in line and run the bunker and go - you know, clear the - the apartment,
243 um, and that never got to happen. What happened is on the third hit the door -
244 swung open, I was gettin' ready to go past, um, uh, Sergeant Mattingly and as
245 Sergeant Mattingly was sa- standin' at the door, I - I guess that's when it just
246 was a volley of rounds started comin' out through the door. Um, I - I can't
247 even tell you how many, um, came out. Um, and then, um, I saw the - Jon go
248 down, uh, I saw him hit, I thought he was hit in the chest, um, maybe the head
249 too. The amount of, uh, bullets, I can't even - I don't know, I - I - I know it
250 was a ton, it kept flyin' out of the - the - of the door. Um, he went down, I
251 seen tryin' to scoot over and I'm afraid he's gonna, you know, get more
252 rounds so I had the bunker and I was standin' behind the door, I can get never
253 - I never even got to see in, never went in, didn't even see, all I heard and saw
254 was rounds comin' out hittin'. Um, went to grab him and he was already
255 movin' away from me, that's when, um, I think somebody else kinda grabbed
256 him and drug him. Um, Jon was returnin' fire when they started firin' at us, a-
257 you know, Jon was returnin' fire, went down, I think he returned fire on the
258 ground 'cause they just ke- kept shootin'. Um, that's when, uh, I saw him
259 movin' - I was gonna grab him and drag him to me with a bunker but they
260 drug him the other way and then, uh, I - I saw when he was on the ground,
261 um, uh, Detective Hankinson came up, like, kinda beside him over and to
262 protect him and returned fire also. Um, they got Jon out of the way, out of the
263 - the firing area by the door, um, and I saw kinda stuck behind - the door
264 opens inside but there's a long hallway and I think there's more apartments, I
265 don't know if there was - I think there was an apartment behind me and I just
266 held onto the bunker and just was waitin' for a round to hit me or you know,
267 didn't know. The volley stopped and that's when I'm - held the bunker up and
268 went through. As I went through, um, the hallway to egress more rounds
269 started comin' out, they were - it - it sounded like more rounds were shootin'
270 at me, shootin' at other people as we were goin' out. They drug Jon over to a

271 vehicle, as they drug him to the left side as you come out of the breezeway
272 area I made a right tryin' to, like, avoid the front of that as much as I can and
273 tryin' to get out 'cause I know there was, like, a plate glass window or
274 somethin', like, a slider on the back and I was afraid they were just gonna
275 open up and, you know, shoot more rounds out that window at us. Um, so as I
276 curved to the right I went around ver- to the right, once I got out to where I
277 felt that they couldn't shoot me from my - that position, I doubled back, went
278 back to Jon and then with the bunker to render aid to him, to cover him with
279 the bunker. Once I got up there I saw that he had been shot in the leg, the only
280 gunshot that I could see. I could see blood pourin' out of his leg, so I
281 immediately got, um, a tourniquet out, put it around it, and applied it and then,
282 um, I know somebody, and I don't know who, was calling for the ambulance
283 that had been staged for us. Um, and all I know is there was a - if the - when
284 you look down in this apartment complex there's a roadway that continues all
285 the way through but there's a actual locked gate, a giant, like, ten-foot, 12-foot
286 gates that are locked. As I looked down that way I saw the EMS wagon and
287 instead of comin' around ma- it came straight at us. So I'm runnin' toward
288 him tryin' to flag it down, and then that's when I guess the officer was makin'
289 his way through and just ran through the gate, and I believe that's where it got
290 bad. Uh, as the EMS wagon got there, one of the guys got out and approached
291 me and I s- told him, I said, "He's got a gunshot wound to the leg that I know
292 of, I don't know if there's other injuries, and I put a tourniquet on him." I
293 went and I was tryin' to drag the gate out of the way and do whatever I could,
294 and I was actually gonna go and try to get, like, the gurney while I'm
295 explainin' to this EMS personnel, I'm, like, "Listen, we got a live shooter
296 down here, you - if you're gonna go to him you gotta go way wide and come
297 in, you know, out - don't go in front and walk down the main aisle. Go way
298 over on the sidewalk and get around." So they're goin' - as he's walkin'
299 around I look and they've got Jon on the back of a car drivin' him up to us.
300 That was the last thing that I saw with that, then, um, I tried to drag the gate
301 more after the officer ran through it, I couldn't move it, it was still locked, still
302 on there. The EMS guy took off in the wagon, I guess to come around the way
303 you're supposed to, and I'm, like - you know, I'm tryin' to flag him down
304 with my flashlight and everything else and then, uh, he finally turned around,
305 came back up there, that's when I ran back to the ambulance and over the
306 fencing and was gonna get a backboard or somethin' to put Jon on to get him
307 into that ambulance. But before - before the ambulance came and before that
308 car ran through there, I had actually gone and grabbed my car from where I
309 parked it and pulled it up to have cover, more cover for us and I was gonna
310 just throw Jon in the back and go, Sergeant Mattingly, because it was just
311 takin' so long for EMS and he was losin' blood and I was afraid he was shot
312 somewhere else. So I pulled the car up and then that's when I saw EMS
313 comin' and that's where that story part kicks in where I ran over there, then as
314 I turn around that's when they're drivin' Jon up in another vehicle, not mine.
315 Um, and at that time the EMS wagon turned around, I ran over to get the - the,

316 uh, backboard or gurney and they had already carried Jon around. I grabbed
317 Jon's legs, Lieutenant Hoover had his front, and we put him in the back of the
318 wagon and we left. I jumped in the wagon and continued to do first aid on him
319 and helped him - put gauze on him and cut his leg, his pants off and, um, and,
320 uh, watched him bleed a lot. And, uh, and then, uh, I think Fire showed up and
321 jumped in the wagon with us, and I was back there with one of the EMS guys
322 and we were just tryin' to - the bleeding had stopped because I had put that
323 tourniquet on and, uh, and, uh - uh, I was really afraid Jon was shot
324 somewhere else.

325
326 Q: Okay.

327
328 A: 'Cause it was so much blood.

329
330 Q: Right.

331
332 A: I thought he was shot in the kidneys or the back or somewhere. Um, and we
333 just kept wrappin' it and applyin' pressure on it and, uh, when the other guys
334 got in, the Fire guys came in, um, they started - actually started (unintelligible)
335 on Jon and doin' that kinda stuff and I just kinda assisted with that. Um, they
336 wanted to cut his belt off so when they did I was, like, "Well, I'll take the
337 gun," and I grabbed the gun and the badge and I think his wallet. I think he
338 gave me his wallet first maybe back there, I can't remember the exact
339 sequence but I remember I had it all and I stuffed it all beside the back - you
340 know, on the corner of that - that cushion area.

341
342 Q: Right. Like, the bench?

343
344 A: Yes, the bench, that's it, thanks.

345
346 Q: Okay.

347
348 A: And, um, and we just drove and it felt like we drove forever.

349
350 Q: Tell me about once you got to the hospital, what you did there.

351
352 A: Um, we went in with Jon and they started workin' on Jon. I had the gun, I kept
353 his gun on me 'cause I didn't wanna leave it unsecured in the car.

354
355 Q: Mm-hm.

356
357 A: So I had his gun and his wallet in my pocket and, uh, they started treatin' him.

358
359 Q: Mm-hm.

360

361 A: Uh, and then Doc Smock saw me and we talked and I said that a round had hit
362 his wallet 'cause he'd given it to me in the car and I was, like, "Doc, I don't
363 know - you know, I want you to know there could be another round. I didn't
364 know exactly what pocket it came from or whatever but I'd like..."

365
366 Q: (Unintelligible), mm-hm.

367
368 A: So - and it had a bullet hole in it and, uh, Doc Smock said, "Man, I - lo- look
369 at that," and I opened it up and it looked like maybe sh- like the round, part of
370 the round in it, I'm not sure. There was stuff in there and I didn't really wanna
371 disturb it.

372
373 Q: Right.

374
375 A: So I just kinda barely opened it up and then I shut it back and I think he took
376 some pictures of it at the time.

377
378 Q: Okay.

379
380 A: And that was - that was all that happened back there, they started workin' on
381 Jon.

382
383 Q: Now, uh, you were with me when we sa- you had secured Jon's gun and
384 wallet and...

385
386 A: Mm-hm.

387
388 Q: ...Detective Nobles' truck, is that correct?

389
390 A: Yes.

391
392 Q: Okay.

393
394 A: After I was in the hospital for a while...

395
396 Q: Right.

397
398 A: ...I was, like, man, I - I don't like carryin' this gun around.

399
400 Q: Sure.

401
402 A: I wanna secure it.

403
404 Q: Right.

405

406 A: So, uh, I got Mike's keys and I put i- put it in the back of Mike's vehicle...
407
408 Q: Okay.
409
410 A: ...with his wallet.
411
412 Q: Okay. And did you cover it with your body armor?
413
414 A: I did.
415
416 Q: Mm-hm.
417
418 A: I wanted to try to conceal it to where nobody would bust a window out or
419 somethin'.
420
421 Q: As (unintelligible) as possible ?
422
423 A : Yeah.
424
425 Q : Okay.
426
427 A: And let people know that, you know, it's a police vehicle, it's...
428
429 Q: Sure.
430
431 A: 'Cause it was parked up front.
432
433 Q: I got you. Um, so I- I just - so that way I understand, I'm gonna kinda walk
434 you back through it, um, and then i- if at any point in time if any of my words
435 aren't correct, correct them, uh, but I'm gonna ask you questions as I do as -
436 as...
437
438 A: Okay.
439
440 Q: ...well. Uh, first thing I wanna talk to you about is, um, and you - we kinda
441 covered this a little bit earlier, you said that you had on a, uh, like, a tac vest,
442 right? So is that a departmentally-issued...
443
444 A: Yes.
445
446 Q: ...vest? Okay, it's black.
447
448 A: Mm-hm.
449
450 Q: Um, tell me about what - what's on there that's identified, that identifies you

451 as an officer.
452
453 A: It's got a Velcro place for, um...
454
455 Q: Is it like a panel?
456
457 A: ...police - yeah, it's a huge...
458
459 Q: Okay.
460
461 A: Uh, embroidered, large kinda I guess they're reflective...
462
463 Q: Okay.
464
465 A: ...on the front and on the back.
466
467 Q: So yours is reflective and not just plain white?
468
469 A: I don't thi- I think mine's kinda, like, a grayish reflective...
470
471 Q: Okay.
472
473 A: ...type thing, I think.
474
475 Q: Okay. Do you have any badges on you anywhere?
476
477 A: Um, no, not that I...
478
479 Q: No badges?
480
481 A: No.
482
483 Q: But just large "Police" on the front and the back?
484
485 A: Yeah.
486
487 Q: Okay. Do you have anything else on the front or the back of that tac vest?
488
489 A: Uh, there's a K-9 sticker...
490
491 Q: Okay.
492
493 A: ...from where I ran a K-9.
494
495 Q: Okay. Do you keep any radio pouches on there?

496
497 A: Yeah, there's a radio pouch, there, uh, um - um, the Taser...
498
499 Q: Taser?
500
501 A: ...on the inside of it and...
502
503 Q: Okay, so you carry your Taser on your vest?
504
505 A: Mm-hm.
506
507 Q: Okay. Handcuffs?
508
509 A: Uh, no, they're on...
510
511 Q: No...
512
513 A: ...they're on my duty belt.
514
515 Q: Everything else is on your belt?
516
517 A: Mm-hm.
518
519 Q: Okay. Um, so you guys get briefed, you said, uh, who was it that did the, uh,
520 briefing?
521
522 A: I believe Barton.
523
524 Q: Barton?
525
526 A: Detective Barton.
527
528 Q: Okay. Is that Wes Barton?
529
530 A: Yes.
531
532 Q: Okay. He does the briefing, you guys go over it, um, did you guys have a
533 discussion about servicing the warrant there in the office or did you guys have
534 - when I say you guys you and the six other people that were with you when
535 you actually executed the warrant? Did you guys discuss it before you guys
536 went out in- into s...
537
538 A: I mean, briefly...
539
540 Q: ...to the stagin' area?

541
542 A: Briefly we kinda went over it and then we're, like, okay, we're gonna go to
543 that secondary staging area and then that's kinda when we went over and...
544
545 Q: And a...
546
547 A: ...kinda talked about it, like, "Mike's gonna go that," and I was, like, "Well,
548 I'm gonna have a bunker just in case," even though, you know...
549
550 Q: Right.
551
552 A: ...it's supposed to be low key and you know.
553
554 Q: Right, right. A- and who - were you guys told it was low key? Is that...
555
556 A: Well, they didn't think that - they thought that the - the female that lived there
557 was, you know, maybe just a boyfriend or girlfriend to this - one of the
558 targets.
559
560 Q: Okay, okay. Um, so you guys go out, you - you stage, uh, Sergeant Mattingly
561 - well, who you refer to as Jon, um, I think - did you say he called for EMS?
562
563 A: Yeah, he had...
564
565 Q: Okay.
566
567 A: ...EMS standin' by that location...
568
569 Q: Okay.
570
571 A: ...which is a quarter mile...
572
573 Q: Okay.
574
575 A: ...from that target location.
576
577 Q: Okay. Uh, did you remember, did you guys cover a matrix or anything like
578 that at any point in time?
579
580 A: Um, I don't recall that, no.
581
582 Q: You don't recall it? Okay. Um, so Nobles ends up on ram, you end up with a
583 bunker. Um, you guys drive up in vehicles to the apartment?
584
585 A: Mm-hm.

586
587 Q: Okay.
588
589 A: Yes, sir.
590
591 Q: Uh, do you remember how many vehicles you guys took up?
592
593 A: I...
594
595 Q: It doesn't have to be exact, appro- approximate.
596
597 A: I think - well, M- Mike Campbell was already at the location.
598
599 Q: Okay.
600
601 A: He was already staged at the location.
602
603 Q: Like, an eyes on?
604
605 A: I guess, the VO...
606
607 Q: Okay.
608
609 A: ...type thing.
610
611 Q: All right.
612
613 A: And that's when, um, I guess then it would be the rest of us pulled up. I don't
614 think anybody doubled up.
615
616 Q: Okay, all right. Um, who was the VO?
617
618 A: I believe it was Mike Campbell.
619
620 Q: Okay.
621
622 A: I believe.
623
624 Q: O...
625
626 A: But I know Jon knew exactly where we were goin' to...
627
628 Q: O...
629
630 A: ...Sergeant Mattingly did.

631
632 Q: Okay. So you guys all pull up in your cars, you park in the main parkin' lot up
633 front?
634
635 A: Mm-hm.
636
637 Q: Okay. Uh, you guys go up, you get to the apartment door. So say this is the
638 apartment door right here.
639
640 A: Okay.
641
642 Q: Right, so do you all sta- and it's an inward opening door...
643
644 A: Sh- correct.
645
646 Q: ...right? This door obviously opens inward to this.
647
648 A: Right.
649
650 Q: Let's say you're - this is the hallway...
651
652 A: Right.
653
654 Q: ...and this door opens in.
655
656 A: Right.
657
658 Q: Did you all stack on this side of the door?
659
660 A: Yes, that's where everybody's stacked.
661
662 Q: Okay.
663
664 A: I went around on the other side.
665
666 Q: So you're over here.
667
668 A: Mm-hm.
669
670 Q: Right?
671
672 A: And - and - and Sarge is in front of me.
673
674 Q: With a shield? Why don't you come show me?
675

676 A: I am - I'm standin' back, thi- this door is actually down a little bit.
677
678 Q: Okay.
679
680 A: I'm back probably three feet or two feet from the corner of this door.
681
682 Q: Right. And why are you - why are you standing so far away from the door?
683
684 A: Uh, in - in case we - somebody shoots through the door at us.
685
686 Q: Right. Say for precaution?
687
688 A: For safety - yeah.
689
690 Q: Okay, all right.
691
692 A: For safety reasons. Um, and that's when - Jon was in front of me, Sergeant
693 Mattingly was in so- front of me.
694
695 Q: Okay.
696
697 A: Mike was there, I believe Lieutenant Hoover was, like, behind him...
698
699 Q: Okay.
700
701 A: ...and then, um, from there I don't know really how the stack went, I was...
702
703 Q: Okay.
704
705 A: ...focused kinda on the door.
706
707 Q: Gotcha.
708
709 A: Um, boom, boom, boom, boom, boom, boom, "Police, police," announce
710 several - several times, so much so that the neighbor upstairs heard it.
711
712 Q: Okay, since you're sayin' that let me ask you this question. Do you remember
713 specifically how many times you guys knocked and said, "Police?"
714
715 A: I can't come up with that number...
716
717 Q: Okay.
718
719 A: ...to be completely accurate, I know it - we were outside that door for a very
720 long time.

721
722 Q: Okay. Did you guys say, "Police, search warrant," every time or did you guys
723 say, "Police..."
724
725 A: I believe they said "Police" a couple times at first.
726
727 Q: Okay, all right.
728
729 A: And then we reiterated with, "Police, search warrant."
730
731 Q: Okay.
732
733 A: "Police, search warrant."
734
735 Q: Were you aware of any plans to try to get them to maybe just come to the
736 door?
737
738 A: Yes, that was the - that was what the briefing basically told us, that...
739
740 Q: Okay.
741
742 A: ...it's - it's gonna be low key, that this person shouldn't be - you know, there
743 shouldn't be a big problem there.
744
745 Q: Okay.
746
747 A: So that's why Jon, Sergeant Mattingly just went up and knocked...
748
749 Q: Okay.
750
751 A: ...and we gave 'em ample time to see, you know, because...
752
753 Q: Had you guys discussed that?
754
755 A: Yeah, he said that we're gonna - we're gonna give 'em time to come to the
756 door, we're not just gonna go - even though it's a no-knock...
757
758 Q: Right.
759
760 A: ...we're not gonna go and not anno- no- we're gonna knock and give 'em
761 plenty of time.
762
763 Q: Do - why do you think he did that? Did he say why or...
764
765 A: Because from the intel that we were told...

766
767 Q: Mm-hm.
768
769 A: ...at that briefing...
770
771 Q: Right.
772
773 A: ...and maybe he got other intel that I can't tell - tell you about, but he believed
774 that it was very low risk.
775
776 Q: Okay.
777
778 A: That I'm gonna knock, give 'em plenty of time to come even though it's a no-
779 knock.
780
781 Q: Okay.
782
783 A: Let's just knock and knock and knock...
784
785 Q: Right.
786
787 A: ...because we're gonna give him plenty of time to come to the door...
788
789 Q: Right.
790
791 A: ...and open it and comply and...
792
793 Q: Right.
794
795 A: ...sh- you know, show him the warrant, "Here's what we're doin'," and go
796 about our business.
797
798 Q: Okay, got you. Um, so you guys knock, i- I know that you said you can't
799 remember exact number but I'm just gonna ask anyways. Was it more than
800 once?
801
802 A: Oh gosh, yeah.
803
804 Q: Was it more than twice?
805
806 A: Oh, yes.
807
808 Q: Was it more...
809
810 A: I wanna s- I wanna say probably in the range of four or five times.

811
812 Q: Okay. So Sergeant Mattingly is actually standin' in front of you with you
813 havin' the sho...
814
815 A: He's actually to the corner of me.
816
817 Q: Okay.
818
819 A: Like I said, imagine this door being over here...
820
821 Q: Okay.
822
823 A: ...and I'm about three feet away with the bunker...
824
825 Q: Okay.
826
827 A: ...and - and Sergeant Mattingly's knockin' on the door and then from there
828 goes Mike with a ram and...
829
830 Q: Right.
831
832 A: ...Lieutenant.
833
834 Q: Gotcha, okay. So he's doin' the - the - the knocking. So take me from -
835 somebody makes the call, who makes the decision that we're gonna go ahead
836 and just kno- i- you know...
837
838 A: I heard, uh, I heard, uh, Sergeant Mattingly go, "Okay, we've given him
839 plenty of time...
840
841 Q: Okay.
842
843 A: ...you know, we're talkin' to neighbors...
844
845 Q: Right.
846
847 A: ...e- they know we're here, they gotta know we're here."
848
849 Q: Right.
850
851 A: And that's - and I mean, he was - it wasn't like a - he was knockin', knockin',
852 knockin', knockin', knockin', knockin'.
853
854 Q: Do you remember which neighbor it was and which apartment?
855

856 A: The upstairs...
857
858 Q: Okay.
859
860 A: ...neighbor, I don't know which apartment he came out but I know he was,
861 like, at the top of the steps and a...
862
863 Q: Did you see?
864
865 A: No.
866
867 Q: Okay.
868
869 A: I just heard his voice and a- once again, man, I was kinda really just focused
870 on this door.
871
872 Q: Do you remember was there anything distinguishable about his voice?
873
874 A: He was just loud.
875
876 Q: Just loud?
877
878 A: He has a very loud voice.
879
880 Q: Okay, all right.
881
882 A: And they were, like, "Get back inside."
883
884 Q: Okay. So you guys get, "Hey, we're gonna go."
885
886 A: Yeah.
887
888 Q: Right? Fir...
889
890 A: It was Mike Nobles, Detective Nobles, told us, "Well, okay, we'll hit it."
891
892 Q: Okay. S...
893
894 A: And so he rams, rams, third ram the door opens and it kinda just flies open
895 and I'm gettin' ready to basically walk in front of Sergeant Mattingly and go
896 in with the bunker...
897
898 Q: Okay.
899
900 A: ...and when it opens, I guess it opened and Sergeant Mattingly, you know, was

901 at that doorway or didn't get to - you know, didn't get to move back further or
902 was right there when it opened sharin' the doorway space and it opened and
903 then as soon as it opened we encountered gunfire, instantly.
904
905 Q: Okay. So tell me, u- uh, tell me about that. So door comes open, boom, you
906 guys instantly encounter...
907
908 A: "Police search warrant, police -" and you couldn't even...
909
910 Q: Right.
911
912 A: It was the so- as soon as it opened it was instant volley...
913
914 Q: Okay.
915
916 A: ...volley of rounds, and then that's when I saw - the first grouping that came
917 out, I - I believe that's when I saw Jon go down.
918
919 Q: Okay, so you - you said grouping and volley. Can you ballpark it? Can you
920 tell me how many exactly?
921
922 A: I mean, Sarge, honestly, it - it sounded like eight to 15 rounds.
923
924 Q: Okay.
925
926 A: Just eight to 12.
927
928 Q: Okay.
929
930 A: It was a lot.
931
932 Q: Okay, all right. Now i- is that just coming from inside the...
933
934 A: Yes.
935
936 Q: ...apartment to out or is that...
937
938 A: Coming...
939
940 Q: ...both ways?
941
942 A: No, that's what - that's - i- it - it - it was several, several rounds, seven, six,
943 seven, five, six, seven, eight more...
944
945 Q: Okay.

946
947 A: ...that just opened up on us...
948
949 Q: Okay.
950
951 A: ...as soon as the door opened.
952
953 Q: Okay. So, uh, Sergeant Mattingly, Jon, goes down.
954
955 A: Mm-hm.
956
957 Q: Uh, and then you move in front of him, is that correct?
958
959 A: No.
960
961 Q: Okay.
962
963 A: He goes down and as the gunfire's goin', he's returnin' fire, I didn't wanna,
964 you know, get in front of...
965
966 Q: Okay.
967
968 A: ...all this.
969
970 Q: Right.
971
972 A: He goes down, I see that he's obviously hit somewhere. I see blood instantly.
973
974 Q: Okay.
975
976 A: He's down but he's now - I - I had taken a position back here...
977
978 Q: Right.
979
980 A: ...and then he's down on the ground, like, probably two, three feet away from
981 me still, now he's - he's kinda fell and he's go- he's kinda cantered over to
982 that direction.
983
984 Q: Okay.
985
986 A: So as I'm behind this bunker and there's a little bit of a wall here, I believe,
987 the door is still open and I'm just, you know, watchin' him, seein' what's
988 goin' on, and that's when he started movin' - once - he took some rounds, he
989 returned fire...
990

991 Q: Right.
992
993 A: ...hits the ground, returns fire - 'cause they're still firin' out at him.
994
995 Q: Okay.
996
997 A: And then that's when I was, like, tryin' to move over to kinda get behind him
998 to pull him toward me instead of goin' in front of him.
999
1000 Q: Okay.
1001
1002 A: That's when he used his arm, moved over, and then somebody grabbed him
1003 and pulled him...
1004
1005 Q: Okay.
1006
1007 A: ...to safety.
1008
1009 Q: Gotcha.
1010
1011 A: But as he - they were pullin' him that's when Detective Hankinson moved up
1012 and was returnin' fire there.
1013
1014 Q: Okay. So, uh, at some point the shootin' stops, right?
1015
1016 A: Yes.
1017
1018 Q: So you saw Jon shoot...
1019
1020 A: Yes.
1021
1022 Q: ...you saw Brett Hankinson shoot...
1023
1024 A: Correct.
1025
1026 Q: ...Detective Hankinson, anybody else?
1027
1028 A: I didn't see anybody else.
1029
1030 Q: Okay. So the shooting stops, right?
1031
1032 A: Shooting stops...
1033
1034 Q: Do yo...
1035

1036 A: ...for a brief minute.
1037
1038 Q: Right, and then you leave to assist with him.
1039
1040 A: I'm movin' out, you know, I'm just tryin' to get out because I wanted to get
1041 out of this little spot in case they came up to me - I didn't know how many
1042 people were inside here.
1043
1044 Q: Okay.
1045
1046 A: But I knew that, man, there was a lot of - that was a lotta bullets comin' out,
1047 and...
1048
1049 Q: Okay.
1050
1051 A: ...you know, I'm back here by myself pretty much trapped.
1052
1053 Q: Okay. All right, so...
1054
1055 A: And I didn't really see exactly where they had taken Jon, I didn't know
1056 where...
1057
1058 Q: Mm-hm.
1059
1060 A: ...Sergeant Mattingly was, I didn't know if they were outside, like, the
1061 breezeway area right there.
1062
1063 Q: Right.
1064
1065 A: And I know they were, like, draggin' him tryin' to get him to safety.
1066
1067 Q: Who's they?
1068
1069 A: Uh, it looked like, uh, um - I know Lieutenant Hoover had a hold of him.
1070
1071 Q: Right.
1072
1073 A: And whoever else, I really don't remember that right now.
1074
1075 Q: Okay.
1076
1077 A: I just was so focused on a threat comin' out after me.
1078
1079 Q: Right. So you know that somebody did eventually come out of that apartment
1080 building, correct? Do you know - are you aware of that?

1081
1082 A: I was - no.
1083
1084 Q: Okay.
1085
1086 A: I - I - I - I left that area, like I said...
1087
1088 Q: Okay.
1089
1090 A: ...and went to them...
1091
1092 Q: Okay.
1093
1094 A: ...to cover them or cover Jon with the bu- with the shield.
1095
1096 Q: Right.
1097
1098 A: And - no, I didn't.
1099
1100 Q: Okay.
1101
1102 A: I was gone.
1103
1104 Q: And why did you move to position - it sounds like you positioned yourself
1105 between the apartment building and them?
1106
1107 A: Yes. Well, I was tryin' to, I was tryin' to get out because I didn't know where
1108 they had stopped.
1109
1110 Q: Right.
1111
1112 A: So I thought, I've got the only bunker here, the only thing I can protect him
1113 and if he's down...
1114
1115 Q: Why - why did you do that?
1116
1117 A: To save my friend's life.
1118
1119 Q: Okay. All right. So were you tryin' to use the shield as a barrier between any
1120 potential additional gunfire?
1121
1122 A: Yes.
1123
1124 Q: Okay. And, uh, while they were workin' on Jon?
1125

1126 A: Well, while we were draggin' him.
1127
1128 Q: Okay.
1129
1130 A: I mean, they weren't e- they weren't behind cover yet.
1131
1132 Q: Okay.
1133
1134 A: We were still movin'.
1135
1136 Q: Okay, gotcha.
1137
1138 A: They were still probably, like, at the sidewalk then I decided I knew that
1139 window was there...
1140
1141 Q: Right.
1142
1143 A: ...and I'm afraid they're gonna go right in front of that window and they're
1144 gonna just come out and start sprayin' everybody.
1145
1146 Q: Okay. All right. Um, so you do that and then you work with gettin' EMS and
1147 gettin' him onto the wagon and then you eventually leave with him on the
1148 wagon and come back to - and come down to - or go to U of L, is that - is that
1149 correct?
1150
1151 A: In a nutshell. I - I - I went and backtracked around and took a big wide breach
1152 around...
1153
1154 Q: Right.
1155
1156 A: ...went to Jon and them to see if I could keep him cover...
1157
1158 Q: Right.
1159
1160 A: ...or whatever, and then that's when - because I always carry the tourniquets.
1161
1162 Q: Right. So I - I - I'm not tryin' to upset you so I'm - I - I - when I ask you this
1163 question I'm just lettin' you know I'm not tryin' to upset you, okay? What
1164 was your state of mind when those rounds first started gettin' - first, like,
1165 you're, like...
1166
1167 A: The first vol...
1168
1169 Q: ...I'm gettin' shot at, like...
1170

1171 A: Yes.
1172
1173 Q: Tell me what Tony James is thinkin' and goin' through in that moment.
1174
1175 A: Uh, in all honesty, I actually hugged up on - where I had it extended, I
1176 actually hugged up and kinda crunched down behind it...
1177
1178 Q: Mm-hm.
1179
1180 A: ...because I really believe that they were either gonna come out after me...
1181
1182 Q: Mm-hm.
1183
1184 A: ...or they were gonna shoot through the wall where I was.
1185
1186 Q: Okay.
1187
1188 A: And I anticipated takin' fire any minute again.
1189
1190 Q: Okay, all right. Um, would it be fair to say, uh, you know, were - I don't
1191 wanna put words in your mouth but were - were you in fear for the safety of,
1192 you know, um, you know, Jon as he laid there?
1193
1194 A: Absolutely.
1195
1196 Q: Right.
1197
1198 A: I thought they were gonna - honestly, I thought whoever was firin' at us was
1199 gonna execute Jon right in front of me.
1200
1201 Q: Okay.
1202
1203 A: Because it just kept comin'.
1204
1205 Q: Mm-hm.
1206
1207 A: It wasn't like a three-round burst, it wasn't like, you know, eight shots and the
1208 - the magazine's empty, it was a volley of just bullets...
1209
1210 Q: Okay.
1211
1212 A: ...flyin' out.
1213
1214 Q: How many volleys would you say?
1215

1216 A: Uh, well, after the first group and then it died Sergeant Mattingly gets over to
1217 about the end of the end of the sidewalk, that's when I was, like, well, I'm not
1218 stayin' here, this is a bad position. He's out there, there's a plate glass
1219 window, it's not gonna be real hard for them just to s- turn wherever they're at
1220 in this...

1221

1222 Q: Mm-hm.

1223

1224 A: ...apartment and start shootin' out the windows.

1225

1226 Q: Mm-hm.

1227

1228 A: Which is what I thought they did...

1229

1230 Q: Mm-hm.

1231

1232 A: ...and I think they did, I don't know for sure but I know when I - I know when
1233 I was leavin' goin' to - to - to do it, as I'm goin' out and kinda, like,
1234 (unintelligible), they're draggin' Jon already back, he's already - by the time I
1235 catch up to him he's pretty much at the car, I think.

1236

1237 Q: Mm-hm.

1238

1239 A: And they drag him around the corner of the car. Well, instead of goin' in that
1240 line and cross in front of the gunfire, as I'm runnin' I'm hearin' gunfire.

1241

1242 Q: Mm-hm.

1243

1244 A: The entire time.

1245

1246 Q: Okay.

1247

1248 A: Um, which I perceived as them firin' more rounds at us out the windows...

1249

1250 Q: Okay.

1251

1252 A: ...or whatever.

1253

1254 Q: Could it have possibly been that officers were returning fire?

1255

1256 A: And it could have very well been.

1257

1258 Q: Okay.

1259

1260 A: It could have been.

1261
1262 Q: But you didn't see it, though?
1263
1264 A: I did not see.
1265
1266 Q: Okay.
1267
1268 A: I was focused on goin'...
1269
1270 Q: Right.
1271
1272 A: ...and I didn't know - and I didn't know if maybe the guy that was talkin' to us
1273 upstairs was unfriendly to us and maybe...
1274
1275 Q: Right.
1276
1277 A: ...from a higher position he's firin' rounds.
1278
1279 Q: Right.
1280
1281 A: So I'm tryin' to just get to cover to do what I..
1282
1283 Q: You don't know though?
1284
1285 A: No, I don't have any idea.
1286
1287 Q: Ok...
1288
1289 A: I just heard...
1290
1291 Q: Okay. You can go back and sit down.
1292
1293 A: I just heard, you know...
1294
1295 Q: Right.
1296
1297 A: Rounds comin' and honestly, since I'd already been shot at once I figured they
1298 were shootin' at us again.
1299
1300 Q: Doin' it again? Okay. Um, Sergeant Doninger, do you have any questions?
1301
1302 Q1: Uh, you talked about the slidin' glass door. Um...
1303
1304 A: Yeah, I believe.
1305

1306 Q1: That - when I was at the scene that was shattered essentially.
1307
1308 A: Okay.
1309
1310 Q1: Do you have any idea how that ended up? Okay.
1311
1312 A: I have no idea.
1313
1314 Q1: You had - you made a comment that you thought maybe they were shooting
1315 out.
1316
1317 A: I - I think...
1318
1319 Q1: That...
1320
1321 A: When I - when I - when I...
1322
1323 Q1: The slidin' door...
1324
1325 A: ...went in front of that door almost simultaneously is when I hear rounds
1326 again.
1327
1328 Q1: Okay.
1329
1330 A: And I was pretty sure they were either comin' in behind me and I was tryin' to
1331 transition over and, you know, back up as much as I could but I'll be honest
1332 with you, I - I - I don't know what happened there but I thought they were
1333 shootin' at us through - continually.
1334
1335 Q1: If you - again, I know heat of the moment, adrenaline, from the time that you -
1336 uh, you all took your initial volley of shots and the time you heard the second
1337 volley of shots, whether it be, you know, as you said the officers were
1338 shooting back or possibly the suspect shooting again...
1339
1340 A: Right.
1341
1342 Q1: ...if you had to put a timeframe on that, what - what do you think that would
1343 be?
1344
1345 A: Oh gosh, uh, in between the volley?
1346
1347 Q1: Mm-hm.
1348
1349 A: Seconds.
1350

1351 Q1: Okay.
1352
1353 A: Seconds.
1354
1355 Q1: Okay.
1356
1357 A: Almost like the time it would take you to reload a magazine maybe.
1358
1359 Q1: Okay.
1360
1361 A: It was seconds.
1362
1363 Q1: All right.
1364
1365 A: Because by the time I got mid-point into that, as soon as I came probably - I
1366 wanna say as I crossed it again is when I started hearin' it...
1367
1368 Q: Right.
1369
1370 A: ...and it just continued all the way 'til I got to the other sidewalk basically.
1371
1372 Q: Okay.
1373
1374 Q1: Uh, so outside of, um, Sergeant Mattingly and - and, uh, Detective Hankinson
1375 you don't know that anybody else - that may have shot?
1376
1377 A: I don't - no, I didn't.
1378
1379 Q1: Okay.
1380
1381 A: I really didn't pay attention.
1382
1383 Q1: I don't have anything else.
1384
1385 Q: Okay. Uh, are there any questions, uh, we have not asked you or any other
1386 information that you may feel is beneficial to this case?
1387
1388 A: No, not as of right now.
1389
1390 Q: Okay. Uh, is there anything you wanna state for the record before we end?
1391
1392 A: Um, (unintelligible).
1393
1394 Q: Okay. Uh, is everything you told me the truth to the best of your knowledge?
1395

1396 A: Yes, sir.
1397
1398 Q: Okay. So, uh, I've got your number, actually. Um, if we have any follow-up
1399 questions would you object to comin' back in...
1400
1401 A: No.
1402
1403 Q: ...or anything in the next day or two or so?
1404
1405 A: Sure.
1406
1407 Q: Okay.
1408
1409 A: I don't see a problem with it. I - I checked with Mr. (Swaring), but I don't...
1410
1411 Q: Yeah.
1412
1413 A: ...have a problem with it.
1414
1415 Q: Yeah, do- yeah. Whatever you feel comfortable with is fine. Uh, we'll go
1416 ahead and conclude the, uh, interview, the current time is 0555 hours.
1417
1418 Q1: Uh, let me turn this off.
1419
1420 Q: Okay.
1421
1422
1423 The transcript has been reviewed with the audio recording submitted and it is an accurate
1424 transcription.
1425 Signed _____

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45

INTERVIEW WITH SGT. BRANDON HOGAN
Q=Sgt. Jeremy Ruoff
Q1=Sgt. Tony Doninger
A=Sgt. Brandon Hogan

Q: Okay this is Sergeant Jeremy Ruoff of the Louisville Metro Police Department's Public Integ- Integrity Unit. Today's date is March 20, 2020. The time is currently 1303 hours. We are present at 3672 Taylor Boulevard at the Public Integrity Office. This will be a recorded statement from Sergeant Brandon Hogan. This statement is in reference to PIU Case Number 20-019. Present with me are Sergeant Hogan - no attorney present - and Sergeant Tony Doninger of the Public Integrity Unit. Sergeant, are you aware this statement is being video and audio taped?

A: Yes.

Q: Does this meet with your approval?

A: Yes.

Q: Please state your full name and spell your last name.

A: It is Brandon (Scott) Hogan, H-O-G-A-N.

Q: And what is your code number?

A: 7784.

Q: 84?

A: Mm-hm.

Q: And where are you currently assigned?

A: SWAT.

Q: How long have you been in that unit?

46 A: Total on the team going on eight years. I think it's full time and special
47 operations for four years.
48
49 Q: And how long have you been on the Department?
50
51 A: Twelve - going on 12.
52
53 Q: Are you under the influence of alcohol, drugs, or any other intoxicants at this
54 time?
55
56 A: No.
57
58 Q: Are you taking any kind of medication that would affect your judgment or
59 your ability to think clearly?
60
61 A: No.
62
63 Q: Did you sustain any injuries during this situation?
64
65 A: No.
66
67 Q: Did you receive medical treatment?
68
69 A: No.
70
71 Q: Uh, what type of uniform or clothing were you wearing at the time of the
72 incident?
73
74 A: Um, it's our daily uniform, green pants - green tactical pants, um, I don't
75 remember if I was wearing a jacket or not. It was a little cool, um, but it'd -
76 it'd be green tactical shirt or green tactical jacket.
77
78 Q: Okay and do you have the same uniform or clothing on now?
79
80 A: Not the shirt but pants, yes.
81
82 Q: Okay because of the statutory requirements of KRS 67C.326, I am obligated
83 to advise you that this is a criminal investigation, not an administrative
84 investigation, however, you are not the subject of this investigation. Knowing
85 this, are you willing to give us a statement at this time?
86
87 A: Yes.
88
89 Q: Sergeant Hogan, if you could - uh, there was an incident on March the 13th,
90 2020, um, at 3003 Spr- Springfield Drive here in Louisville, Kentucky, uh,

91 roughly around 12:30 am to 1:00 am, uh, if you could with as much detail, uh,
92 as possible, kinda, walk us through, uh, the time you were notified, uh,
93 responding to the scene and, kinda, what you did at the scene, observed, and
94 those type of things, uh, up until you all, uh, exited the, uh, apartment
95 complex.
96

97 A: Sure. So we were, uh, SWAT Team 1 and 2. We had, um, three warrants that
98 we were serving for the Narcotics/CID, uh, units over on Elliott Street. Um,
99 they were simultaneously as - as possible as they could. I was, um, pulling
100 containment, um, in the middle of the street on, sort of - there was two houses
101 on one side of the street, one on the other side. I was in the middle of those
102 pulling containment with the guys, directing guys in the middle of w- um,
103 who - what - what to cover, when to cover, and who to cover. Um, we re-
104 ceived - initially, I believe, on our channel, SWAT 1, that we were on, it just
105 came out that we need EMS over here, hurry or s- or quickly or something
106 like that to that effect, um, and then it was quiet for about a couple minutes.
107 From that, it, sort of, just was like, oh, okay, I guess somebody got hurt over
108 somewhere else. Um, then, uh, Sergeant (Luke Vaughn) got on SWAT 1 and
109 notified me that they had a situation, um, over on Springfield and I asked what
110 that s- situation was and what it entailed. Uh, he said that they had an officer
111 shot and they had a person barricaded that was s- supposedly shot the officer
112 with a rifle inside the apartment or house. I didn't know which one it was at
113 that time. Um, so we had finished clearing - clearing the main target house on
114 Elliott, uh, guys were moving to the second one right next to it to clear that.
115 Uh, Massey - Lieutenant Massey, myself, and, um, Sergeant Burns decided to
116 go ahead and take the containment guys - some of the containment guys - we
117 had two pieces of - we had two armored vehicles in the middle of the street.
118 We had the BearCat and the BEAR so we left the BEAR so that those guys
119 were shielded from across the street, um, and then we had two guys in that - in
120 the BEAR still pulling containment on the, uh, house across the street. And we
121 took the rest of the guys that were on containment and put 'em in the BearCat
122 and then we were gonna respond Code 3 over to Springfield, um - I don't
123 know - is it Drive or Avenue? I don't...
124

125 Q1: I think Drive.
126

127 A: ...drive - um, anticipating that we had, um, already shots fired, officer down,
128 and that we had a barricaded subject with a rifle who already had a propensity
129 for violence. Um, so we get into the BearCat, (Scott Walker)'s driving the
130 BearCat, Massey was up front in the passenger seat with him. I had, I believe,
131 around five or six guys with a medic and me - or with - medic with me inside
132 the BearCat. Um, we tried to get as much information as we could. The radios
133 weren't working for some reason. I was trying to switch over to the CID
134 channel. It wasn't working. I don't know why. Um, my radio was probably
135 messing up but I got ahold of (Luke) over on SWAT 2 en route 'cause I told

136 him just to switch to SWAT 2 so I - I knew I was getting that channel. I talked
137 to (Luke) and figured out what we had, um, and basically he told me that - he
138 gave me a little more information saying that he was supposedly sh- it was,
139 um, Sergeant Mattingly that was shot and that the guy was inside with a rifle
140 and supposed to be another female inside. Um, he gave me the exact address I
141 believe, um, and we originally thought it was 3004 but it ended up being
142 3003, I think, Apartment 3 if I'm not mistaken.

143
144 Q1: Four.

145
146 A: Four, yeah. It was - the address was a little mixed up but we got in the right
147 area. Um, so we drove to - Code 3 in the BearCat, the armored vehicle, over to
148 - from Elliott to Springfield. Um, once we arrived on scene, as you can
149 imagine, there was tons of police cars everywhere blocking so we had to get a
150 couple cars moved. Um, and we also had Sergeant Casse and I think one or
151 two other guys in his personal - well, not personal but departmentally-
152 assigned vehicle in his Explorer, uh, responding to the scene as well from
153 Elliott. Um, so I think we ended up with maybe eight guys or so, maybe more
154 - a little bit more. Um, once we got there, they jumped out of their cars, we
155 stopped, they married up with us at the BearCat. There was a fence that we
156 had to get through and it was chained - locked with a chain and padlock. It
157 looked like the - one of the officers that were - first responded had run through
158 it already and knocked (unintelligible) laying there, um, but there was nobody
159 around there, all up at the scene 'cause they were still trying to do the
160 surround - um, the containment on the - on the area because there was
161 supposed to be somebody in there with a rifle still. Um, so Massey, I think,
162 went ahead and told (Walker) just to go run through it with the BearCat. He
163 did that and we got up to the front of the scene, um, of the apartment or the - I
164 guess if you call it the door side, the one side, that would be the four side if
165 the sliding glass doors were the four side. I don't know which...

166
167 Q: If you want for simplicity of, kinda, the interview - I understand what you're
168 saying.

169
170 A: You know what I'm saying.

171
172 Q: Let's - let's use, uh...

173
174 A: Front side?

175
176 Q: ...the sliding glass doors...

177
178 A: Sliding glass doors? All right.

179
180 Q: ...as the one side.

181
182 A: Okay so sliding glass door, the one side, um, we pulled the BEAR up there.
183 We had officers still in front of the BearCat behind vehicles with rifles, um,
184 pulling containment on the door, on the sliding glass door, and the windows.
185 Uh, once we got up there, we unloaded our guys, got to a position where we
186 were getting - trying to gather our heads of what we were doing and, um, we
187 told those guys who had rifles to go ahead and pull back 'cause we had the
188 cover and we also had somebody in the Turret, which is high cover on
189 everything. Um, we were going to the fir- the initial plan was to throw
190 (Rickey), which it's just our funny name for our Throwbot. Um, it's a little
191 bitty handheld Throwbot, you throw it in, and we can drive it around like a
192 remote-control car and you can see stuff. Uh, we were gonna throw that in
193 'cause there's supposed to be somebody still in there, um, and drive around
194 and see what we can see. What h- what I remember now, though, is we
195 learned as soon as we pulled up from the BearCat the s- supposedly suspect
196 that shot had come out, um, and surrendered with no problem. But he was
197 saying that there was no rifle, it was only a 9-millimeter pistol and that the
198 woman that - the woman that was in the apartment had shot, he did not shoot,
199 and that she was dead inside. So from that point on, we were thinking maybe
200 it was just her in there, maybe somebody else but we know she's in there and
201 supposedly she's shot so we were going off that. Um, Massey told the other
202 patrol guys on the other side of the BEAR to go ahead and lift cover just for
203 the fact that they weren't pointing guns at the back of our heads when we
204 went into the house and, um, we went ahead up to the front door. I covered the
205 sliding glass door and the front door. I'm talking about the door that they
206 entered and got shot at, um...

207
208 Q: And the - the entry door into the apartment?

209
210 A: The entry - entry door, yes. The on- well, it's not the only one but, um, myself
211 and (Mark Crawford) covered the sliding glass door and the windows, uh, and
212 I - and, uh, like, three of four guys moved up to the actual entry door. Um,
213 Casse - Sergeant Casse was, I believe, the first one in there. They threw the
214 robot in, um, Casse - Sergeant Casse radioed back to me that he saw the lady,
215 she was down at the very end of the hallway and I - I let him make the
216 decision - he said, "What do you wanna do, do you wanna take it or do you
217 want the robot?" And I said, "What do you wannna do?" He said, "I feel like
218 we can take it." So we took it. And one of the other reasons we - he told me
219 later - which, um, was running through my head at the time, we just didn't
220 verbally speak it to each other - was we usually let the robot go and do its job
221 before we go in but knowing - not knowing if she's a suspect or not, not
222 knowing if she's dead or not, um, we also went into the apartment and pushed
223 the issue with making entry for the fact that if she's still alive, we have to get
224 her medical aid somehow. And if she wasn't the shooter and still alive and
225 there's a shooter in there, then we don't want her to get taken hostage and we

226 want to get her out and try to get her medical attention as quick as possible.
227 Um, so we - we did make entry, uh, it was dark. It was totally dark. I don't
228 remember any lights on. We had rifle lights that are pretty bright. They're
229 about 1,000-lumen rifle lights so they can light up a room. Everybody was
230 using their lights. We can immediately see her. Um, she's in the very back
231 down - it looks like she was 10-80. Right off the bat it looks like she's 10-80
232 just from an assumption but we go in and we clear. We clear the kitchen, the
233 living room. The bedroom on the left, they tried to clear that closet first but it
234 wasn't working. They kept on h- opening it and it kept on fa- cal- coming
235 back on 'em so we decided to just go ahead and take that bedroom to the left. I
236 went up there and played it into that, um, covered her and there ended up
237 being two more bedrooms on my right, like, one directly in front and one to
238 my direct right. Uh, Sergeant Casse came up to my right, they end up taking
239 the one on the right first, the bedroom, and then we moved up and took the
240 very last - it looked the master bedroom, um, and into the bathroom and
241 cleared all that. Once the house was initially clear, which we call the primary,
242 which is pretty much searching for people and bodies, um, we went ahead and
243 called it all clear. I believe Casse, myself, and somebody else - I went ahead
244 and - even thinking she was 10-80, I went ahead and gave her, "Hey, are - can
245 you hear us? We're Louisville Metro Police Department, we're here to help
246 you. Do you need medical attention?" Obviously, I got no response. Um, I
247 believe somebody felt for a pulse that was in the hallway. Then I went ahead
248 and told the guys, "If you're - if you're not - I'm gonna leave a couple guys on
249 her. If you're not involved in this, go ahead and step out, turn your cameras
250 off 'cause it's a crime scene now." I don't want 'em to, you know, get in there
251 and - that's just beat guy stuff, like, you get in there and mess up crime
252 scenes, start kicking shell casings around. I didn't want that to happen, um,
253 since our job was initially over. So, I believe, we had our medic come up, um,
254 I can't remember his last name but he - he went ahead and did another
255 certified-medical check. I mean, he's - he's a medic. He's an EMS, I guess,
256 paramedic or...

257
258 Q: Okay.

259
260 A: ...however you say that. Um, and he went ahead and checked her and made
261 sure she was not still alive, not breathing, which she turned out not to be and,
262 uh - sorry - and then we, um, went ahead and pushed everybody out. Officer
263 (Zumock) and Sergeant Casse stayed with her on the body and I went to the
264 front-door threshold, the entry threshold. Um, and I left them on the body so
265 that for some unknown reason she turns up alive, you know, that we know that
266 and we can help her out or if she was a suspect, that nobody else gets hurt. I
267 stayed at the entry door to make sure nobody got into it because it was a crime
268 scene, um, and at that point it was not - sorry - at that point it was not, um,
269 taped off or anything like that. People were still standing out where the
270 casings were. I was trying to lock it down as best I - at least inside as best as I

271 could. While I was there, I - Detective Brett Hankison came up to me, um, at
272 the front door and I explained to him that, "Man, we locked it down. This is a
273 crime scene, uh, watch out, don't step on casings." He proceeded to ask me,
274 um, if there - so some effect if there was a gun or did we find a gun, did we
275 see a gun. I told him no because I did not see a gun. Sergeant Casse told him,
276 "Yeah, it was in the - the bedroom underneath a bed." And then he left, um,
277 pretty soon after that 'cause I was like, I'm not really worried. I'm worried
278 about the crime scene. I thought he was just - I - I didn't know that he was
279 involved with the shooting at that point in time. And, basically, I - I was trying
280 to just not let anybody into the crime scene than us three at that point. Um, I
281 stayed there for a little bit and then Massey told us to pull out. Lieutenant
282 Massey told us to pull out and so we did or at least I did before they did. They
283 stayed a l- uh, (Zumock) and - Officer (Zumock) and Casse stayed just a little
284 bit longer until they had, like, a replacement from a detective or something
285 like that and then I turned my camera off as soon as I got off - or out of, um,
286 the threshold into the parking lot. Then after that, basically we just rallied
287 everybody up, um, we talked to PIU who - Lieutenant Massey talked to PIU
288 on scene. I asked, uh, what they wanted us to do with interviews and stuff like
289 that and, um, he said we were good, that y'all would get us later so we went
290 ahead and just gathered up and left and then everybody, you know,
291 immediately downloaded their bodycam and stuff like that.

292
293 Q: Okay, uh, you mentioned walking back, uh, the radio - I guess the CID
294 channel was down on yours and then you got ahold of Sergeant (Vaughn), uh,
295 at some point on SWAT 2...

296
297 A: Right.

298
299 Q: ...uh, and he - he advised - was Sergeant, uh, (Vaughn), was he assigned to
300 that unit that was out doing the search warrants on Springfield or...

301
302 A: I don't know. I...

303
304 Q: Or was he working with SWAT that day with - with the warrants or was...

305
306 A: No. He was - he was with nar- he was with CID Narcotics.

307
308 Q: Okay.

309
310 A: Um, he - he was doing that side of it. He was no affiliation with SWAT that
311 day.

312
313 Q: And is that typical or...

314
315 A: Yeah, um, he does a l- like, it was a full-team warrant so you know how that

316 goes, it's Team 1 - everybody comes 'cause we have a lot of places to hit,
317 obviously we need bodies. Um, but, usually, when it's his group of guys or his
318 squad that's involved, he just goes ahead and does the Narcotics thing. We
319 had to - we divided that up a long time ago, just do your Narcotics, don't try
320 to do - do both, you know.

321

322 Q: Okay and then you had mentioned, uh, I guess the initial information, uh, he
323 relayed to you was the suspect had a rifle?
324

325 A: Right.
326

327 Q: Do you know where that information came from?
328

329 A: No, I don't. Um, our very - like I said, the very initial thing was that he had a
330 rifle, he shot an officer, and that he's barricaded in the house. That's what we
331 first got. When I arrived on scene, Hoover told me that - I don't re- I don't
332 recall if he told me - uh, I'll be honest with you, I can't remember if I learned
333 after the fact that it was not a rifle or before the fact...
334

335 Q: Okay.
336

337 A: ...or before we went it. I can't remember.
338

339 Q: Uh-huh. And then, uh, you had learned one suspect had come out, uh, prior
340 to...
341

342 A: Correct, as soon as we pulled up.
343

344 Q: ...you all making entry, I guess, as you're all pulling up?
345

346 A: Mm-hm.
347

348 Q: Um, and that's who advised there was another individual, um, identified as a
349 female, uh, that was left in the apartment?
350

351 A: Correct, um...
352

353 Q: Okay.
354

355 A: ...the information that was relayed to us was that the sus- one of the - a - a
356 male suspect came out.
357

358 Q: Mm-hm.
359

360 A: And he said that - I guess they asked him where the rifle was because he was

361 there was no rifle, it was a 9-millimeter pistol and she was the one that was
362 shooting but she's dead. That's what we got so - and that's what I tried to
363 relay to my guys on the radio and to Casse when I was talking to him, like
364 (unintelligible).

365
366 Q: Okay.

367
368 A: But for us, I mean, it's - it's good information but it's still - we go on, you
369 know, that she was the shooter or she's not the shooter or there is a shooter
370 still in there so...

371
372 Q: But, initially, he was saying she was the shooter...

373
374 A: Yes, that's the information we got.

375
376 Q: ...that he came out and she actually shot at the - I guess the police when they...

377
378 A: That's what the initial information was.

379
380 Q: Okay, uh, you had talked about when you first - as you're all approaching,
381 you held on, uh, the glass doors, um, that face the main, uh, parking space
382 there, I guess?

383
384 A: Yes, parking lot.

385
386 Q: We had talked about it earlier, maybe the - the one side. What did you observe
387 with the - with the glass doors?

388
389 A: Uh, I immediately observed that the glass doors - that there were, uh, a couple
390 bullet holes in the glass door as well as the window right next to it. Um, and I
391 didn't know if that came from us, if that came from the suspect because he
392 was supposed to be shooting too but the glass was, um, definitely partially
393 broken out.

394
395 Q: Okay and you m- do you remember how many rounds?

396
397 A: I don't remember how many rounds in the glass door. The - the - the window -
398 the - what I can remember is at least two in the window.

399
400 Q: Okay and, uh, for our purposes since we're - we're not out at the apartment,
401 uh, if you're facing the glass doors from the parking lot, the window was
402 immediately to your right side?

403
404 A: Yes.

405

406 Q: Okay, uh, and when you're out - outside, you had mentioned you're all's, uh,
407 lights you have on the - the rifles are pretty good lights so they will
408 illuminate...

409
410 A: Yeah.

411
412 Q: ...darkness?

413
414 A: Mm-hm.

415
416 Q: Uh, from your position outside - uh, you had explained it was dark inside, uh,
417 no lights were on, um, when entry was made. Were you able to visually see
418 anything through, uh, the main glass door or the - the window that...

419
420 A: Um, what I - and immediately noticed was - with the glass door and the
421 window - that it seemed to me that they had maybe some kind of blinds with
422 curtains. Um, I did not see - I couldn't see behind - what was behind the
423 window or the glass door.

424
425 Q: And I don't wanna put words in your mouth, would it be safe to say that with
426 those blinds - obviously, the - the window was, kinda, busted out at that point
427 or...

428
429 A: Right.

430
431 Q: ...portions of the - the glass door and window were busted, uh, but there was
432 some - some form of a - a shade, uh, followed by, like, a curtain that was
433 blocking...

434
435 A: That's what I perceived it as, yes.

436
437 Q: Okay.

438
439 A: On - on - at least blinds, um, but I seem to remember on the glass door I saw
440 curtains and those, um, like, hanging blinds on the door.

441
442 Q: Like, the vertical blinds?

443
444 Q1: The vertical?

445
446 A: The vertical blinds on the door and plus a curtain.

447
448 Q: Okay and you could not see past those into the...

449
450 A: No.

451
452 Q: ...apartment?
453
454 A: Mm-mm.
455
456 Q: Okay.
457
458 A: The first time I saw inside the apartment is when I entered that door.
459
460 Q: Okay, uh, Tony, do you have...
461
462 Q1: No, I - I was gonna ask about the - the sliding glass. Uh, I don't have anything
463 else.
464
465 Q: Uh, no, what was the, uh, medic's name. I think we have it but, uh...
466
467 A: Uh, I can't remember his last name, um...
468
469 Q: If not, it's on the rundown. I...
470
471 A: Uh...
472
473 Q: ...I just know you mentioned you - you had called him in after, uh...
474
475 A: He's a newer medic so I know his face, I just don't know his last name.
476
477 Q: Okay, uh, when you exited, uh, the door - or, one, when you were still
478 standing at the door - at the doorway, uh, when it - a detective came - came
479 back up, was that common in situations that - when SWAT's called in to do
480 warrants, uh, in an active scene? I mean, it's...
481
482 A: It's - it's - when there's not a - an officer-involved shooting or a shooting, it's
483 - it's, sort of, uncommon for people to come - let me say this, like, when we
484 have regular warrants with Narcotics...
485
486 Q: Mm-hm.
487
488 A: ...and CID, um, after we clear the house, it's not uncommon for them to come
489 back up and say...
490
491 Q: Correct.
492
493 A: ...okay, can we come in now, can we - or is everything clear? Um, I've never
494 been on any other officer-involved shooting as a SWAT guy besides myself so
495 I can't really say if it's, you know, normal for them to come up after a

496 shooting.

497

498 Q: Okay.

499

500 A: Um, but I was - it was a crime scene so I was just trying to keep everybody
501 out and...

502

503 Q: Okay, um, when you left, uh, the doorway, you exited, uh, in typical - like you
504 always do, you're - you're out of the main scene, uh, so your cameras go off,
505 which common, that's just common practice?

506

507 A: Right.

508

509 Q: Uh, did you observe anything, hear anything that you thought was unusual or
510 odd or - uh, as far as, like, actions of those on the scene, like, on the perimeter
511 - now SWAT operators but, uh, personnel holding the perimeter?

512

513 A: Uh, I didn't hear anything. Just as a - as a CO, um, kinda, thing, I - when I -
514 after I turned the camera off, I - I don't know when but before leaving the
515 scene, I learned that at least one of the detectives had shot. I believe it was
516 Brett - Brett Hankison, um, and I knew Mattingly at that time was the one that
517 got shot and we passed the ambulance coming so I knew he was out. Um, I
518 didn't learn that Cosgrove shot 'til we probably got back to SWAT. Uh, I
519 don't - I don't remember - I never thought - um, but the only thing that was a
520 CO thing was after I learned that he had shot, um, nobody was assigned to
521 him to go with him and to tell him, hey, go sit in a car, chill out, don't say
522 nothing, just chill. He - they were just walking around fre- freely. Um, that
523 was just my CO, sort of, kicking in and being like, hey, take care of this guy,
524 put him in a car, tell him to chill out kind of thing.

525

526 Q: Right.

527

528 A: Um, I don't know if it was because the scene was still so chaotic and
529 everybody was trying to figure out what to do, um, but that was the only thing
530 that really stuck out to me.

531

532 Q: Okay, um, and maybe not on SWAT but y- you mentioned as a CO - and,
533 kinda, the same thing with us - uh, typically in my experience - and I don't
534 wanna put words in your mouth but if you even show up at an officer-
535 involved shooting, something like that, typically those involved are
536 immediately paired with either peer support, another CO, or officer...

537

538 A: Correct.

539

540 Q: ...and separated from the scene, is that fair to say?

541
542 A: Yes, um...
543
544 Q: Okay.
545
546 A: ...just from my experience with my officer-involved, like, I was immediately
547 assigned an escort officer, I was put in a car - or I was assigned an escort
548 officer, they took me into my car and told me, "Hey, just chill out, don't say
549 nothing," and I was im- uh, once peer support arrived on - on scene, I was
550 given to a peer-support guy and I waited until my attorney showed up and -
551 but I didn't - I was in a car the whole time, I was chilling out not talking to
552 anybody, um, and I - I guess I never knew how it went but that - and since
553 I've been through that process, I know how to do that now I guess.
554
555 Q: Okay and at any point did you ever inquire about - I know when you first
556 made - made the scene you were holding, uh, the glass doors/the window that
557 were, kinda, close together. Uh, you had mentioned you didn't know whether
558 those were shots that had come out or had entered, uh, at any point while you
559 were on scene, did you hear anyone say that shots were coming out of those
560 windows or officers shot into those windows or...
561
562 A: I - I never heard anybody say that shots came out. Um, I didn't learn 'til on
563 our way back in the BearCat to SWAT from Sergeant Burns that Hankison
564 had shot into those windows initially or that those were our rounds. Um, but
565 that was initial information. Those - that could've been wrong too but I knew
566 that at that point when we were riding back that we had shot - the LMPD
567 officer had shot at least into those windows and door...
568
569 Q: Okay.
570
571 A: ...from secondhand knowledge but...
572
573 Q: Okay, yeah, so that - that was never confirmed, that was just...
574
575 A: No, it was never confirmed.
576
577 Q: ...kinda, hearsay riding...
578
579 A: Yeah, it was definitely...
580
581 Q: ...back when you guys are, kinda, debriefing in the BEAR?
582
583 A: Mm-hm. You - you ride back and the guys are like...
584
585 Q: You, kinda, discuss what were...

586
587 A: ...did we shoot in, did they shoot in, oh, no, we shot that or where we - we, as
588 an LMP, shot into the windows or something like that.
589
590 Q: And not really specific to this situation but as a SWAT operator, uh, given -
591 given certain circumstances, if you - if you're in a position where you cannot
592 see in - into an building or a room because of curtains, blinds, uh, things like
593 that, how - how as a SWAT operator, uh, would you address that situation.
594 Um, and I know it's, kinda, open ended. Would - if you can't see in there, as a
595 SWAT operator, would you shoot into a window to where you can't see - or a
596 door?
597
598 A: No. You're - as you all know, you're accountable for every round. Um, if you
599 do not have good target ID, identification, and ID that they are a threat, you
600 cannot shoot. Um, that was just - that's basic academy stuff. Um, in regards to
601 shooting through a window and stuff like that, we - even on, like, patrol or
602 whatever - whatever position you may be in, you still cannot fire into an
603 unknown. Um, you don't know what's behind it. You don't know if there's
604 kids, there's whatever, people that aren't even - you know, that aren't
605 supposed to be there that are friends. Uh, you have to have good tag- target
606 identification and to make sure that they are a threat before you can actually
607 put rounds on that person.
608
609 Q: Okay. Tony?
610
611 Q1: No.
612
613 Q: Okay I think we're - I had something and I forgot it. And just to cover it, you
614 had said that there's - to your knowledge - you didn't personally find it, uh,
615 but I believe Sergeant Burns or, uh, Casse, someone advised they did locate
616 one firearm, uh, underneath a bed?
617
618 A: Correct, um...
619
620 Q: Yeah.
621
622 A: ...it was - as Detective Hankison was at the door with me and after he asked the
623 question of, uh, "Did y'all find a gun," and I said, "No," and Casse was like -
624 you can see on my body camera - I remember he was like - he pointed and
625 he's like, "Yeah, in this room underneath the bed."
626
627 Q: Okay at any point did you ever see an AR rifle?
628
629 A: I never say any type of weapon when s- when I was in that apartment.
630

631 Q: Okay and, uh, were any guns or...
632
633 A: I wasn't looking for a weapon, I was looking for people.
634
635 Q: Okay.
636
637 A: But, um, no, I was never - I - when...
638
639 Q: Well, during, like, a secondary check or something...
640
641 A: The secondary search, I still never saw a pistol or rifle, shotgun, any kind of
642 hand- any kind of firearm.
643
644 Q: Okay, um, and you had mentioned - just from watching the video, I heard, uh,
645 something of a mention of, like, a 9-millimeter round. Did you all observe a 9-
646 millimeter round in the apartment on the ground...
647
648 A: Um...
649
650 Q: ...or a spend casing - I guess not a round?
651
652 A: Yeah, it - from what we could see, it looked like there was 9-millimeter
653 casings, um...
654
655 Q: Okay.
656
657 A: ...in the apartment and I don't know - I don't think outside. It was mostly ours
658 outside but - uh, 40-cal outside but I think we s- observed some 9-millimeter
659 casings inside the apartment.
660
661 Q: Okay. No? Uh, Sergeant, are there any questions we have not asked you or
662 any other information you have that may be beneficial to the case?
663
664 A: No.
665
666 Q: Uh, is there anything you want to state for the record before we end?
667
668 A: No.
669
670 Q: Uh, is everything you told me the truth to the best of your knowledge?
671
672 A: Yes.
673
674 Q: Okay we can now conclude the statement. It is 1335 hours.
675

676

677 The transcript has been reviewed with the audio recording submitted and it is an accurate
678 transcription.

679

Signed _____

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INTERVIEW WITH SGT. BRANDON HOGAN

Q=Sgt. Jason Vance

Q1=Sgt. Jeremy Ruoff

A=Sgt. Brandon Hogan

Q: This is Sergeant Jason Vance, Louisville Metro Police Department's Public Integrity Unit. Today is Tuesday, May 19. Time now is approximately 1415 hours. We're here present at 3672 Taylor Boulevard at the Public Integrity office. This will be a recorded statement from Sergeant Brandon Hogan. Statement is in reference to PIU Case Number 20-019. Present with me is Sergeant Brandon Hogan. Attorney is not present and Sergeant Jeremy Ruoff of the Public Integrity Unit. Serge, are you aware this interview is being video and audio recorded?

A: Yes.

Q: Does this meet with your approval?

A: Yes.

Q: Please state your full name and spell your last name.

A: Brandon Hogan and it's H-O-G-A-N.

Q: Sir, what's your code number?

A: 7784.

Q: Where are you currently assigned?

A: SWAT.

Q: How long have you been in that unit?

A: Uh, eight years total, but I believe it's four years full-time.

Q: And how long have you been with the department?

46 A: Going on 12 years.

47

48 Q: Are you under the influence of any alcohol or drugs or any other intoxicates at
49 this time?

50

51 A: No.

52

53 Q: Are you taking any kind of medication that would affect your judgement or
54 your ability to think clearly?

55

56 A: No.

57

58 Q: Because the statutory requirements in KRS 67C.326, I'm obligated to advise
59 you that this is a criminal investigation, not an administrative investigation.
60 However, you are not the subject of the investigation. Knowing this, are you
61 willing to give us a statement at this time?

62

63 A: Yes.

64

65 Q: So this is in reference to 3003 Springfield Drive that a search warrant that
66 CID, uh, did on March 13, of this year. You know I know that you've already
67 given us, uh, an interview in relation to this PIU investigation. This will, uh,
68 consider this as a follow up, uh, interview concerning some, uh, pre-
69 operations briefing information. If you don't mind, can you go through in as
70 much detail as you recall about the information that you - that CID briefed
71 you guys on prior to the briefing and at the briefing as well.

72

73 A: Um, so I didn't have much, um, pre-operation planning involvement in these
74 warrants. It was more of Casse - Sergeant Casse and Sergeant Burns were
75 more involved than I was. I know that Sergeant Burns and Casse
76 approximately about a week prior to the actual warrants being served had a
77 meeting with, uh, Detective Jaynes, I believe it was, and, um, about the
78 warrants that they were gonna serve. I was not in that meeting. Um, but the
79 night - so, um, they had the meeting. They briefed it up. They did all the
80 recons which is like we do pre-surveillance on things, see stuff that we need
81 like doors, and kids, and dogs and all that stuff. Um, I was present for the
82 briefing that was given that night. So we briefed on the three locations that we
83 were gonna hit on Elliott Street. Um, and at the very end in accordance or in
84 relation to Springfield, uh, Detective Jaynes mentioned something about
85 Springfield, mentioned it being low on the matrix. That he laid his - the main -
86 one of the main subjects laid his head there, which means he - he stayed there
87 from time to time. Um, but from my understanding, that was not gonna
88 happen that night or happen at a later time. Um, and that we weren't serving
89 and the SWAT was not gonna be involved in that serving - serving that. Um,
90 later on I realized that during the briefing that maybe we told him that we

91 probably should've served it, but it didn't come to that.

92
93 Q: So had you all been told that that warrant was gonna be served, what would
94 you have advised them?

95
96 A: I never saw a matrix on it. So obviously with the matrix, um, it's a number
97 system. You know. If - as you all know the - if it hits a certain threshold
98 below that where they don't even have to call us about it. If it's, um, a little bit
99 above that, but not so much where it's a definite, they can call us and consult
100 us about it and see if we wanna do it for them or not. And then there's a
101 number where it absolutely has to be a SWAT serve your warrant. Um, from
102 what Josh Jaynes told us that night, it was low on the matrix. That's what he
103 meant when it was low. Um, but I never did see a matrix. Obviously, if, um, I
104 saw the matrix and the number was a consult or higher then I would've said
105 we do it. For the main fact is when somebody - the main suspect of a warrant
106 lays his head or stays or sleeps somewhere it automatically sort of in my mind
107 jumps up the warrant to a little bit higher risk.

108
109 Q: And previous warrants that you served with CID or any other unit, you know,
110 if - if the main target is associated to that address and you are serving, you
111 know, another - another locations the warrant on another location, but it's
112 associated to the same target, is it - has been - is it your experience that you
113 would still serve that other warrant?

114
115 A: Correct.

116
117 Q: Okay.

118
119 A: Because any, um, previous charges or anything that would make him violent
120 also applies to each house that he is supposed to be at.

121
122 Q: Right. Uh, and not to - not to (unintelligible) you with, you know, going back
123 through your first interview, um, but I wanted to, you know, to ask you, are
124 you - do you recall more information now, you know, after you all secured the
125 apartment and before you left the scene on March 13, um, you know, one of
126 the questions that we left when asked that now you recall the information
127 maybe not pertaining to the Springfield address?

128
129 A: No, not really.

130
131 Q: Sergeant Ruoff?

132
133 Q1: My - my main thing is just the briefing that night, uh, you recall, uh, Detective
134 Jaynes saying something about Springfield just being low on the matrix, that it
135 was never relayed that they were doing a warrant at Springfield at the same

136 time you were hitting the warrants at - at Elliott?
137
138 A: No. So from my understanding, um, him saying it was low on the matrix, my
139 understanding was from hearing guys talk around the office that we were only
140 doing the Elliott once that night. Um, and Springfield I honestly haven't heard
141 this 'cause I wasn't in the prior briefings.
142
143 Q: Right.
144
145 A: I haven't heard the Springfield address until that night when he mentioned it
146 at the very end of the briefing very, very quickly. I mean I was like I don't
147 even know where Springfield is.
148
149 Q: Okay.
150
151 A: And honestly haven't laid eyes on Springfield during the recon or anything
152 until we showed up on scene.
153
154 Q: Anything else?
155
156 Q1: I think that's it. That kinda clears it. And I think you said. Our main question
157 to Sergeants Vance's main question is if through the investigation you learned
158 that a suspect is tied - one suspect with a violent history is tied to multiple
159 locations that directly affects the matrix or should...
160
161 A: Yes, it should.
162
163 Q1: ...be documentation on that matrix which would in turn potentially...
164
165 A: Right, well, especially because somebody...
166
167 Q1: ...raise it because of a violent issue.
168
169 A: ...sleeps there and stays there they're there more - more than not. So, you
170 know, it's probably one of his main locations that he's staying at or frequents
171 more often.
172
173 Q: Are there any other questions we have not asked you or any other - any other
174 information that you have that may be beneficial to this case?
175
176 A: No.
177
178 Q: Is - is - is there anything you wanna state for the record before we end?
179
180 A: No.

181
182 Q: Is everything you told me the truth to the best of your knowledge?
183
184 A: Yes.
185
186 Q: We will now conclude this statement. Time now is approximately 1424 hours.
187
188
189 The transcript has been reviewed with the audio recording submitted and it is an accurate
190 transcription.
191 Signed _____

INTERVIEW WITH SGT. JOEL CASSE

Q=Sgt. Jason Vance

Q1=Sgt. Amanda Seelye

A=Sgt. Joel Casse

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12
13 Q: This is, uh, Sergeant Jason Vance with the Louisville Metro Police
14 Department's Public Integrity Unit. Today's date is March the 20th, 2020,
15 excuse me. The time now is approximately 1343 hours. This is gonna be an
16 interview with Sergeant Joel Casse of the Louisville Metro Police
17 Department's, uh, SWAT Team. Um, Sergeant Casse, I'm gonna read you
18 what is classified as our LMPD Police Officer Recorded Statement Witness
19 form. Um, this is, uh, I'm gonna introduce myself again. This is Sergeant
20 Jason Vance with the Louisville Metro Police Department's Public Integrity
21 Unit. Today's date again is Friday, March 20, 2020. Time now is still 1343
22 hours. We're here present at 3672 Taylor Boulevard at the Public Integrity
23 Office. This will be a recorded statement with Sergeant Joel Casse. This
24 statement is in reference to PIU Case Number 20-019. Present here with me is
25 Sergeant Joel Casse. Attorney is not present, uh, and Sergeant Amanda Seelye
26 from the Public Integrity Unit. Sergeant, are you aware this statement is being
27 video and audio recorded?
28

29 A: Yes, sir.

30
31 Q: Does this meet with your approval?
32

33 A: It does.
34

35 Q: A little background information. Please state your full name and spell your
36 last name.
37

38 A: Joel Casse, C-A-S-S-E.
39

40 Q: And Sarge, what's your code number?
41

42 A: 7821
43

44 Q: And where are you currently assigned?
45

46 A: Currently assigned to our SWAT Team.
47
48 Q: Okay. Is there a squad or anything?
49
50 A: I'm Sergeant on Squad 1.
51
52 Q: Okay. How long have you been in this unit?
53
54 A: Uh, since it was created. I wanna say it's been a little over two years not
55 serving.
56
57 Q: Right. Okay.
58
59 A: It's two years. I've been on SWAT for six years, though. We've been full-
60 time for two.
61
62 Q: Okay. How long have you been with the department?
63
64 A: Going on 11 years - ten years.
65
66 Q: Are you under the influence of any alcohol, drugs or any other intoxicates at
67 this time?
68
69 A: No, sir.
70
71 Q: Are you taking - are you taking any kind of medication that would affect your
72 judgement or your ability to think clearly?
73
74 A: No, sir.
75
76 Q: Now there's a portion of this statement form that we talk about, uh, uniforms
77 just because of the, you know, it's a delayed interview and you don't have,
78 you know, I'm assuming you guys wear the same SWAT gear as you always
79 do.
80
81 A: Yeah.
82
83 Q: If you wanna just kind of describe that - what that gear looks like.
84
85 A: Uh, at the time when we were there or just our general SWAT uniform?
86
87 Q: When you were there.
88
89 A: Uh, there we wear a full green uniform, uh, with our outer carrier that has hard
90 rifle writing in place that clearly marks "Police" across the front it. On our

91 shoulders we wear our - our SWAT patches that look very similar to our
92 regular police patches, but instead of it says "SWAT" across the middle of it
93 and said maybe "Metro." I'm not sure. But it's a clearly identified SWAT
94 patch on the sleeves.
95

96 Q: Okay. Uh, and I know this probably doesn't apply to you, but did you sustain
97 injury during the situation?
98

99 A: I did not. No.
100

101 Q: Did you receive any kind of medical treatment as a result of this?
102

103 A: No.
104

105 Q: Uh, because of the statutory requirements of KRS 67C.326, I'm obligated to
106 advise you that this is a criminal investigation, not an administrative
107 investigation. However, you are not the subject of this investigation. Knowing
108 this, are you willing to give us a statement at this time?
109

110 A: Yes, I am.
111

112 Q: Okay. Um, prior to the interview in - in - in here, um, you know, you
113 reviewed your body cam footage...
114

115 A: Yes.
116

117 Q: ...from that incident. Does that the, uh, refresh your memory?
118

119 A: Mm-hm.
120

121 Q: In your own words, I'll just let you kind of start, uh, just, you know, from the
122 moment you were notified of - of the 3003 Springfield Drive incident and then
123 how you responded, uh, and then just go from there.
124

125 A: Okay. So on that evening we were serving multiple high-risk warrants for
126 CID, which was, I guess formerly the Narcotics Unit. Uh, we were out on
127 Elliott, which is kind of the west end of Louisville just north of Broadway.
128 Uh, I was a part of the Containment Team that was containing the southside of
129 the street that we were working and while set back there just kind of just
130 watching for any possible movement. I hear something chirp over the radio to
131 the tune of, "We need EMS here now." And I recognized the voice of
132 somebody who wasn't actually out on the scene with us and I could tell that
133 there was pretty frantic. And I had a couple of the CID guys with me and I
134 looked over to them and said, "Man, what was that?" They said, "Oh, they're
135 doing another search warrant." I go, "Where at?" I think they said,

136 “Springfield.” “You need to get on their channel and figure out what’s going
137 on.” Within that time maybe another 30 seconds to a minute goes by, I’m not
138 really sure, but they get out and they say, “We’re at...” whatever address is on
139 Springfield 3003. Uh, “We have an officer that’s been shot. We need you all
140 over here right now.” So at that moment, I made sure that we still had
141 containment on the southside of the street. I looked at a couple of SWAT guys
142 said, “Hey, you all stay here with these CID guys.” And then I took myself,
143 Officer (Bart Crawford) and Officer (Daniel Zumock) in my issued Explorer
144 and we went Code Three to Springfield Avenue or Spring - I - I don’t know if
145 it’s avenue on Springfield. And Code Three probably anywhere between a ten
146 - 15-minute drive over there.

147
148 Q: Okay.

149
150 A: And so that was my first ever notification of something going on over at
151 Springfield is when the voice came over the radio and said, “We need help
152 over here. We have an officer that’s been shot.” And so, kind of going through
153 what I was going through at the time as we’re driving over there, all I know at
154 this point is that an officers been shot and I hear them on the - or people
155 talking on the radio. I don’t know if there’s a dispatch that came over on our
156 channel ‘cause we were still on SWAT 1 saying that a 26-year-old female had
157 been shot. In my mind I thought the officer was the 26-year-old female and
158 that’s who was shot. You know at some point I believe on the radio they said
159 that she’s still inside. So in my mind I’m thinking that we have an officer
160 that’s actually down inside the apartment at that moment, you know, going off
161 limited information while driving to the scene. And so that’s just kind of my
162 thought process even as we were driving over there. Obviously, a lot of the
163 information changed once we got on scene.

164
165 Q: Right.

166
167 A: So then once, uh, we get on scene, I mean there’s police cars lined all the back
168 to - I don’t really know the area, but there’s 50 to 60 police cars out there. I
169 link up with our BearCat and go to get in there see if we have a bunch of
170 people inside of it already so I jump on the back of it, get a little bit closer and
171 at some point I had to get on foot and follow the BearCat up ‘cause we’re
172 gonna have to drive through a fence to get the armor close enough to the
173 scene. So kind of - once we show up on scene, get directed to where the actual
174 apartment is, kind of orient ourselves to that, see that there’s a ton of officers
175 out in the parking lot all pointing towards the apartments saying, “Okay, that’s
176 the apartment.” Get those guys to kind of lift their fire so we can go up. With
177 fire, meaning like don’t point at the apartment. We’re about to go inside of.
178 And then we make our approach. Our plan is to get our little robot, which we
179 call (Ricky). It’s a Throwbot inside the apartment to see if we can locate
180 anybody down in there. In order to get that Throwbot in there, we have to

181 actually get up to the door because there's a lip and when we're not gonna be
182 able to throw it, you know, accurately into the apartment. So we go up there as
183 the Throwbot is getting thrown in, I start to do an assessment from outside of
184 the door and I can see that there's a down person at the end of the hallway. So
185 based on that and everything that I've known at this point, I - I believe at this
186 point I still am kind of under the impression that she may have been the
187 shooter or may not have been the shooter. Like the information was very
188 unclear, but I just knew that there was a down person inside. So we see her
189 and we make this decision to make entry into the apart, uh, the apartment and
190 kind of methodically start working up to her. When I say methodically, we're
191 not slowly working up to her just we're clearing up to her. We can't just
192 blindly run down the hall to go get to her when there's - there's threats that are
193 possibly still inside and we can't expose ourselves to those.

194

195 Q: Okay.

196

197 A: So we work - we work our way to her clearing each room as we get to her.
198 Once we called a clear, we start to assess her. We call for EMS. I'm sorry our
199 temps, which is our Tactical EMS, who are specifically assigned to SWAT.
200 Anything we go out on we have EMS respond with us that's part of our unit.
201 Uh, that was Operator ([REDACTED]) who is assigned to - assigned to our -
202 our missions that night and then...

203

204 Q: He's the medic?

205

206 A: Yeah, he's the medic. Yeah. He works for Louisville Metro EMS. And he's
207 been with our team for maybe three to six months. He's one of our newer
208 guys. Uh, we call him up. He comes in and then he pronounces her deceased
209 at the end of the hall. And we do our best to make sure we're not affecting the
210 scene at anyway and we call our area secure and start trying to push people
211 out of the scene and just leave a couple of us in there.

212

213 Q: During the course of your, you know, let me back up. So before you all go in
214 and you guys arrive on scene, you guys are kind of establishing, you know,
215 how you're gonna, you know, what you're gonna do...

216

217 A: Yeah.

218

219 Q: ...once you, you know, decide you're gonna go in, your tactics and all that, but
220 were you briefed at all from anyone from Narcotics or anyone that was any
221 command on-scene?

222

223 A: I - I was not specifically briefed by anybody.

224

225 Q: So was there any additional information learned before you entered?

226
227 A: Not - not that I specifically remember. I just knew that - and I don't know if I
228 got it through the radio or I know nobody from Narcotics had come up and
229 told me that. I just knew that there was still supposed to be a person inside.
230
231 Q: Is it possible that someone other than you in your unit were - they were
232 briefed and...
233
234 A: Yes.
235
236 Q: ...and that was the...
237
238 A: Yeah, that is possible.
239
240 Q: Okay. Um, so, you know, you guys make entry. You know you kinda describe
241 how you guys are gonna, you know, trying to clear the treats and whatnot. At
242 some point you enter what we're gonna identify as the south bedroom.
243
244 A: Okay.
245
246 Q: Um, so you entered that small bedroom.
247
248 A: Yeah.
249
250 Q: And then, you know, part, you know, you searching.
251
252 A: Yes.
253
254 Q: Just any kind of property.
255
256 A: Yeah.
257
258 Q: You look under a bed.
259
260 A: Yeah.
261
262 Q: I'll just kinda let you describe what you saw.
263
264 A: Yeah, so part of what - what you're saying is, uh, searching under the bed,
265 when typically when we go in and search something we're only looking for
266 man size spaces so we won't open up drawers or anything like that unless it's
267 somewhere somebody could actually hide, so part of that kind of towards the
268 end of our room clearing is get underneath the bed. And so, I believe it was -
269 I'm not exactly sure what officer was in there with me. They lifted the bed up
270 for me and there I could see a pistol underneath the bed.

271
272 Q: Okay. And that was captured on your body camera?
273
274 A: Yes, it was. Yeah.
275
276 Q: Okay.
277
278 A: And I believe I called it out at the time too. I said, "Hey, there's a gun
279 underneath this bed." Kind of to let, you know, we're controlling the area.
280 Nobody's gonna get to that gun while we're there so I - no need to go pick
281 that thing up or anything else like that.
282
283 Q: Okay. And that was gonna be my next question.
284
285 A: Yeah.
286
287 Q: And to your knowledge it was not manipulated in anyway...
288
289 A: No.
290
291 Q: ...once you all identified?
292
293 A: No, unless we kicked it or something or it moved as we're moving the bed,
294 none of us touched it, you know, in any way. And like I said, that's we feel - I
295 know in some training they want you to secure and everything else. We
296 controlled that area. Nobody's getting to that gun. You know.
297
298 Q: Right.
299
300 A: Yeah.
301
302 Q: I agree 100%.
303
304 A: Yeah.
305
306 Q: So and then, you know, can you kind of describe that you guys go ahead and
307 there's another - we'll call it the east bedroom master bedroom. Uh, that east
308 bedroom you clear that as well.
309
310 A: Yeah.
311
312 Q: Um, you know, and did you find weapons in there?
313
314 A: No, not to my knowledge. I don't remember seeing any guns or anything else
315 like that. If another guy found a gun in there, I'm not aware of.

316
317 Q: Okay. Uh, and then at - once you - once the, you know, the property or
318 location safety, you guys were able to assess the female that was down in the
319 hallway. Can you just kind of describe like what the - some of the procedures
320 you went through on that?
321
322 A: Yeah, like I said we just kind of pulled security on her meaning like we're just
323 watching her and we know that we have EMS right outside the scene. So
324 rather than us mess with her, we're not medical professionals in any, you
325 know, way. We called for our temps to come up and then I believe he kind of
326 lifted her up and he checked her pulse and looked to see where her injuries
327 were. And I do remember him saying she had multiple gunshot wounds to the
328 chest. No sign of a pulse and he said, "Yeah, you know, she's - she's gone."
329
330 Q: Okay. And it's something I observed in - in - when we reviewed your body
331 cam footage, is it, you know, that the female that was down in the hallway you
332 actually did have to manipulate I believe it's her left...
333
334 A: Yes. Yes.
335
336 Q: ...arm, wrist.
337
338 A: Yeah.
339
340 Q: Uh, to facilitate whether or not she was...
341
342 A: Yeah. Yeah.
343
344 Q: ...still alive or...
345
346 ((Crosstalk))
347
348 A: They had to be able to see where her injuries were. The way she was laying
349 you couldn't see her chest at all. So for I guess for, uh, (██████) to be able to
350 see, he had to lift her up to be able to see what was actually, you know, had
351 happened.
352
353 Q: Okay. Is part of like just a normal, uh, SWAT, uh, procedure is that you - you
354 completed what is called an Individual After Action form. Um, I'm not gonna
355 read that.
356
357 A: Okay.
358
359 Q: If you wanna read over it. Is there anything that - that's on that report that you
360 haven't told us here today that you thinks important?

361
362 A: Oh, pushed up the threshold. Hey, I say with these we kind of just give a gist
363 of what - what we did that day and knowing that we have our body cam
364 footage, you know, it's just kind of a reminder of okay, I'll read this and, you
365 know, kinda takes me back there.

366
367 Q: Right.

368
369 A: Without writing a full three pages.

370
371 Q: Right. It's very brief synopsis.

372
373 A: Yeah.

374
375 Q: Okay.

376
377 A: So now I can read that and it takes me back. Yeah.

378
379 Q: Okay. Um, and before we end, you know, after you - you, you know, you
380 clear the - the property, you know, and I'm assuming at some point you exit
381 the - the apartment, um, you know, it's protocol for you guys once you all
382 clear a location...

383
384 A: Yeah.

385
386 Q: ...you all shut your body cams off?

387
388 A: Uh, yeah. Usually, we do that and actually try to as a sergeant be the one to
389 say, "Everybody as you exit the apartment turn your body cameras off." But
390 part of that while we're inside the apartment we - we keep our body cameras
391 on, you know, for various reasons. But I mean we're still in the crime scene.
392 We - we're not manipulating anything. We want people to see exactly what
393 we're doing inside that crime scene.

394
395 Q: Okay. And that's something you do every time you make entry?

396
397 ((Crosstalk))

398
399 A: Yes. Oh, yeah, that's, yeah. That's our standard procedure of you don't turn
400 your body cameras off until you're, you know, you're out of the apartment
401 and you're going back or out of the - the scene, not necessarily the scene, out
402 of the...

403
404 Q: Whatever property you're searching.

405

406 A: Yes. Yeah, the property there trying to get it. Yeah, so during that time I was
407 probably inside of the actual scene or the apartment for several maybe ten or
408 15 minutes after our initial clearing kind of we just stayed there with, you
409 know, the body to preserve the - the crime scene until, you know,
410 investigators show up to take it over from us. It's just kind of standard for us
411 on any scene that we're there until we get relieved. Our job is not to search
412 anything. Our job is not to investigate. We secure it. We hand it over.

413
414 Q: Okay.

415
416 A: And so that's what we were doing staying in there for another 10 or 15
417 minutes after we cleared it.

418
419 Q: So once you - once you completed that, were you - did you take any other
420 police action beyond, you know, leaving this location?

421
422 A: No. No. Uh, no, while we're in there. You know something that came up that I
423 wasn't necessarily happy with myself and it - it might end up coming up later
424 in the investigation of, while we were in there controlling the scene, there was
425 officers that were trying to come into the scene and Sergeant Hogan was
426 trying to keep them back out.

427
428 Q: Okay.

429
430 A: And so being one of the guys that actually saw the gun in there, I was kind of
431 assuming that the officer was more or less coming to check, you know, to see
432 that his buddies were okay that, "Hey, his buddies just got involved in a
433 shooting." And, "Man, is there a gun in there?" And I blurred it out, "Yeah,
434 man there's a gun in here. Get out of our scene." Like, "There's a gun here.
435 Go." Like, "Get away from the scene."

436
437 Q: Were you in a position to see who that was?

438
439 A: I - I believe it was Officer Brett Hankison.

440
441 Q: Okay.

442
443 A: Yeah.

444
445 Q: All right. Anything else?

446
447 Q1: Yeah, I just have one question.

448
449 Q: Gotcha.

450

451 Q1: You were the first you said that when you guys started to go in, uh, was there
452 lights on or what did the apartment look like when you first looked in?
453
454 A: You know we - we use our flashlights so it's hard for me to remember if there
455 - if there were lights on there or not. But now that you said that I do remember
456 at some point, uh, one of - one of our SWAT guys going, "Hey, man turn the
457 lights on so the EMS can see what they're doing."
458
459 Q1: Okay.
460
461 A: So I - I do remember. I don't know if that was for the entire apartment or the
462 hallway or whatever. But I said we use our weapon (unintelligible) lights. So
463 and that's one of the reasons we use those is, you know, we work in dark
464 areas, we have to be able to see what we're - what we're doing.
465
466 Q1: Okay. You needed your weapon. I mean lights.
467
468 A: Yeah, yeah. Oh, yeah. I - I and in review of my body camera I'm definitely
469 using my weapon lighted rifle light to see what's at the end of the hallway.
470
471 Q1: Okay.
472
473 A: Yeah.
474
475 Q: Okay. Um, are there any questions we have not asked you or any other
476 information that you may have that maybe beneficial to this investigation?
477
478 A: Not that - not that I'm aware of. No.
479
480 Q: Is there anything you wanna state for the record before we end?
481
482 A: No, sir.
483
484 Q: Is everything you told me the truth to the best of your knowledge?
485
486 A: Yes, sir.
487
488 Q: We will not conclude this statement. The time now is approximately 1400
489 hours.
490
491

492 The transcript has been reviewed with the audio recording submitted and it is an accurate
493 transcription.

494 Signed _____

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INTERVIEW WITH SGT. JOEL CASSE

Q=Sgt. Jason Vance
Q1=Sgt. Jeremy Ruoff
A=Sgt. Joel Casse

Q: This is Sergeant Jason Vance of the Louisville Metro Police Department Public Integrity Unit, and today's date is Tuesday, May 19, 2020. Time now is approximately 1344 hours. We are present at 3672 Taylor Boulevard at the Public Integrity Office. This will be a recorded statement from Sergeant Joel Casse. Statement is in reference to PIU Case Number 20-019. Present with me is Sergeant Joel Casse, an attorney is not present, and Sergeant Jeremy Ruoff of the Public Integrity Unit. Sarge, are you aware this is, uh, this statement is being audio and video recorded?

A: Yes, sir, I am.

Q: Does this meet with your approval?

A: Yes, sir.

Q: Please state your full name and spell your last.

A: Joel Casse, last name C-A-S-S-E.

Q: And, sir, what's your code number?

A: 7821.

Q: And where are you currently assigned?

A: Currently assigned to our SWAT Team on Team 1.

Q: And how long have you been in the unit?

A: Uh, I've been on SWAT for approximately six years, but on the full-time side since its creation - I think we're goin' on, like, two-and-a-half years, somethin' like that.

46 Q: How long you been on the LMPD?
47
48 A: Uh, June will be 11 years sworn.
49
50 Q: Are you under the influence of alcohol, drugs, or any other intoxicants at this
51 time?
52
53 A: No, sir.
54
55 Q: Are you taking any kind of medication that would affect your judgment or
56 your ability to think clearly?
57
58 A: No, sir.
59
60 Q: Some of this doesn't apply. Because of the statutory requirements of
61 KRS67C.326, I'm obligated to advise that you that this is a criminal
62 investigation and not an administrative investigation. However, you are not
63 the subject of the investigation. Knowing this, are you willing to give us a
64 statement at this time?
65
66 A: I am.
67
68 Q: So this is, uh, a follow up interview in relation to, um, the operations briefing
69 on March 13th of this year related to multiple sear- uh, search warrants, um, in
70 particular, you know, the search warrant that was served on - at 3003
71 Springfield Drive. Um, we previously, you know, conducted an interview with
72 you and - and - and, you know, as investigations go, you know, more
73 questions come up...
74
75 A: Mm-hm.
76
77 Q: ...so this - this is a follow up on that. So during the briefing, and - if you can -
78 if you can recall, um, well, even before the briefing, were you - w- were - was
79 any - was search warrants or any kind of information, uh, disseminated to you
80 guys, you guys being the SWAT unit, SWAT team? And were you all able to
81 prepare for this, you know, this night - the search warrants?
82
83 A: Yeah, so, I guess it started maybe a few weeks before the actual date that we
84 served the warrants. We - we reached out to, I believe they were called, the
85 place base unit.
86
87 Q: Mm-hm.
88
89 A: Uh, and they reached out to us about several search warrants we had done
90 previous, uh, some addresses on Madison Street and Muhammad Ali. This

91 would be, probably, the fourth or fifth time we've - we've served warrants at
92 those locations in the past couple years. Uh, and it was gonna be a multi, you
93 know, structure clearing where they wanna do a bunch of warrants at once. So
94 we actually invited them over to our office, uh, brought - I believe Sergeant
95 Burns was in there with me, and I brought a couple of the guys that do a lot of
96 the planning on my side, and we met with that narcotics group. In that time,
97 they discussed maybe six or seven warrants that they wanted to do. Uh, we
98 talked them into, you know, we said, "Look, six, seven warrants at a time is a
99 no go. Like, it's - it's not a good idea. We suggest maybe doin' two that night,
100 two a couple nights later, two a couple nights after that. Like, if you just want
101 to interrupt this criminal enterprise, let's interrupt it over the course of a week
102 instead of one day. Plus it'd be unsafe for us to try to do multiple warrants at
103 the same time, so let's do that." During that time, Springfield was never
104 brought up - the Springfield address. There were some other addresses that
105 were brought up that would be future places that would we hit that were
106 supposedly involved with some of the money keeping, but Springfield was not
107 brought up. However, later that week or it might've been that day, Detective
108 Jaynes sent me an email, and in that email Springfield was included in that
109 email as one of the search warrants. However, I didn't pay any attention to it.
110 There was maybe eight or nine locations in that email, only three of which
111 that were going to be hit the night of that we were doing those search
112 warrants, so I just stuck with the three - the three locations on Madison Street
113 that we were gonna be clearing.

114
115 Q: Do you recall what the email said?

116
117 A: Uh, it says, "Hey, just check out - here's locations." And so - it actually - the
118 locations in my memory aren't listed in the search warrant. It's just up in the
119 attachments. So I didn't open up all eight, nine attachments. I opened up 2424
120 West Madison and 2602 Ali, another Madison Street, and just looked at those
121 'cause those - to my - the discussion we had in the office that day, that's the
122 warrants we were doing that night, yeah, or a week later.

123
124 Q1: Was that Madison or Elliott?

125
126 A: I might be confused. It might be Elliott.

127
128 Q1: Okay.

129
130 A: It might be Elliott. Yeah, 2424 Elliott.

131
132 Q1: Okay, that's...

133
134 A: Does that sound right? Yeah, it might be - it might all be on Elliott.

135

136 Q1: 'Cause I know there's been several on both streets just from being
137 (unintelligible).
138
139 A: So I might be gettin' confused with, uh, we might've done somethin' on
140 Madison recently.
141
142 Q: And - and, you know, I said during this case we've learned a little bit of
143 information related to, you know, your all's correspondence...
144
145 A: Mm-hm.
146
147 Q: ...and your all's being CID and SWAT, did - did you all request no-knock
148 warrants?
149
150 A: Uh, for - it - either it's on Elliott or Madison, whichever one we were doin'.
151 I'm - I - I'd have to go back and look at my notes. For one of the warrants we
152 did request a no-knock warrant for the purpose of if we were gonna do that
153 one, we wanted to have a possibility to use an explosive breach charge based
154 on - this would be the fourth or fifth time we've hit it. Every time it's always
155 barricaded with 2 x 4s, and one of the times we hit it, there was a rifle behind
156 the door. So for safety reasons, we wanted to breach it from away. We had
157 multiple contingencies in place, one being if there wasn't cars blocking the
158 street, we were actually gonna use the CAT arm to breach...
159
160 Q: Ram it.
161
162 A: ...the door, yeah. But - so if we're not able to get to the location with a CAT
163 arm, we're gonna go up and put explosive charge, back away, hit it. And so on
164 explosive breaching ones, we can't exactly do a knock announce because we
165 can't knock on the door, put the charge on there, back away, do the charge as
166 somebody's answerin' the door. So that's...
167
168 Q: Right.
169
170 A: And a lot of times we'll ask if there's a possibility of doin' an explosive
171 breach, we'll ask for a no-knock, but then a lot of times even on no-knock,
172 we'll go, "Hey, we're not doin' an explosive. We're gonna go do a knock and
173 announce on this." It's just a contingency we have, and it's already signed-off
174 on, and then we'll change it to a knock and announce after the fact.
175
176 Q: Well, in your time on it - is a, um, SWAT Team man, you've had several
177 years on the...
178
179 A: Mm-hm.
180

181 Q: ...SWAT Team, if, uh, a unit, whether it be CID or any other unit, if they have
182 a no-knock warrant...
183
184 A: Mm-hm.
185
186 Q: ...uh, what are - what are some of the guidelines as far as the Department's
187 policy states?
188
189 A: Uh, for - on ours for no-knock, it's strictly for safety reasons. Like, if they
190 bring us a no-knock and it said per - for preservation of evidence, we're not
191 doin' a no-knock for that reason. We're doin' no-knocks for safety because
192 we know if we go up there, and we start hittin' doors without announcing
193 ourselves, we're puttin' ourselves in a very dangerous spot. So we're not doin'
194 that for - for evident - evidential reasons.
195
196 Q: So if I - I understand you correctly, is it your all's decision if th- if - say, CID
197 brought you the...
198
199 A: Yeah.
200
201 Q: ...no-knock, you all decide whether that's gonna be served as a no-knock or
202 not.
203
204 A: Yes - yes - yeah.
205
206 Q: Okay.
207
208 A So just because they hand us a no-knock warrant, we're the ones goin' up to
209 the door. We're not necessarily doin' a no-knock.
210
211 Q: Are you aware of any other units doin' no-knocks other than SWAT?
212
213 A: I - I imagine other units that serve warrants may be doin' no-knock warrants,
214 but, I mean, I don't know for certain. Like, I don't know guys that are tellin'
215 me, "Yeah, we did a no-knock warrant last night," you know. I do know in
216 our matrix, I think, uh, 28 is mandatory SWAT, and I think a no-knock is only
217 15 points on our matrix. So in that theory, you know, they could be doing no-
218 knock warrants.
219
220 Q: Right, okay. That's kind of what we're getting' at.
221
222 A: Yeah, and I think, like, I'm - I might have the numbers off on that. I think it's
223 - it's definitely not mandatory. Maybe it should be mandatory, like, except we
224 don't do no-knocks unless there's special circumstances, like, we're goin'
225 after a homicide suspect who's known to be armed, and we can't get the

226 bearcat up to the door. Like, that's - we were gonna have to breach a door at
227 some point. We have an element of surprise. And that also goes into the
228 planning side. They wanted to do the warrants at - in the afternoon sometime.
229 Well, the intel is afternoon some- or 2424 Elliott in the afternoon, there's 30
230 people at the house. Like, we're not goin' up to a house with 30 people in it
231 when you have two targets. We'll wait until it's midnight when there's only
232 people that should be at that apartment or house that are there and do that. So
233 that was all based on planning for our stuff. We didn't know that at the same
234 time narcotics was gonna be serving warrants that piggy-backed off ours, and
235 that's why they were doin' that at midnight 'cause we were doin' ours at
236 midnight. And we - we changed the time for ours because of safety reasons
237 for - we - we're not gonna hit a house that's got 30 people in it, you know, and
238 place...

239
240 Q: So...

241
242 A: ...a bunch of other people in danger.

243
244 Q: So if I heard correctly, you guys - after you all did your vetting out or your
245 background...

246
247 A: Yeah.

248
249 Q: ...you realized - and, you know, you - you...

250
251 A: Yeah.

252
253 Q: ...advised CID, "We're gonna alter your plan a little bit."

254
255 A: Yes, yeah. And - and so we kinda came to an agreement. They wanted to do
256 this many. We only wanna do one. And then the Captain was like, "All right,
257 we'll do three for you all, but we're not doin' any of 'em simultaneous. We're
258 gonna hit one, kinda roll to another, kinda roll to another." It's just we've
259 learned throughout, I mean, just a lot of stuff can go wrong. If we're spread
260 thin, what if something goes wrong in two places at the same time, so we'll
261 just control one by keepin' eyes on it. Clear one, all right, go clear the next
262 one, and then go clear the next one. The days of us doin' simultaneous, we
263 just - we don't do it, you know.

264
265 Q: (Unintelligible).

266
267 Q1: You had mentioned that a few weeks before the actual date of the warrants,
268 which was March the 13th...

269
270 A: Mm-hm.

271
272 Q1: ...uh, you received or you met with, uh, the place base investigations...
273
274 A: Yes, yeah, yeah.
275
276 Q1: ...unit. Do you recall who was in that meeting?
277
278 A: Uh, off the top of my head, I know Sergeant (Meanie) was in the meeting,
279 Detective Jaynes, and Detective Campbell. There might have been one or two
280 other narcotics guys there. I just - those are the three I know for certain were
281 there. And then on our end, it was myself, Sergeant Burns, Officer (Ernst) and
282 Officer Browning. Officer (Ernst) and Browning were gonna do a lot of the
283 preplanning stuff, you know, bring it back to me, I kinda look over it, and then
284 pass it back to them. So kinda, you know, I can't do all of it, so let those guys
285 work it, and we kinda - they bring it back to me. I can approve like, "Let's
286 look at this differently"...
287
288 Q1: Okay.
289
290 A: ...you know, kinda that end.
291
292 Q1: And that was the initial meeting...
293
294 A: Yes, yeah.
295
296 Q1: ...to just kinda brainstorm how...
297
298 A: Yeah, we're gonna address the...
299
300 Q1: ...(unintelligible) he had...
301
302 A: Yeah.
303
304 Q1: ...eight warrants. Let's narrow it down...
305
306 A: Yeah.
307
308 Q1: ...to doin' specific warrants.
309
310 A: Yeah. And because they also - they had pole cams up at a couple of different
311 places, so it's like, "Man, that's great," and, like or actually, there was one
312 location they didn't, 2602 West Ali. And they wanted us to hit that
313 simultaneous as Elliott. We said, "Look, put a pole cam up on Ali. Let us hit
314 this house over on Elliott and see what happens at Ali. Maybe you'll see that
315 everything that left Elliott went straight to Ali. Boom. Now we can do that one

316 tomorrow and it's, you know, let this kinda build the rest of your case by see
317 where everything happens from here.

318
319 Q1: Right.

320
321 A: And that was, like, that was our big push of, like, you know, let's do one thing
322 at a time.

323
324 Q: After this initial group meeting, there was another briefing once it was
325 decided to do the Elliott warrants, is that correct?

326
327 A: Yeah, the - yeah, the - the actual briefing. So that was the actual operational
328 brief of the - the night of that we were doing it. So, yeah, after the initial
329 meeting, we probably exchanged, uh, some ideas through email, maybe
330 through phone calls. Some of that was done with (Ernst) and Browning, with
331 those guys, and they came back and said, "Hey, yeah, uh, we want you all to
332 do these three locations," and it was those Elliott Avenue addresses. And I,
333 like I said, I don't know 'em off the top of my head. 2602 Ali was gonna be
334 saved for another day. There was another Elliott Avenue address that was
335 gonna be a save for another day that was right next door, but there was kids in
336 that one. And that was supposed to be one of the main suspects, so we're like,
337 "We'll see what happens. We'll do that one in two days," you know. When's
338 the last time a - a unit hit a house and then two days later hit a house right next
339 door. Like, they - the dope gang, they - they just go right back to work, so...

340
341 Q: Right.

342
343 A: ...we don't have to do it all at once. You know, let's do it this way.

344
345 Q1: But during that - that was the night of the warrants or the night before?

346
347 A: No, we - that was all discussions prior to the briefing. Once we actually got to
348 the night of the briefing, kinda the idea was solidified of, "We're gonna do
349 these three houses and not the other houses." So the night of the briefing, the
350 plan was our three houses. Narcotics, uh, some of the group - narcotics met us
351 at ours. We briefed with them and said, "Hey, this is our plan with these three
352 houses." I know other addresses were mentioned in the brief, one being an
353 address on Vermont, and then the Muhammad Ali address of, "Hey, these will
354 be future targets. We're not worried about 'em now," kinda like how we had
355 discussed. So that was the intel we had. We went out there to execute our plan
356 for those three houses.

357
358 Q: And that's a good point. I actually want to kinda expound on that. Is it -
359 although you received that email prior to...

360

361 A: Yeah.
362
363 Q: ...the - the actual night of briefing for the warrants...
364
365 A: Mm-hm.
366
367 Q: ...you know, there was other addresses excluded from that night...
368
369 A: Yes.
370
371 Q: ...as well.
372
373 A: Yes, and that, yeah, and that's the whole point of like, yeah, they're - I have
374 eight addresses, but they were going to be pushed to another day to start, like,
375 methodically, you know, clearing these structures over the course of a week or
376 two instead of tryin' to overwhelm ourselves in one night, the plan was to do
377 addresses at a later day. And that was part of - yes, so, yeah, that email - the
378 Springfield address email - was in my email, but it was never discussed one,
379 in the meeting and then two, in our planning, it was never, "Hey, y'all are
380 gonna go to Springfield or we're going to Springfield."
381
382 Q: And had they - had CID advised you guys that they wanted to go ahead and
383 serve that warrant, what would you advise them?
384
385 A: Uh, we would've said that's a bad idea. And then we would've liked to have
386 had a contingency plan for it something goes wrong there for us to have the
387 ability to go assist them. You know, we - that's - the big thing is plan for stuff
388 to go wrong, and we have contingencies of, "Hey, hey, while those guys are
389 servin' warrants over there, you guys - if somethin' bad happens, you are the
390 quick response. You're gonna go to that location." And you can probably go
391 back and watch my body camera. I'm in the alley of Elliott, between
392 Broadway and Elliott, and somebody comes across my radio on SWAT 1 goes
393 - starts, uh, screamin' out for an ambulance and we have somebody's been
394 shot. And I look around and - the - I had a couple of narcotics guys with me,
395 and I go, "Where the hell was that?" And they go, "Over on Springfield," and
396 I go, "Where the hell's Springfield?" Like, they're, like, "Oh, they're doin'
397 another warrant over there." I go, "You need to get on their channel - channel
398 right now and figure out what's goin' on." And about that time, somebody
399 else chime - chimed in and said, "Hey, they need armor over at Springfield."
400 So I grabbed a couple guys from the alley, and we ran and got in my SUV and
401 took off while somebody else brought the bearcat. Like, we were not prepared
402 whatsoever for them - we didn't know they were over at Springfield, you
403 know.
404
405 Q1: So the - the night of the brief once it's decided the warrants are going to hit...

406
407 A: Mm-hm.
408
409 Q1: ...what are - what are those locations that are discussed that you received
410 matrices for, you developed an operations plan...
411
412 A: The actual addresses we were hittin' that night?
413
414 Q1: Yes.
415
416 A: I'm not 100%, like, the exact numbers. I wanna say...
417
418 Q1: Well, on what...
419
420 A: El- Elliott.
421
422 Q1: ...street?
423
424 A: Yeah, all of 'em are on Elliott...
425
426 Q1: Okay.
427
428 A: ...and they're all - there's two pretty much right next - okay. There's one - I
429 wanna say it's 2424 Elliott, but I might have that confused 'cause I said...
430
431 Q1: And you may not.
432
433 A: Yeah, you prob- and if I had my computer, I'd bring up our big PowerPoint
434 that shows, like, all the different places we were goin' to and - 'cause we were
435 gonna clear one that was supposed to have all the people in it. That was gonna
436 be the explosive charge possibly.
437
438 Q1: Mm-hm.
439
440 A: And that's one of the things - it's - we do a primary plan, alternate plan,
441 contingency, emergency, like, if this is there, we're not doin' that. If this is
442 there, we're gonna do this. So we had multiple plans for one door. Uh, clear
443 that one first. There was a vacant next to it and then another occupied house
444 across the street from Elliott. The vacant, while we're hittin' that, too, is
445 because the previous times we've hit these locations on Elliott, yeah, they've
446 got people outta this house, but then found ten guns over in the vacant house.
447
448 Q1: Right.
449
450 A: So, yeah, it's vacant on paper, but all it takes is one person to slide in there,

451 and there's ten guns in there, you know. So we have to assume that people are
452 in there with the gun - where they store the guns, you know. You can't just
453 say, "Oh, yeah, there's nobody in there." Might be somebody in there with all
454 those guns. At some point they go in there.

455
456 Q1: So the - the night of this - these warrants are debriefed, it's just discussed and
457 who from PBI is with you all?

458
459 A: The only one I remember 100% bein' there with us was, uh, Detective Jaynes
460 at the brief.

461
462 Q1: Which is not uncommon, I mean...

463
464 A: Yeah, it's...

465
466 Q1: ...that's - he's - he's the lead on it so...

467
468 A: Yeah, and that's kinda - we've found when we do large briefs, we'll have 20
469 narcotics guys in there who aren't payin' attention to the brief, and back in the
470 back talkin'. It's sorta like, "Hey, man, send a couple of guys here to, you
471 know, be the liaison. Make sure we're on the same page." Then you go and
472 you say, "Hey, guys, this is where we need to be at this time." Just 20 guys in
473 there. They're not payin' attention...

474
475 Q: Right.

476
477 A: ...you know.

478
479 Q1: So...

480
481 A: So that's somethin' we've found over time.

482
483 Q1: The - the night of this briefing, it's just houses on Elliott.

484
485 A: Yeah.

486
487 Q1: Detective Jaynes is there.

488
489 A: Yes.

490
491 Q1: Uh, there's no mention during the day or the night you're executing these
492 warrants of the Springfield address?

493
494 A: No.

495

496 Q1: I don't wanna put words in your mouth, but...
497
498 A: No, and - so - and I do not recall them ever bringing Springfield up in that
499 address. However, at the office I've heard guys say, "Oh, man, he said
500 somethin' about Springfield, but he said that was gonna be at a later date." So
501 some guys say, "Yeah, he" - they heard him bring up Spring - and this all third
502 party. Like, I don't remember this.
503
504 Q: Right.
505
506 A: But they say, "Man, I heard him, uh, bring up Springfield, but he said that was
507 gonna be at a later date." So it was one of those ones of, "I might've heard it,"
508 but it's one of those, "Yeah, I know we're doin' later date addresses for
509 them." It's not part of, "What we're doin' right now. We're doin' these three
510 houses, and that's it."
511
512 Q: Is it common...
513
514 Q1: Are...
515
516 Q: Go ahead, sorry.
517
518 Q1: Are we - it's safe to say, then, you received no paperwork? When I say
519 paperwork, I'm talkin' matrixes.
520
521 A: Yeah.
522
523 Q1: Uh, suspects, those types of things for Springfield address...
524
525 A: No.
526
527 Q1: ...at the same time you...
528
529 A: No, yeah...
530
531 Q1: ...debriefed for the Elliott address?
532
533 A: ...i- if - if it was in the search - I got the search warrant, but that's it. No
534 operations plan, no arrest matrix for that one or anything. And I'm sure some
535 of the suspects would've been tied to all the locations.
536
537 Q: Right. And...
538
539 A: You know, we had particular suspects, but...
540

541 Q1: And that's another question I have, if, uh, the suspects who were at Elliott
542 were tied to the Springfield address?
543
544 A: And - I - I - don't know that information completely. Like, I don't know the
545 Springfield other than what I've now seen on the news or heard guys talk
546 about. But I don't know how - what the tie-in with Springfield was. Like, I
547 didn't sit in and talk to those guys about Springfield enough. It was - never
548 talked to me about - I saw the email about it or the search warrant after the
549 fact, but I - I do not know how they were tied.
550
551 Q1: Okay. Would - I guess what I'm getting' at was your all's training experience,
552 uh, take this situation out of it if - if I'm doin' two warrants at Elliott.
553
554 A: Yep.
555
556 Q1: I have targets at Elliott locations.
557
558 A: Mm-hm.
559
560 Q1: I can also link my targets to another address...
561
562 A: Mm-hm.
563
564 Q1: ...not in the area.
565
566 A: Yes.
567
568 Q1: With those being linked by targets...
569
570 A: Mm-hm.
571
572 Q1: ...would it be common to try to do those locations together or at least with the
573 - the matrix or the paperwork...
574
575 A: Mm-hm.
576
577 Q1: ...that needs to be completed, would have those targets, if they're associated
578 with all three...
579
580 A: Yes.
581
582 Q1: ...and it can be...
583
584 A: Yeah.
585

586 Q1: ...the investigation has lead you to that point that would've had to have been
587 included in a matrix...
588
589 A: Mm-hm.
590
591 Q1: ...for said address...
592
593 A: Yeah.
594
595 Q1: ...off of Elliott, which if SWAT was needed for Elliott and the same suspects
596 were tied to a different location...
597
598 A: Mm-hm.
599
600 Q1: ...I don't know how high it would take it up, but it - it's fair to say it would...
601
602 A: Yeah.
603
604 Q1: ...move the matrix up higher, uh...
605
606 A: Yeah, assuming, like, their main target, (Jamarcus Glover), who had, uh, a
607 pretty lengthy history, always known to have guns, associated with - with, uh,
608 drugs, like, they're, more or less, goin' after some type of cr- criminal
609 syndicate where all this is tied together, they're all workin' hand in hand. You
610 know, so, kinda the same thing only - if - if this guy might be nothin' on the
611 matrix, but he is associated with Victory Park Crips, you can assume when
612 you go to the other house, that there's probably gonna be Victory Park Crips
613 over there that are all armed and dangerous and everything else. So, yes, I
614 mean...
615
616 Q: Uh, and I guess, uh, what he's trying to allude to is although, you know, this -
617 the Springfield address was deemed...
618
619 A: Yeah.
620
621 Q: ...as a soft target...
622
623 A: Yeah.
624
625 Q: ...because it's part of, you know, the - it's grouped with the other targets of the
626 investigation...
627
628 A: Mm-hm.
629
630 Q: ...it's not - you all would not consider it any different, is what I'm sayin'.

631
632 A: No, yeah. And now, based on what, you know, but we treat, like, it - every -
633 every warrant we pretty much go to is - you - a piece of paper can only say
634 one thing, and, like, there is always a threat of somethin' always go- you
635 know, always somethin' goin' bad or there's armed people in there who, you
636 know, it's just - so, yes, I mean, if they're tied to this entire enterprise that's
637 over on Elliott, then...
638
639 Q1: Well let's say (Glover) for example. If we've found throughout the
640 investigation that (Glover) was runnin' with the group that was on Elliott...
641
642 A: Yeah.
643
644 Q1: ...and he also came back to the address on Springfield...
645
646 A: Yeah.
647
648 Q1: ...that would effect a matrix...
649
650 A: Yes.
651
652 Q1: ...on Springfield...
653
654 A: Yes.
655
656 Q1: ...because of (Glover)'s background...
657
658 A, Yes.
659
660 Q1: ...and you're all familiar with (Glover).
661
662 A: Yeah.
663
664 Q1: Uh, and you had mentioned...
665
666 A Yeah, his association...
667
668 Q1: ...he's known for narcotics and gun trafficking.
669
670 A: Yeah.
671
672 Q1: Uh, it's been a while since I've looked at their matrix, but I think those two
673 combined would move it up too, you know?
674
675 A: And, you know, I - and so I...

676
677 Q1: Tell me if I'm wrong.
678
679 A: ...and I haven't seen the matrix for Springfield, so I don't know if would've
680 moved it up or not 'cause I don't know what it - it was on there. Like, I have
681 no idea.
682
683 Q: Right, you never got it.
684
685 A: No, so I don't know. And a lot of times, unless I'm directly involved with,
686 like, the planning of it, those matrixes go to the lieutenant, but I wasn't
687 planning Springfield 'cause I didn't know anything about Springfield. So I
688 had the matrices for all the Elliott stuff, but I never saw one for Springfield
689 'cause I didn't know we were - it was even being done.
690
691 Q1: Okay. Now...
692
693 A: So, you know, it's sayin', like, so I can't say whether or not it would increase
694 it 'cause I don't even know what it originally was. But, yeah, so if you...
695
696 Q1: Correct, but if - okay. Yeah...
697
698 A: Yeah.
699
700 Q1: ...I - I understand what you're sayin', but it's...
701
702 A: Yeah.
703
704 Q1: The main point here is if he's linked to this address, it's definitely going to
705 affect...
706
707 A: Yes.
708
709 Q1: ...if he's on the matrix here...
710
711 A: Yeah.
712
713 Q1: ...because of his background in that...
714
715 A: Yeah, yeah.
716
717 Q1: ...uh, if it was important enough for SWAT to do Elliott...
718
719 A: Mm-hm.
720

721 Q1: ...and it's the same target...

722

723 A: Yeah.

724

725 Q1: ...that importance...

726

727 A: Mm-hm. And - and likely if we would've known about Springfield - is if they
728 said, "Hey, we're also wantin' to do this one tonight," our advice would've
729 been, "Keep eyes on it, let us clear Elliott, and then we'll come over there and
730 clear Springfield."

731

732 Q: Right.

733

734 A: You know, that's - that's - and that's kinda what the advice was from the very
735 beginning of, "We're not doin' 'em simultaneous. We're gonna clear one
736 thing at a time," and, you know, and we - that's kinda just our standard
737 procedure now of, "We'll clear one, and we'll put eyes on the other one.
738 Narcotics can be the eyes. Hey, man, once y'all hit that, people started comin'
739 out of there, we'll have a plan in place if they start comin' out and start takin'
740 'em into custody."

741

742 Q: Right.

743

744 A: "But if nobody comes out, then we'll head over there next, and we'll hit that."
745 Uh, but I think there's a fear of loss of evidence and everything else and - but
746 I'll be honest, like, we just don't care about loss of evidence. We're there for
747 preservation of life and to make it safer for every party involved, ourselves
748 and the potential suspects, you know. And I - I think there's a disconnect there
749 of what we're tryin' to - our mission we're tryin' to accomplish and the
750 mission that they might be tryin' to accomplish.

751

752 Q: Right.

753

754 A: Yeah.

755

756 Q: Are there any other questions? We...

757

758 Q1: Uh...

759

760 Q: Yeah, you go.

761

762 Q1: Not to interrupt you, uh, we haven't made it out to, like, the - the Springfield
763 location. Uh, when you made it out there, is there anything - and it's been a
764 while now, I know...

765

766 A Yeah.
767
768 Q1: ...several months and several warrants have gone past.
769
770 A: Yeah.
771
772 Q1: Is there anything that you recall or anything that - that stands out from, uh,
773 either training standpoints or just anything that stands out in general...
774
775 A: Uh, not probably since...
776
777 Q1: ...when you responded out there?
778
779 A: Probably not since the last time I came in here and interviewed. You know,
780 I've had time to sit and think about it, but I can't think anything that I didn't
781 bring up in our last one, you know, unless there's somethin' y'all can think of
782 that - no, I mean, nothin' that I didn't get into on our last interview about
783 Springfield.
784
785 Q1: Okay.
786
787 A: Yeah.
788
789 Q: Finish this form up. Are there any, uh, any questions we have not asked you or
790 any other information you have that would be beneficial to this case?
791
792 A: Not that I can think of right now.
793
794 Q: Is everything you - you, uh, or is there anything that you wanna state for the
795 record before we end?
796
797 A: No, sir.
798
799 Q: Is everything you told me the truth to the best of your knowledge?
800
801 A: Yes, sir.
802
803 Q: We will now conclude the statement, and time now is approximately 1409
804 hours.
805
806
807 The transcript has been reviewed with the audio recording submitted and it is an accurate
808 transcription.
809 Signed _____

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INTERVIEW WITH SGT. MICHAEL BURNS

Q=Sgt. Omar Lee

Q1=Sgt. Chris McMichael

A=Sgt. Michael Burns

Q: All right, this is Sergeant Omar Lee of the Louisville Metro Police Public Integrity Unit. Today's date is March the 20th, 2020. The current time is 1:04 or 1304. Ah, we are present at 3672 Taylor Boulevard at the Public Integrity Unit Office. Ah, this will be a recorded statement from Sergeant Michael Burns. This statement is in reference to PIU Case Number 20-19. Present with me during this interview is Sergeant Burns and Sergeant McMichael of the Public Integrity Unit. Sergeant are you aware this statement is being audio and video taped?

A: Yes sir.

Q: Does this meet with your approval?

A: Yes sir.

Q: Ah, can you please state your full name and spell your last.

A: Michael Burns, last name B-U-R-N-S.

Q: And what is your code number?

A: 7931.

Q: And where are you currently assigned?

A: Ah, fulltime SWAT.

Q: How long have you been with that unit?

A: Since late November of 2019.

Q: Ah, how long have you been on the department?

46 A: Almost ten years.
47
48 Q: Are you under the influence of alcohol, drugs or any other intoxicants at this
49 time?
50
51 A: No sir.
52
53 Q: Are you taking any kind of medications that would affect your judgment or
54 ability to think clearly?
55
56 A: No.
57
58 Q: Did you sustain any injuries during this situation?
59
60 A: No sir.
61
62 Q: Ah, did you receive any medical treatment?
63
64 A: No sir.
65
66 Q: Ah, what type of uniform or clothing were you wearing at the time of the
67 incident?
68
69 A: Ah, green tactical SWAT uniform.
70
71 Q: And do you have the same uniform or clothing on now?
72
73 A: Ah, the same pants.
74
75 Q: And those pants are kinda like a BDU style pants.
76
77 A: Yes sir.
78
79 Q: The, ah, tactical SWAT uniform is kinda like an - like an olive green.
80
81 A: Mm-hm. Yes sir.
82
83 Q: You have a flank vest.
84
85 A: Mm-hm.
86
87 Q: And it has "Police" written on it and all that. Then you have your, ah, web
88 gear or...
89
90 A: Yes sir.

91
92 Q: ...holster and all the stuff...
93
94 A: Yeah, our belt.
95
96 Q: ...belt on. Okay.
97
98 A: Mm-hm.
99
100 Q: And has - also have police written on the back?
101
102 A: It does, yes sir.
103
104 Q: Okay.
105
106 Q1: Does it include a helmet?
107
108 A: It does include a helmet.
109
110 Q: All right, because of the statu- statutory requirements of KRS 67 Charlie 326 I
111 am obligated to advise you that this is a criminal investigation, not an
112 administrative investigation. However you are not the subject of this
113 investigation. Knowing this are you willing to give me a statement at this
114 time?
115
116 A: Yes sir.
117
118 Q: All right, we'll kinda just, ah, go (unintelligible) on Friday, March the 13th,
119 2020, ah, you had the opportunity to respond to 303 Springfield Avenue,
120 Apartment number 3. Ah, can you just kinda go through the motions as far as
121 how y- how you came to be called there and then what you did once you got
122 on scene?
123
124 A: Ah, the night started off, SWAT was going to execute three search warrants in
125 the 2400 block of Elliott Avenue. Um, we made it on scene to Elliott. We
126 were gonna knock out the occupied house first then move over to the vacant
127 next door and then to a third vacant across the street. Ah, so the houses were
128 not gonna be done simultaneously, but one at a time.
129
130 Q: Okay.
131
132 A: Um, as we made it to 2424 Elliott, which was gonna be the first house that
133 SWAT was going to execute the warrant at, um, the occupied house, ah, the
134 entry team made contact immediately at the front door with multiple subjects,
135 ah, in the residence. After calling out four to five individuals from inside 2424

136 Elliott, um, a transmission came over, um, the radio channel, which I believe
137 we were operating on SWAT 1, ah, from a CID detective. And at first - I'm
138 not for sure who - who that was. But it said something along the lines of, "We
139 need a medic on Springfield." Um, SWAT continued to do our job and call
140 out, ah, suspects. And then it was - then it was known that another detective
141 got on the channel and said, "We have an officer shot on Springfield, we need
142 -," I think they said, "We need a medic and we need the armor." Which I
143 know, ah, it was Sergeant Luke Phan who was asking for the armor, ah, from
144 SWAT. Ah, SWAT personnel, five or six of us, we jumped into the BearCat,
145 which was driven by Scott Walker and headed towards Springfield to help
146 out, ah, the detectives in the situation and scene over on Springfield. While en
147 route we were gathering more intel. And the intel that was gathered was CID
148 was there to do a search warrant, that, ah, SWAT w- we were actually
149 unaware of. Ah, it was mentioned in our brief, but it made it seem like it was
150 gonna be down the road and it was a low risk search warrant. Um, so it was
151 news to us that Springfield was even involved on this night. Um, still en route
152 we had heard that, ah, the officer shot was getting transported in the E- EMS
153 wagon and we actually passed them on the way. And that the suspect was
154 possibly st- still inside with maybe his girlfriend. We make it on scene in the
155 BearCat and as we're pulling up, ah, two Springfield - I think they had placed,
156 ah, the male individual from the apartment in custody. And continue to gather
157 more information, ah, we were told that there was a female inside that was
158 possibly down or deceased that was also possibly the shooter, ah, that was
159 shooting at police as they, ah, knocked and announced and - and did their
160 entry, ah, for the search warrant. So we get on scene, we come up with a plan.
161 Um, I have what we call (Ricky), it's our Throwbot, which is robot that we
162 can throw into residences and - and clear from a screen, ah, to make it safer
163 for us. Ah, we - we - we walk up to the apartment door. The - the door is in a
164 breezeway, ah, the main entry door. It was open and the sliding glass door to
165 the residence which faces the parking lot was - looked like it had been shot
166 out. Ah, looked like the glass was definitely broken. Shattered but still
167 hanging in the window - the - the door pan. Ah, so once we saw the front door
168 was open we made the call to, ah, move up to the front door in order for me to
169 throw the robot into the residence. As we did that I threw the robot in, ah,
170 immediately backed out. Went back to the BearCat and handed off the remote
171 to Scott Walker who was driving our BearCat. Ah, because his job - he
172 couldn't do anything else with - with the way the parking lot was laid out. So I
173 gave him the remote and then I went back to, ah, the front door to try to get -
174 jump into the entry (unintelligible), ah, with the rest of the team. It was
175 immediately called by Sergeant Joel Casse that the female was down in the
176 hallway. Didn't know if she was breathing or not. So they - he made the
177 decision to take, ah, take the residence, ah, basically meaning to enter the
178 residence to clear it and - and get to her to see, ah, if any lifesaving, rendering
179 aid could be, ah, made for her. I was I think maybe the last SWAT guy into
180 the apartment. Um, they cleared the first room, the kitchen, the bedroom. And

181 then I was called up to help Sergeant Hogan clear, I think the back bedroom.
182 Um, maybe w- i- n- might as - might possibly have been her bedroom. Not for
183 sure, but she was laying just outside the threshold in the hallway by this
184 bedroom. We cleared that bedroom, um, myself and Sergeant Hogan and - and
185 Sergeant Casse with their being a, ah, basically like a master bedroom with a
186 bathroom in there. We cleared the bedroom and the bathroom. And then I
187 think finally, ah, the door that she was up against, they open that and cleared
188 that room. I think that was the last room. We called the apartment all clear and
189 I believe it may have been Sergeant Hogan or - or Sergeant Casse - they called
190 for our medic which we have on every operation that we do. Ah, and that's
191 when I start to walk out of the apartment. But as I was walking I could hear
192 our medic say that she had multiple GSWs - gunshot wounds. And I - from
193 watching my bodycam, ah, it was clear that he stated that she had at least one
194 to the chest. Um, from there I made it back to the main door of the apartment
195 and, um, exited the apartment. And then once I exited I never went back into
196 the apartment, I had turned my camera off. In the breezeway you could see -
197 well, i- i- right inside the apartment door there was a couple shell casings. And
198 then in the breezeway that seemed to be, ah, a - a lot more shell casings. I
199 couldn't tell you how many, I didn't count. Ah, wasn't - I was just making it
200 aware for other detectives who were approaching to just be cautious of the
201 fact that there's evidence out in the breezeway that doesn't need to be messed
202 with. And like I said, once I went out into the breezeway I turned my cameras
203 off, ah, regrouped, ah, with the team that was actually still outside trying to
204 figure out what the next plan was. I didn't know if we were going back to
205 Elliott or if we were holding tight on scene of Springfield. After a few minutes
206 when by, I don't know who brought the idea up, but myself and Officer Chris
207 Kitchen, we went - I don't know what the numbers would be, but we were -
208 went to the apartment next door. Actually made contact with a female and
209 walked into her apartment just to make sure that there was - she wasn't injured
210 or there wasn't any, ah, rounds that went through her apartment, ah, common
211 walls with where the search warrant took place at. Um, it was just her alone,
212 in there by herself. And sh- no- we didn't see anything that night. But we had
213 told her if for some reason she found something the next day to just call us
214 and let us know. So we exited her apartment and then she asked us to go
215 check on her grandma which I think may have lived in apartment 1 that shared
216 the common breezeway with where the search warrant was. And then believe
217 Officer Kitchen went and did that. And I don't know if he made contact or
218 not. But, and then from there I - I just, um, regrouped again with the guys.
219 And we were waiting on Sergeant Hogan and I think Sergeant Casse were still
220 inside the apartment. I think they were staying there with the female until
221 detectives came up and - and relieved them.
222

223 Q: All right. Ah, just real quick before I get, ah, you and Chris Kitchen, ah, m-
224 made contact with the female next door, ah, do you - so it was in apartment
225 number 4 which was right behind the steps.

226
227 A: Mm-hm.
228
229 Q: Do you - was it number 3 or t...
230
231 A: It would've been actually the adjacent. So say this is the breezeway, apartment
232 4. If you...
233
234 Q: So it would have been (unintelligible)...
235
236 A: ...walk down this - if you walk down the sidewalk - I know I'm d- and then
237 it's the next apartment building.
238
239 Q: Okay.
240
241 A: But they share a common wall.
242
243 Q: Okay, I got you.
244
245 Q1: Oh, the apartment attached to the...
246
247 A: I don't know if that's the...
248
249 Q1: ...to the master bedroom, the - that back apartment.
250
251 A: Yeah - yeah, yes.
252
253 Q1: Okay.
254
255 Q: So it would have been directly behind...
256
257 A: I don't know if that's north or east or what, but yeah.
258
259 Q1: Okay.
260
261 Q: I don't know (unintelligible)...
262
263 A: So the one that - the one that's attached to, ah, number 4's master bedroom.
264 That common wall.
265
266 Q: Okay.
267
268 Q1: Okay.
269
270 Q: I got you. And there was no obvious injuries there?

271
272 A: No injuries, ah, no obvious...
273
274 Q: And there was no more round - you didn't see any rounds that may have went
275 through...
276
277 A: No - no obvious drywall...
278
279 Q: Okay.
280
281 A: ...or - or any - any markings of rounds that went through.
282
283 Q1: And then Chris Kitchen had checked - checked on the adjacent...
284
285 A: I believe the...
286
287 Q1: ...apartment. Was that in the same...
288
289 A: No that was...
290
291 Q1: Was it in the building you all, ah, moved to to check on the - the...
292
293 A: I think it would have been apartment █ of the target location - 3000 is that
294 3003?
295
296 Q: Th- three.
297
298 Q1: 3003.
299
300 A: So I think it would have been apartment █ if I remember right. So probably the
301 door right across form apartment 4.
302
303 Q1: Okay.
304
305 Q: Okay.
306
307 A: Ah, she said it was her grandmother I believe.
308
309 Q1: Okay.
310
311 A: And obviously all of this was already - our - my bodycam was on. So...
312
313 Q: Yeah. All right, so you - you alls kinda started the night with a game plan of,
314 ah, executing three, ah, high risk warrants. I'm assuming because of the
315 matrix called for SWAT to - to do so or...

316
317 A: Ah...

318
319 Q: Just because there was many at one time?

320
321 A: Yes - yes, the matrix for 2424 was - I don't remember the numbers, I have to
322 go back and look, but it was - it met the threshold for SWAT to do it. And
323 then the two vacants on the same street, I don't recall the matrix on those
324 either. But they were boarded up vacant houses. Ah, but known to stash
325 weapons there. So while we're already on the street doing the occupied one,
326 we were gonna just take it slow and do one, like I said, one at a time, um,
327 slowly.

328
329 Q: Okay. So you're all there, you're - you - you had heard of the stand- the, ah,
330 other location, which I've lost.

331
332 Q1: 3003 (unintelligible).

333
334 Q: Yeah, the 3003 Springfield, you all had heard that that was kinda tied in with
335 the 2424 Elliott investigation...

336
337 A: So...

338
339 Q: ...but you didn't know it was getting served that night?

340
341 A: There was a select few of us that had a meeting the week prior. So we were
342 going over, um, the actual - the addresses, kind of our ops plan. And what we
343 suggest to happen - I thought I recall hearing something about Springfield that
344 day. Ah, some of the other guys did not. But the night of the briefing for the
345 three warrants on Elliott, ah, Detective Jaynes ment- mentioned something in
346 the briefing about Springfield. And all he said was it's a low risk search
347 warrant as far as, ah, the matrix goes. "This is where the target - ," I believe he
348 said, "This is where the target lays his head at." Ah, but he made it sound like
349 it was gonna be down the road. It was never a mention of, "Hey, just so you -
350 by the way, we're doing this tonight, ah, simultaneous with you guys." We
351 were - SWAT as a whole was, ah, unaware of Springfield happening that
352 night.

353
354 Q: All right. And, ah, just for the record purposes, I mean I know what the
355 BearCat is, but can you kinda describe the - the...

356
357 A: It's a - it's one of pieces of armor, ah, that we use on the SWAT team, um, in
358 case we are taking rounds or have to fall back to some hard cover.

359
360 Q: It's kinda like an armored vehicle?

361
362 A: Correct.
363
364 Q: Okay. So Scott Walker's driving, you all, ah, kinda load up in the back and I
365 guess some in the passenger's sides and stuff.
366
367 A: Mm-hm.
368
369 Q: You all drive there, as you're driving there you're gathering intel. Um, and
370 that's when you'll find out that, ah, an officer's been - been shot. You all
371 respond, ah, set up perimeter. You all go through kinda secure - you see that
372 there's a female down.
373
374 A: Mm-hm.
375
376 Q: You check for - see if there's anything that can be do - done for life
377 sustaining. There's not, medic gets called in. Who did you say called in the
378 medic?
379
380 A: It was either Sergeant Hogan or Sergeant Casse.
381
382 Q: Okay. All right, and then you all kinda regroup. When you're regrouping do
383 you - do you start hearing anybody else talking? Like, who was - who was
384 there? Who shot? Who got hit? You know, any kinda...
385
386 A: I...
387
388 Q: ...information like that?
389
390 A: I had heard that Sergeant Mattingly was the one who got shot at the breach
391 point, the front door. I don't know if that was outside of the apartment or
392 inside the apartment. That was unclear. Um, and then I had heard that
393 Lieutenant Hoover and I don't know the other name, but I think they applied a
394 tourniquet on Sergeant Mattingly. Um, while on scene, it was - well, the
395 rumors were that it was Sergeant Mattingly and I - Officer Hankison who had
396 fired shots. That was what was, ah, rumored on - on scene of the search
397 warrant.
398
399 Q: And Mattingly had already been transported to the hospital, it's...
400
401 A: Yeah, we actually...
402
403 Q: ...'cause the ambulance passed you alls...
404
405 A: Correct.

406
407 Q: ...coming in.
408
409 A: We passed them on one of the roads out there. I'm not familiar with the roads.
410
411 Q: Okay. And you say rumor, so you didn't actually speak with Hankison or...
412
413 A: I s- I...
414
415 Q: ...he didn't mention it to you?
416
417 A: I seen Hankison, ah, you can see it on my body cam, as I'm about to walk out
418 of the apartment, he walked up and it was something along the lines of, "Is
419 there some- is there anyone in there dead?" Ah, and right after that I stepped
420 out into the breezeway and my camera went off. Um, after doing - so when
421 Kitchen and I were going to check on the neighbor, um, I had seen in the
422 sliding glass door, I think there might have - if I recall right - there might have
423 been a couple - looked like bullet holes. And then as - like I said, we were
424 walking to go check on the neighbor, in their bedroom window there was a
425 couple bullet holes as well. And I looked at, ah, Officer Kitchen, I was like,
426 "Look at - did you see that?" Or something along those lines. Ah, and he said,
427 "No, I didn't see that. But, you know, I see it now." And so we keep walking
428 and I - that's when Officer Hankison's out in the parking lot, I think he was
429 behind a car or something. He must have heard me say that or Kitchen and I
430 are pointing to it or looking at it and that's when I saw him - I - I assume that
431 he - he raised his hand at us. I don't know if that was him taking credit or
432 saying that, "Hey, I shot into that window." Ah, but, he - we pointed to the
433 window, we looked at the window. He must have heard us, he looked at us,
434 we looked at him, he raised his hand and, ah, basically saying, in - in my
435 opinion, I don't know, I don't know the facts, but, ah, saying that maybe he
436 shot through that window.
437
438 Q: He - he didn't - he never verbalized anything? It was just from the body
439 language and all - that's kinda what you gathered?
440
441 A: Correct.
442
443 Q1: Did you, ah, I just have a quick question, did you see any of, ah, the officers
444 that you thought were on scene at the search warrant at the briefing? Do you
445 remember seeing any of 'em (unintelligible)?
446
447 A: We only had - we only had one detective at our briefing and that was
448 Detective Jaynes.
449
450 Q1: Oh, okay.

451
452 A: So he briefed us on the three, ah, location on Elliott.
453
454 Q: Was it Tony James?
455
456 A: Detective...
457
458 Q1: No Jo- Josh Jaynes.
459
460 A: Yeah, Detective Josh Jaynes.
461
462 Q: Oh.
463
464 Q1: Yeah.
465
466 A: And, ah...
467
468 Q1: But he's it - he's so - he's the only one that - that briefed you?
469
470 A: Yes. He was the only one there.
471
472 Q1: Is that normal - sometimes?
473
474 A: Yes and - yes and...
475
476 Q1: I guess - guess some people are watching houses and stuff?
477
478 A: Yes and no. Ah, sometimes one person is normal. Ah, he told us they had,
479 like, 20 to 30 detectives out on the streets ready. Because we knew more than
480 likely we were gonna pull a bunch of people out of the first house. And then
481 you never know, they had three houses to search and handle. So he told us
482 they had a lot of detectives out there. So we just figured, "Hey, maybe they all
483 have eye - somebody has an eye or they're just all in the area out of scene
484 until we pull up on scene."
485
486 Q1: Right.
487
488 A: But it was just him there, yes. And that's not uncommon, ah, for briefings.
489 But, I guess every unit and little team inside that unit is different.
490
491 Q1: Right. Ah, I think that's it.
492
493 Q: Well, think you've been pretty thorough (unintelligible). Are there any
494 questions that we have not asked you that you may feel is beneficial to the
495 case?

496

497 A: Mmm, nothing - not that I can think offhand, no sir.

498

499 Q: Is there anything you wanna state for the record before we end?

500

501 A: No sir.

502

503 Q: Is everything you've told me the truth to the best of your knowledge?

504

505 A: Yes sir.

506

507 Q: Ah, we will now conclude the statement. The time is 1:27 or 1327.

508

509

510 The transcript has been reviewed with the audio recording submitted and it is an accurate
511 transcription.

512 Signed _____

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7 **INTERVIEW WITH CHIEF STEVE CONRAD**

8 **Q=Sgt. Amanda Seelye**

9 **Q1=Sgt. Jason Vance**

10 **A=Chief Steve Conrad**
11

12
13 Q: This is Amanda Seelye of the Louisville Metro Police Department's Public
14 Integrity Unit. Today's date is Wednesday, March the 18th, 2020. The time is
15 1402. We are present at 3672 Taylor Boulevard at the Public Integrity Office.
16 This will be a recorded statement - statement from Chief Steve Conrad. The
17 statement is in reference to PIU case 20-019. Present with me is Chief Steve
18 Conrad and Sergeant Jason Vance from the Public Integrity Unit. Chief are
19 you aware this statement is being video and audio taped?
20

21 A: Yes ma'am.

22
23 Q: Does this meet with your approval?
24

25 A: Yes ma'am.
26

27 Q: Please state your full name and spell your last name.
28

29 A: Steven Myers Conrad, M-E-Y-E-R-S. I can't even spell my own middle name
30 - M-Y - there is no E before that, M-Y...
31

32 Q: Y...
33

34 A: ...E-R-S.
35

36 Q: ...E-R-S.
37

38 A: So- sorry.
39

40 Q: That's okay.
41

42 A: C-O-N-R-A-D.
43

44 Q: And what is your code number?
45

- 46 A: 2099.
- 47
- 48 Q: And how long have you been with the department?
- 49
- 50 A: Um, eight years as chief. Um, but I was gone for six. I started in 1980. So I
- 51 guess I have thirty-th- ah, let's see I left with 26 years and then added in the
- 52 other 8, so what is that, 34-ish?
- 53
- 54 Q1: A long time.
- 55
- 56 Q: Yes. Are you under the influence of alcohol, drugs or any other intoxicants at
- 57 this time?
- 58
- 59 A: No ma'am.
- 60
- 61 Q: Are you taking any kind of medication that would affect your judgment or
- 62 your ability to think clearly?
- 63
- 64 A: No ma'am.
- 65
- 66 Q: As I stated, we're not gonna answer the questions about what uniform you had
- 67 on since it's not the same date. Because of the statutory requirements KRS
- 68 15.520 I am obligated to advise you that this is a criminal investigation not an
- 69 administrative investigation. However you are not the subject of the
- 70 investigation. Knowing this are you willing to give us a statement at this time?
- 71
- 72 A: Yes ma'am.
- 73
- 74 Q: As your position of chief of police, you were notified of the officer involved
- 75 shooting at 3003 Springfield Drive. Can you please provide an account of
- 76 your response and interactions with LMPD members concerning the incident?
- 77 Please omit any information related to the injured party concerning medical
- 78 treatment as a part of **HIPA** mandates.
- 79
- 80 A: Okay. Um, I received a call and a number of texts from different members of
- 81 the department making me aware of the shooting on Friday the 13th at about
- 82 1:05 - 1:00 to 1:05 is when I started getting calls. Um, I ended up responding
- 83 to the hospital. Um, Lieutenant Colonel Josh (Judah), ah, was one of the calls
- 84 that I received. And he indicated that he would be, ah, responding to the
- 85 scene. Ah, and at that point, ah - ah, I was made aware of the fact that
- 86 Sergeant Jon **Mattingly** had been shot. And, ah, it was important for me to go
- 87 to the hospital, have an opportunity to see him and see his family. I did have
- 88 the opportunity, ah, to thankfully meet with Sergeant Mattingly and - and his
- 89 wife. Um, I also had the opportunity, ah, to meet with his parents and his
- 90 sister. Um, I don't believe there were any other family members there at that

91 time. There were a number of police employees there in the emergency opera-
92 or in the, ah, ER. Um, I - I - I know I'm not going to remember all of them.
93 Ah, Major Kim Burbrink was there, Lieutenant Les Skaggs was there. Um,
94 and - and honestly I don't know the names of everyone who was there. Um, I -
95 I assume they were members of the Criminal Interdiction Division, but I - I'm
96 not sure who was who to be honest with you. Um, while, um, I was there I
97 received a telephone call from Colonel (Judah), ah, that provided me with an
98 overview of - of what they had heard at the scene. Um, and - and - and they
99 would - would - would be - he and - and other officers who were - or
100 commanding officers who there.

101
102 Q: Okay.

103
104 A: He - he was just trying to provide me with the best information that was
105 available from what he was being told. Um, and - and as best I can recall,
106 essentially, um, he said that, ah, the officers from Criminal Interdiction had a
107 warrant. Um, they attempted to execute the warrant, they knocked and
108 announced. There was no answer. They used a ram to open the door. As they
109 opened - or as the door went open, ah, they were, ah, met with gunfire.
110 Sergeant Mattingly and, ah, Detective Hankinson - Brett Hankinson were, ah,
111 were, ah, were present and returned fire. And in the process killed, whom I
112 was told was the suspect - a woman. And that, um, after a while - and I don't
113 know that it was formally a barricade - but there - there was a man in the
114 apartment as well, um, who came out I - I was - I - I was led to believe about
115 15 minutes after the - the shooting. Um, he, um, had his hands up, said the
116 woman was in fact the shooter. Um, and - and I believe that gun was in the
117 apartment. Ah, I was told that SWAT responded. I - I assume a quick response
118 team from SWAT. Ah, they cleared the, ah, apartment and overturned a bed in
119 the bedroom or one of the bedrooms and found a weapon underneath the bed.
120 Ah, the type of weapon wasn't described (unintelligible). Before and after that
121 conversation I had different people at the hospital giving me more or less their
122 description of what they thought had occurred. Um, Major Burbrink didn't
123 have a lot of specifics. Um, I know that - that, ah, Lieutenant Skaggs shared
124 that he had been told that the female, ah, the woman in the house, ah, as - as
125 officers got that door open, ah, saw her lying on the floor in a prone position
126 holding a rifle. And - and she was the one directing the fire, you know, at
127 them. Um, obviously the lieutenant wasn't there. That was what he was being
128 told. And was not all that inconsistent with what Colonel (Judah) had - had
129 shared. While we were there, um talking and waiting and we were essentially
130 hanging out because I was waiting to see what was gonna happen with - with,
131 ah, Sergeant Mattingly. I saw Brett Hankinson walk through the ER. Um, I
132 was surprised by that because, you know, the - the typical, um, response is
133 that someone from Public Integrity is - is usually tasked with keeping up with
134 the officers involved to make sure that they get back here. Um, although this
135 wasn't shared with me at the time, it - it - I'm of the, ah - ah, I - at some point

136 I heard that evening that he had his dog with him. The - the narcotics dog that
137 he works with. And - and made some sort of comment about needing to take
138 care of the dog. I guess maybe securing the dog at home and - and came to the
139 hospital. And I don't know how accurate that is but that's what someone had
140 shared with me. Um, I know that at - at some point prior to talking to Brett,
141 um, Major Burbrink shared that - that Brett was afraid. Um, where he was
142 gonna lose his job. Um, and she didn't really elaborate on that. Um, I didn't
143 approach Brett to do anything other than just say, "Man, I hope you're okay.
144 You know, we'll work through this." And I walked up and said essentially
145 that. And he was, um, you know, visibly shaking. You know, not kinda - not -
146 not scared, but that - that kind of nervous sort of energy that you have after -
147 after something traumatic, you know, happens. And this was, you know, quite
148 a bit after. But he was - he was physically shaking as - as we - as we talked.
149 And after I had, you know, asked him if he was okay, he, um, shared that he -
150 referring to the male suspect - um, was in a crouched position. Which he said
151 was like a - a - a combat position and was holding a rifle, firing at them as the
152 door opened. I wrote that down later because that was 100%, you know,
153 contradictory of what I had heard from (Judah) and what I had heard from
154 Skaggs. Um, so I - I - I was concerned at that point about this conflicting
155 information. But I also understand that neither Skaggs nor (Judah) were there
156 at the time of the shooting. And I - I've been around long enough to see the
157 process of people sharing a story. And by the time it gets from point A to
158 point Z it is - is very different and often nowhere near what really happened.
159

160 Q: Mm-hm.

161
162 A: Obviously, um, Brett was there, ah, the other two were not. Um, and - and -
163 and that was what he had reported seeing to me. I - I didn't ask any additional
164 questions. I told him to take care of himself and - and I walked away.
165

166 Q: So you didn't initially ask him any questions about what had happened?
167

168 A: Absolutely not.
169

170 Q: With just you asking how he was doing, he...
171

172 A: Opened up.
173

174 Q: ...just opened up about...
175

176 A: Yes ma'am. And - and I don't remember the question or the - the conversation
177 verbatim. What I'm describing is - is what I recall from the interaction.
178

179 Q: Mm-hm.
180

- 181 A: But I - I definitely didn't ask him any questions, ah, because I didn't wanna
182 end up having to do this.
183
- 184 Q1: Right and this would have been cordial contact, like any normal person would
185 have after, you know, a traumatic event.
186
- 187 A: Absolutely. And - and we were, you know, we - we're still standing in the
188 hallway of the ER. I mean we were probably 15 - 20 feet away from the bed
189 that - that Jon was in.
190
- 191 Q: Mm-hm.
192
- 193 A: Um, there were other people milling about. It was - it was, you know, just -
194 just about as close as you and I are together, standing there in the ER.
195
- 196 Q: Mm-hm. Was Major Burbrink right there with you during that time?
197
- 198 A: She wasn't in front of me. She had been - she and the lieutenant - and - and I
199 know you've been to the ER many - many times, um, so the - the - you've got
200 the - the nurse and doctor's stations there in the center. And - and so, you
201 know, kinda the big square around it. Um, if - if from where you come in the
202 ER, Jon was in the bed 15, which is diagonally across where the rooms are.
203 Um we were - if you're - if you were coming in from where we all come in,
204 looking at the ER, he's in the far right bed. Um, on that right side of the
205 hallway, up one bed, that - that particular bed was empty and that's where I
206 was standing with Lieutenant Skaggs, C- Major Burbrink and - and it seems to
207 me like there were some other people there, but I don't recall who they were.
208
- 209 Q: And that's - excuse me - that's where you talked to...
210
- 211 A: That - that's where I talked to - to - to, ah, the lieutenant and the major. And
212 then I walked from that location to where Brett was. He had originally walked
213 down towards bed 15. I assume he was checking on Jon. Came back out and
214 was - was standing essentially at the end of that right hallway, near bed 15.
215 Um and I - and I walked up to him and had the conversation with him that I
216 just relayed to you.
217
- 218 Q: Do you characterize his statements as incomplete thoughts or utterances?
219
- 220 A: You know, ah, I - I honestly don't know. Um, it was information that he felt
221 like he needed to share with me. Um, and - and I, you know, I - I guess you
222 could probably - closer to an utterance. I - I - I would, you know, believe it
223 was something he felt he needed to share.
224
- 225 Q: Mm-hm.

226
227 Q1: So, like, a lot of times people are nervous, they feel like they have to say
228 something to kinda break the nervousness or - break the, you know, get the
229 tension out of the air or whatever. You felt like it was something like that?
230
231 A: Yes sir.
232
233 Q1: Okay.
234
235 Q: And then when your conversation ended, did he stick around?
236
237 A: He - he did leave. I didn't see him leave, but - but maybe ten minutes later I
238 was asking if he was still there and I was told that he was gone.
239
240 Q: Okay.
241
242 A: And I'm assuming someone from Public Integrity corralled him and directed
243 him to come here, but I don't know that for a fact.
244
245 Q: Okay. Do you believe that he was there when you arrived at the hospital?
246
247 A: No ma'am. Although I - I don't know this - the assumption I am making is
248 that he got there, um, maybe 10 - 15 minutes before I talked to him.
249
250 Q: Mm-hm.
251
252 A: Ah, that was when I saw him walking back towards Jon's bed. Ah, he was
253 back in that vicinity for a few minutes and, ah, he walked back out into that
254 main area where we had our conversation. So, ah, I don't think he'd been
255 there very long. But I - again I don't know where he was at before I saw him
256 in the ER.
257
258 Q: Okay. Did you talk to Lieutenant Skaggs or Major Burbrink about him and
259 being there?
260
261 A: I don't remember talking with Lieutenant Skaggs. I believe I mentioned it to
262 Major Burbrink that I was surprised he was there.
263
264 Q: Mm-hm. Did she say anything in regards to that?
265
266 A: I - I don't remember.
267
268 Q: When you say you were surprised he was there...
269
270 A: It's just so contrary from what I've seen in previous officer involved

- 271 shootings. I mean they, ah - ah, my experience is they are brought here to
272 Public Integrity by, you know, members of - of this unit.
273
- 274 Q: Okay, so...
- 275
- 276 A: And - and I was - I was surprised that had occurred.
277
- 278 Q: Right, that he was at the hospital...
- 279
- 280 A: Yes.
281
- 282 Q: ...and did he appear to be injured or there was going to seek medical attention
283 is why he would be there?
284
- 285 A: That - that was - I - there was nothing, ah, that I saw in terms of a physical
286 injury. He didn't mention being injured.
287
- 288 Q: Mm-hm.
289
- 290 A: Ah, I don't believe that to be the case. I - I - I honestly believe he was there to
291 check on Sergeant Mattingly.
292
- 293 Q: Okay.
294
- 295 Q1: When Major Burbrink, ah, mentioned to you that - that, ah, **Detective**
296 Hankinson was concerned about losing his job, did she elaborate on that or
297 was it just kind of a just a general statement?
298
- 299 A: I think it was a general statement. And - and to be honest, um, or not honest,
300 but - but to be, um, to provide some additional background, um, y- Brett is
301 one of the two FOP reps for, um, the police merit board. Um, he traditionally
302 votes against the department. Um, and - and - and, ah, I - I think he is
303 potentially paranoid that, you know, I'm gonna do something to him because
304 he always votes against us. Um, I - I - I wouldn't.
305
- 306 Q: Mm-hm.
307
- 308 A: And - and respect Brett. You know, he's doing what's in his heart. I don't
309 agree with the position he takes on stuff. But he's trying to advocate for the
310 people on the department and, you know, that's - that's - that's - that's him
311 doing a job that, you know, the - the FOP elected him to do.
312
- 313 Q: Mm-hm.
314
- 315 A: Ah, and - and why he is so paranoid, I mean there was a - and - and again, ah,

316 that's may not be a fair characterization, but the way it's been represented to
317 me, um, I - I know that - that, you know, he was - was suspended in a - in a
318 narcotics investigation and, you know, got - got a couple of days suspension.
319 And we went through an appeal process and, you know, he was represented
320 by counsel and that whole - that whole thing. And - and, ah, I think he was,
321 you know, con- consistently worried that he'd get in trouble and somehow or
322 another I'd retaliate. And - and, so, I - I think that might have been part of
323 where that fear was coming from. Um, but, ah, I have done nothing that - that
324 I'm aware of...

325

326 Q: Mm-hm.

327

328 A: ...that would cause him to feel that way. I mean I've - and - and I wouldn't. I -
329 I - again I respect the FOP and what they do and...

330

331 Q: Mm-hm.

332

333 A: ...ah - ah, you know, and there've been times that - that Brett has voted with
334 us when he's seen that, you know, it's probably better that that person not
335 work here anymore. Um, so I - I don't - I don't know. That - that's the only
336 thing that I could equate that comment to.

337

338 Q: So did...

339

340 Q1: Go ahead, sorry.

341

342 Q: Did, ah, Major Burbrink talk about his involvement in the shooting at all?

343

344 A: No. I don't think she knew his involvement.

345

346 Q: Did he talk about his involvement to you?

347

348 A: Did - I'm sorry?

349

350 Q: Like, his involvement in the actual shooting?

351

352 A: Oh, (unintelligible).

353

354 Q1: Did he make, like, a comment about his actions?

355

356 A: I am not sure. Um, and I don't wanna speculate on what he might have said.
357 After he talked about the male suspect being in this combat position with the
358 rifle, he likely said something about shooting. But I do not remember that. I
359 mean I - I was more focused and - and again, somewhat surprised by the fact
360 that we were talking about a male suspect when I had heard female suspect

361 from two other sources.
362
363 Q: And so he - he said he actually saw himself? It wasn't that he heard that they
364 saw a male suspect prone with a rifle? He alluded that he actually saw the
365 suspect like that?
366
367 A: And described it, yes ma'am.
368
369 Q: Described it that way? Okay.
370
371 A: And I didn't ask for physical descriptions, didn't ask any follow up...
372
373 Q1: Right. And...
374
375 A: ...questions. And...
376
377 Q: Right.
378
379 A: ...and wouldn't.
380
381 Q: Mm-hm. Okay.
382
383 Q1: (Unintelligible).
384
385 Q: Are there any questions we have not asked you or any other information you
386 have that you think may be beneficial to this case?
387
388 A: No ma'am.
389
390 Q: Is there anything you wanna state for the record before we end?
391
392 A: No ma'am.
393
394 Q: Is everything you told me the truth to the best of your knowledge?
395
396 A: Yes ma'am.
397
398 Q: We will conclude the statement and the time is 1423.
399
400 Q1: Thanks Chief.
401
402 A: Thank you guys, see you all.
403
404 Q: (Unintelligible).
405

406 ((Crosstalk))

407

408 Woman: Well then shut your mouth.

409

410 ((Crosstalk))

411

412

413 The transcript has been reviewed with the audio recording submitted and it is an accurate
414 transcription.

415 Signed Amanda L. Seelye #7846

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INTERVIEW WITH [REDACTED]
Q=Sgt. Amanda Seelye
A=[REDACTED]

Q: Sergeant Seelye.

A: Hello?

Q: Hello?

A: Yo.

Q: Hey this is Sergeant Seelye with Louisville Metro Police Department's Public Integrity Unit. Is this [REDACTED]

A: Yeah.

Q: Hey, um, I - I talked to you a couple months ago after the shooting that occurred at your brothers and your mom's apartment on March 13.

A: Yeah.

Q: Uh, we had spoke on the phone and we were - had talked about getting together, uh, and actually gettin' a - an actual interview you from you. Um, and that I've reached out a couple times and haven't been able to contact with you and I know that you work nights and, um, but I didn't know if I could be able to - if I could do some follow up questions with you o- even just on the phone?

A: Yeah but it's been so long now but (unintelligible).

Q: Right I understand, um, I guess I - do you recall that evening at all?

A: I recall some of it.

Q: Okay I guess can you just start from the beginning. I'll let you just talk and tell me when you were coming home that evening to pick up your daughter from your mom just start from there.

46
47 A: (Unintelligible) but it - it on (unintelligible) Friday (unintelligible).
48
49 Q: Yeah it was a March 13th Friday.
50
51 A: (Unintelligible) Friday okay yeah.
52
53 Q: Yeah so Friday goin' into Saturday morning on the 21st.
54
55 A: Yeah - yeah (unintelligible) parked my car right in the middle of it. The int- in
56 the (unintelligible) entry of the apartment complex.
57
58 Q: Right you didn't park in a spot you just parked right behind the cars correct?
59
60 A: Yeah - yeah that's why my car was parking.
61
62 Q: Okay.
63
64 A: So I was in there preparin' to pick her up and for us to go home. So when I
65 getting ready to come out I open the door before I step out the cops started
66 screaming, "Oh go back inside - go back inside." So I go, "What's going on? I
67 have to go." (Unintelligible) 12:00 and I live all the way in J town so I was
68 trying to get home. So the next thing I (unintelligible) pow - pow - pow - pow
69 - pow - pow.
70
71 Q: Okay so you heard...
72
73 A: (Unintelligible).
74
75 Q: ...shots?
76
77 A: Yeah all the gunshot.
78
79 Q: Okay did you know they were out there before you opened up the door? Were
80 you going to leave with your daughter and opened up the door?
81
82 A: Yeah I was going to leave with my daughter and (unintelligible) describe all
83 the - they were all there screaming, "Oh get back inside - get back inside." It
84 was a lot of police, you know.
85
86 Q: Mm-hm, did you see or hear anything before you opened the door?
87
88 A: Uh, I - I heard them - I heard them banging and that's (unintelligible).
89
90 Q: You heard them...

91
92 A: Yeah.
93
94 Q: What'd you say? You heard them what?
95
96 A: I (unintelligible) heard them, uh, banging on the door?
97
98 Q: You heard them knocking on the door?
99
100 A: Yeah.
101
102 Q: Okay did you hear them saying anything as they were knocking?
103
104 A: (Unintelligible) hear (unintelligible) oh this the police I don't - from there
105 (unintelligible) pow - pow - pow then it - oh it's quiet a little bit now, uh,
106 (unintelligible) a gen- a gentleman I think say oh no it's not me. No I don't
107 have anything to do with this it's not me, you know.
108
109 Q: Mm-hm, okay.
110
111 A: Yeah.
112
113 Q: So do you - you said you did remember them saying something as they were
114 knocking on the door?
115
116 A: Yeah they're knocking on the door.
117
118 Q: What were they saying when they were knocking on the door?
119
120 A: Oh, "This the cops."
121
122 Q: This is the cops.
123
124 A: Yeah.
125
126 Q: Okay and...
127
128 A: Then - then - then (unintelligible) going off pew - pew - pew.
129
130 Q: So but you walked out and then they told you to go back inside and then you
131 heard the gunfire once you were back inside?
132
133 A: Yeah.
134
135 Q: Okay.

136
137 A: (Unintelligible) you know, uh, arrest.
138
139 Q: Say that again I'm sorry.
140
141 A: Eh, I (unintelligible) under arrest (unintelligible) but when I opened the door it
142 was (unintelligible) lot of police, undercover cop they were all over the place.
143
144 Q: Right - right okay, um...
145
146 A: Mmm.
147
148 Q: And so when you pulled up did you see any police car or see any police at that
149 point when you first pulled up to pick up your daughter?
150
151 A: No it was (unintelligible) it was (unintelligible). Probably was police there but
152 I - probably was undercover cop it - when I came there I no see like a regular
153 police car, you know.
154
155 Q: Mm-hm.
156
157 A: So (unintelligible) so when I went to go my - my daughter I, you know, open
158 the door to step out I (unintelligible) I think I seen like probably 4 or 5 guy all
159 on the step.
160
161 Q: Mm-hm.
162
163 A: Saying, "Go back inside - go back inside - go back inside."
164
165 Q: Did they say anything to you as to why or they just tell you to go back inside?
166
167 A: No they didn't say anything.
168
169 Q: Okay.
170
171 A: Yeah.
172
173 Q: So they j...
174
175 A: (Unintelligible) none of my business (unintelligible) so...
176
177 Q: Right so they told you to go back inside, um, w...
178
179 A: Yeah.
180

181 Q: When you opened up the door you could hear them saying this is the cops and
182 you heard them knocking on the door?
183
184 A: Yeah.
185
186 Q: Okay.
187
188 A: Yeah.
189
190 Q: And then you went back inside.
191
192 A: I remem- yeah. I went back inside (unintelligible) after - after - after I was in
193 (unintelligible) pow - pow - pow - pow - pow - pow (unintelligible) all of this
194 shit.
195
196 Q: Right okay.
197
198 A: Then - and then it's - it quieted down for a little bit. Then a gentleman came
199 out and he went uh, "Oh it's not me." And stuff. "I don't have anything to do
200 with this." You know, and he was screaming so...
201
202 Q: Okay and could you tell that they were police when you opened - when you
203 saw them? Could you tell that they were the police?
204
205 A: Yeah (unintelligible) I go to the sl- the sliding door and I saw some blue lights
206 (unintelligible), you know, so when I came out, you know.
207
208 Q: Mm-hm.
209
210 A: I know probably they are - they are police.
211
212 Q: Right did they have anything on them that you could - that would, uh, identify
213 them as police?
214
215 A: (Unintelligible) they have the - the vest on - the bulletproof vest and the -
216 with, uh - with, uh, the hard cap on.
217
218 Q: Okay did the (unintelligible) thing...
219
220 A: You know how des- describe...
221
222 Q: ...on him?
223
224 A: No I - I, um, when I came out in the...
225

226 Q: (Unintelligible).
227
228 A: (Unintelligible).
229
230 Q: Right okay - okay. Is there anything else...
231
232 A: Yeah.
233
234 Q: ...do you think that you can remember that you think would be important for
235 me to know?
236
237 A: Uh, e- e- I (unintelligible) I (unintelligible) cousin said the bullet through his -
238 his roof, that's what him said.
239
240 Q: Mm-hm.
241
242 A: (Unintelligible) fire through - yeah the bullet through for his closet room door.
243
244 Q: Right.
245
246 A: It went, uh - yeah.
247
248 Q: Yeah okay all right well, [REDACTED] I thank you so much for callin' me back and
249 givin' me this information. I appreciate you takin' time out of your day.
250
251 A: All right thank you.
252
253 Q: Thank you buh-bye.
254
255

256 The transcript has been reviewed with the audio recording submitted and it is an accurate
257 transcription.
258 Signed Amanda L. Seelye #57846

INTERVIEW WITH [REDACTED]
Q=Sgt. Jason Vance
A=[REDACTED]

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Man: With that said, um, uh, (unintelligible) is still there (unintelligible), uh, but - but I hope that every landmark, um, in every town especially (unintelligible).

Q: This Ms. Pruitt? Ms. Pruitt can you hear me?

A: Who's callin'?

Q: I'm sorry ma'am I think we - you have me on Bluetooth. You just probably couldn't hear me. I couldn't hear you. My name is Jason Vance. I'm - I work with - for the Louisville Metro Police Department. I spoke with you on March 13, uh, outside your apartment, you know, in relation to the police invol...

A: Oh yes - yes.

Q: Yes ma'am and I'm sorry to bother ya. I, um - I may have caught you in the middle of somethin' here. Uh, do ya...

A: No you're okay.

Q: Do you have a second to speak?

A: Yes.

Q: Okay I know that we briefly spoke on-scene, uh, I know you were leavin' for week when I - I made contact with ya. Um, but I was wonderin' one question that we never got to - I never got to ask you was is, you know, prior to, uh, you know the whole - the shooting and whatnot...

A: Uh-huh.

Q: Uh, did you - I know you originally said that you heard yelling, um, but could you elaborate on that as far as maybe specifics?

A: Well I n- I never heard yelling. My kids when I - when everything was like

46 over and the SWAT had left and all that. My kids were like, "Momma you
47 didn't hear that?" And I was like, "Hear what?" And they was like, "Well you
48 could obviously tell the police down there because was - you know, they was
49 beatin' on the door. They said they were beatin' on the door like they were
50 police.

51
52 Q: Okay.

53
54 A: That - that's what they were telling me and I was like, no I was asleep. And
55 she said that's what - I guess that's where it started.

56
57 Q: Do - do you know if they're - how old are your kids?

58
59 A: 18 and 19.

60
61 Q: Did, um, do - do you know if they - that they remembered and I - and I if it's
62 okay with you I may want to maybe follow up with them in person but, uh, do
63 you remember if they heard they police officers announce themselves like say
64 - did they say, you know, whatever police or we are the police or, you know,
65 whatever?

66
67 A: No they told me that nothin' was said that they just beat on the door.

68
69 Q: Okay it's - it's all they told me. They was like - I said y'all don't know if it
70 was them? She was like, they didn't say nothin' they just beat on the door.
71 And my kids said, you know, they were beatin' on the door was like how
72 police beat on the door.

73
74 Q: Right.

75
76 A: She was like, "But nothin' was said."

77
78 Q: So they actually didn't see them but they heard the knocking and they
79 attributed...

80
81 A: Yes.

82
83 Q: ...to a police - a police officer.

84
85 A: Right - right 'cause they - 'cause they've heard, you know - you know,
86 everybody always say the police knocks differently than regular people. So
87 she's was just like, "Momma the way he was beatin' on the door you could
88 tell it was police."

89
90 Q: Right - right.

91
92 A: And I was like - I said, "But y'all didn't see nothin'?" She was like, "No." I
93 say, "Y'all heard nothin'?" She was like, "No." But she was like, "No." She
94 said but we just heard him beatin' on the door. She said, "We just knew it was
95 police."
96
97 Q: Right and I assume you were asleep at the time?
98
99 A: Oh yeah definitely I didn't - I didn't wake up until I heard the first three shots.
100
101 Q: Okay.
102
103 A: And I jumped on the floor and I ran to my kids room and I make sure they
104 were in there. J- you know, make - 'cause it was so close I, you know, I was
105 makin' sure it wasn't in my house. I'm like, oh my god, you know, and as I
106 was leavin' their room to go get my phone off my table. I heard like 5 more
107 shots go off. And that's when I kind a jumped on the floor and I called 911
108 and was like, "Hey, you know, y'all need to get police over here 'cause," -
109 you know, I mean 'cause you didn't know police was out there. So just as I'm
110 callin' 911 and tellin' 'em what's goin' on when I open my window - well my
111 window was already cracked like the - the window was open my shade was
112 raised a little bit just as I kind a moved the curtain back and looked out that's
113 when they put their lights on in the window. So you actually knew they were
114 police.
115
116 Q: Okay.
117
118 A: 'Cause at - you know, at first you didn't know they were police because there
119 was no lights on, no nothin', you know, so when the gun shots off that's when
120 they actually put their lights on.
121
122 Q: Okay.
123
124 A: I said, oh and I hung - and you can hear it in the conversation on the - the
125 when I called them. I said, "Oh never mind. Police is out here." I said, I didn't
126 know it was them 'cause it was - it was undercover cars.
127
128 Q: Right - right okay.
129
130 A: And I think it was like three of 'em like one was truck and I think the other
131 two were cars. And that's when I see one of 'em jump in the front seat and hit
132 the light. And that's when his lights went off in the front window. I said, "Oh
133 police is here." You know, like I said, you - you never even - even knew they
134 were out there 'cause there was no indication they were there.
135

136 Q: Okay - okay, uh, is there anything that - that you think that you - that you may
137 - any kind of information that you think I need to know that we - that I haven't
138 asked you hear and I didn't ask you the day of the incident, you know, um,
139 'cause I mean I work for the public integrity unit, you know, our
140 responsibility...

141

142 A: Mm-hm.

143

144 Q: ...is to reconstruct and investigate the whole incident.

145

146 A: Mm-hm.

147

148 Q: Um, is there anything...

149

150 A: I just heard, uh, I mean I - I could just tell you what I saw. Like I said I heard
151 three gunshots go off. That woke me up immediately. And like I said as I went
152 to grab my phone you heard 5 more gunshots go off. I think told the people on
153 the phone, uh - 911. They was like, "Well how many shots did you hear?"
154 And I was said, "I think it was about 9." And, uh, we hung up when I looked
155 out my window and they flicked their lights on in the window...

156

157 Q: Okay.

158

159 A: ...in their car. I hung the phone up with them and when I hung the phone up
160 that's when you seen like a lot of activity goin' on outside and I guess they
161 were tryin' to get somebody out of the house.

162

163 Q: Mm-hm.

164

165 A: Because at that moment I didn't know that somebody had shot at them. They
166 had shot at - I didn't know all that.

167

168 Q: Right.

169

170 A: All I know is we heard all these gunshots go off.

171

172 Q: Right.

173

174 A: And, uh, I know they finally got a guy out because my daughter recorded it.
175 And, uh, the black guy that came out of the - the house, you know, he was
176 like, crying real bad. I mean like he was really crying just somethin' terrible
177 and they kept askin' him questions and he was like, you know, "Who had the
178 gun - who had the gun and what kind was it?" He was like, "A 9-millimeter."
179 And, you know, and then I had seen SWAT go in and when SWAT came back
180 out they was like all clear. So like I said we never even knew until I left for

181 work that morning when you let me out that's when I found it was a body in
182 there.
183
184 Q: Right.
185
186 A: Because the news announced it.
187
188 Q: Right.
189
190 A: We never knew all that time that somebody had been shot.
191
192 Q: Mm-hm.
193
194 A: But like I said when SWAT went in they said, all clear, you know, like you
195 never see them come out with anything. It was nothin'. It was just like, okay -
196 you almost think to yourself like, okay what was this done for?
197
198 Q: Right.
199
200 A: You know, because you - you know they didn't come out with anything. You
201 know, of c- obviously they brought the - the black guy out who was doin' a
202 bunch of cryin' and stuff. I mean - but you wonder to yourself like, okay why
203 is he cryin' but when I found out that - that girl was in there dead. I was like,
204 oh well that would explain he was doin' the crying.
205
206 Q: Right - right.
207
208 A: But other than that, you know.
209
210 Q: Does your daughter still have that video?
211
212 A: I mean I could call her and ask her.
213
214 Q: Okay the number I'm t- I'm calling you on is my cell phone. If - if you feel -
215 if you feel - after you talk to your daughter if you feel comfortable doing this.
216
217 A: Uh-huh - uh-huh.
218
219 Q: Can you forward me that video? If you don't...
220
221 A: Yes.
222
223 Q: ...I totally understand I'm not...
224
225 A: No it's no problem.

226
227 Q: Yeah, um...
228
229 A: It's no problem.
230
231 Q: But yeah just talked to your daughter and - and just see if she feels
232 comfortable with it too but well [REDACTED] thank you so much for talkin' to
233 me.
234
235 A: You know what, she might not - Imma tell you why she might not have it.
236 When she posted it I guess the girl who passed away, her sister saw the video
237 'cause my daughter - when I was at work the next day and I got home. She
238 said the daughter - the sister contacted her and was like, "Can you take that
239 video down?"
240
241 Q: Oh.
242
243 A: And she was like, "Why I didn't do nothin' wrong." She was like, "Because
244 that was my sister in there and, you know, nobody needs to see." She was like,
245 "But I didn't do anything." And I was like, "Well what did you do?" She said,
246 "Well I didn't get smart with her or nothin' because we knew her sister." My
247 kids apparently knew the girl that was killed.
248
249 Q: Right.
250
251 A: You know, like they weren't - I'm gonna not gonna say they were close but I
252 think they just might a known each other like from social media and like back
253 in the day type stuff but other than that no I - I can't say that they really hung
254 with her. But I wanna say she said the sister contacted her. But I can definitely
255 call and find out for sure 'cause like I said she - she was in window and
256 recorded the whole thing.
257
258 Q: Right.
259
260 A: And I was like - I said, "Are you recording it?" She was like, "Yeah." So and
261 she - and she had like all these people on there and they was like, oh my god
262 like SWAT's (unintelligible) 'cause I mean we ain't never seen anything like
263 it. And then we saw them raise the officer up off the ground. 'Cause you knew
264 something had happened to somebody but you didn't know who.
265
266 Q: Right.
267
268 A: And they had, uh, a regular car like bust down the gate. And he was like, the
269 gates right here. He was like, break it. Whoever the guy was he was yellin'
270 like, "Break it down - break it down." And the car came through and they

271 said, "On 3. 1, 2, 3." They lifted the officer up and put him on that hood and
272 backed him out of there. And that's kind a when he told SWAT to go inside
273 the apartment.
274
275 Q: Okay.
276
277 A: And was, you know - then SWAT went in and I heard SWAT come back out
278 and say, "All clear."
279
280 Q: You guys are in apartment [REDACTED] which is the second floor, uh...
281
282 A: Yes.
283
284 Q: ...west apartment.
285
286 A: Yes.
287
288 Q: Okay - okay, um, yeah I mean talk to your daughter and see if she would be
289 willing to do that if she would. She can forward to - like I said that - that - the
290 phone number I'm calling you from is a cell phone so she can forward it to
291 that cell phone and, um...
292
293 A: You know what I might actually have it so let me go through some of my
294 messages and I can probably send it to you to myself because I know her. You
295 know, I - I didn't even, you know - I don't even want them "medlin". So I can
296 send it to you my - yeah 'cause I know my kid - you know, how you know
297 your kids so you know.
298
299 Q: Yeah that's fine I understand.
300
301 A: And then even she's lyin' least I can, you know, she you myself what she
302 recorded.
303
304 Q: Right - right no I appreciate it. [REDACTED] thank you for talkin' to me. And I -
305 and I, you know - I'm sorry that you guys even have to go through all this.
306
307 A: It's okay and what's your name again?
308
309 Q: It's Jason Vance, V as in Victor.
310
311 A: Okay.
312
313 Q: A-N-C-E.
314
315 A: Okay Officer Vance?

316
317 Q: I'm - I'm a - yes I am - well I'm a sergeant but I mean, you know we're...
318
319 A: Oh okay sorry about that Sergeant Vance.
320
321 Q: We work - that's - it's quite all right. It's quite - we work in the, uh, public
322 integrity unit.
323
324 A: Okay I'll send it to ya.
325
326 Q: Okay thank you so much.
327
328 A: Okay no problem.
329
330 Q: Have a good night.
331
332 A: All right you too.
333
334 Q: Bye.
335
336 A: Bye.

337
338
339 The transcript has been reviewed with the audio recording submitted and it is an accurate
340 transcription.

341 Signed Amanda L. Seelye #7846

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7 INTERVIEW WITH [REDACTED]
8 Q=Sgt. Jason Vance
9 A=[REDACTED]
10

11
12 A: Hello?

13
14 Q: Uh, [REDACTED] please.

15
16 A: Yes this is she.

17
18 Q: Ms. Moore, my name is Jason Vance. I'm an investigator with the Louisville
19 Metro Police Department Public Integrity Unit. How are you?

20
21 A: Yes. (Unintelligible).

22
23 Q: I'm good do you have a second to speak about the incident that occurred in
24 March across the, uh, breezeway there from your apartment?

25
26 A: Yeah what about it?

27
28 Q: Well we had - we had - during our canvas we had - we had a placed a business
29 card in your door and I actually remember making contact with you if you - I
30 mean you probably don't remember me. But, uh, in the morning in the
31 incident we had - we had let you get your car out so you could go to work and
32 all that. I don't know if you remember all that.

33
34 A: Uh-huh.

35
36 Q: Um, but I wanted to follow up with you about, uh, that incident. And if - if - if
37 anything - if you, you know, saw something, heard something, uh, any kind of
38 information that would be valuable to the investigation.

39
40 A: Well honestly I didn't see anything, um, I would say I heard the gunshots and
41 that's woke me up. And then I had went to the window and saw that the police
42 officers was on top of my car with the assault rifles and stuff. And they were
43 sayin', you know, stay inside, don't nobody come out or whatever 'cause they
44 wanted to get the dude out the apartment 'cause they said that he had shot a
45 police officer or whatever 'cause I had heard a couple of 'em talkin' outside of

46 my window. But honestly I didn't see anything. I didn't - all I saw was a -
47 everybody pullin' up and stuff. I mean I heard (unintelligible) police
48 (unintelligible) to the, uh, car and drive out.
49

50 Q: Right.

51
52 A: And to the gate and then (unintelligible) the gate came down. I don't know I
53 mean, it was - it was a lot goin' on.

54
55 Q: No I - I get it ma'am and I'm sure it's just very, you know...

56
57 A: It was very chaotic as far as the man like I know once we figured out
58 everything that actually was goin' on, I mean, it was just crazy. I mean I did
59 see the dead body out my peephole 'cause, I mean, I'm the apartment right
60 next to them.

61
62 Q: Yeah.

63
64 A: And then, uh - I mean, I saw the bullets. There was a bullet right - right on my
65 - my, uh, welcome mat so, I mean, it was pretty close.

66
67 Q: Right - right no I agree - I agree. Um, as far as like, you know - and this is just
68 because of modern day technology, you know, do you happen to have any cell
69 phone video or anything that - 'cause I mean we - what we do and I - I
70 should've explained this before we started speaking about it. We try to
71 gather...

72
73 A: Oh.

74
75 Q: ...as much if - if - of any evidence we can possibly get for these types of, you
76 know, incidents because our job is to reconstruct it and determine and what
77 happened, what...

78
79 A: Right.

80
81 Q: ...occurred, you know, through evi...

82
83 A: Well I've heard about everything that's goin' on and honestly I mean I just
84 feel bad for the family and everything that's affected but no I mean I didn't
85 record nothin'. I didn't - I - I got woken up outta my sleep because of the
86 gunshots and - I mean I don't know how many it was. None came through my
87 apartment and whatever but I mean as far as the sheriff and stuff y'all shot the
88 door but no I didn't - I didn't see anything. Honestly I just saw the after effect
89 of - the - the dead body and then, uh, havin' to come out my door and bein'
90 walked out my door I guess by you or someone else I don't know.

91
92 Q: Yes.
93
94 A: And then, uh - and to my car and then they walked around my car to make
95 sure there was no damage done because they were leanin' on and stuff, uh,
96 tryin' to get him out the apartment but I mean I really - I really don't know
97 what happened.
98
99 Q: Okay well I - I ap- I do appreciate you takin' time outta your day to speak
100 with me, um, if - if...
101
102 A: You're welcome.
103
104 Q: You know, if - if you a week from now, a month from now whatever if you
105 decide that, "Oh I forgot to tell him this," or whatever the number...
106
107 A: Yeah sure.
108
109 Q: ...that's (unintelligible) you're more than welcome to - if you even have
110 concerns you're more than welcome to call me back and, uh, we'll...
111
112 A: Yes.
113
114 Q: ...do what we can okay.
115
116 A: Yes sir appreciate it.
117
118 Q: No problem and have a good day.
119
120 A: You too, bye.

121
122
123 The transcript has been reviewed with the audio recording submitted and it is an accurate
124 transcription.

125 Signed Amanda L. Seelye #7846

INTERVIEW WITH [REDACTED]

Q=Sgt. Jason Vance

A=[REDACTED]

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A: You g- I was about to leave so go home.

Q: Did you hear anybody - sir it's, uh, Jason Vance from Louisville Metro Police. Hey, did you hear anybody talking prior to you coming out to leave your brother's house?

A: When - when I get outside (unintelligible), uh, this (unintelligible) this - this (unintelligible) outside and - and said guy said, "Go back in."

Q: But did you hear them say - did you hear them identify themselves either to you or to anyone else?

A: I saw the uniform on - I saw the uniform on them so I know, eh - when I looked through the window I saw it was a lot of - of police car. And I saw the - I saw, um, the a- the armor car was parking on the left-hand side (unintelligible) tellin' me to - to get inside.

Q: Well it's just...

A: So when I went to the window and I saw the...

Q: Is it...

A: The - the...

Q: I don't mean to cut you off I'm sorry. Is this before the shooting or after the shooting?

A: It was before the shooting.

Q: Okay.

A: Yes.

46 Q: Did you ever hear anyone identify themselves as police?
47
48 A: No nobody identify themselves.
49
50 Q: So when you - you came outside your brother's apartment you just saw clearly
51 saw them marked with police uniforms and that's how you know they were
52 police?
53
54 A: Yeah I saw the SWAT van and the guy - the guy said, "Go in." You know, so
55 right away I - I walked back in there and shut the door and when I went -
56 when I went back to the window it - and - and (unintelligible) I just heard a
57 machine gun (unintelligible) pop - pop - pop - pop - pop so...
58
59 Q: Um, did you - did you hear any knocking or anything?
60
61 A: Uh, a door knocking?
62
63 Q: Yes.
64
65 A: No.
66
67 Q: Sir would you be available to do an interview, you know, at your convenience.
68 There's no rush on it, um, we just want to follow up with you and do more -
69 more of a formal interview with you if - if possible. To kind of document, you
70 know, what you observed that night.
71
72 A: Yeah - yeah.
73
74 Q: What would be convenient for you?
75
76 A: Uh, right now I'm not working because of the, uh - the vi- uh, yeah
77 coronavirus so I'll be home.
78
79 Q: Okay I mean so any day would work?
80
81 A: Yeah any day will work for me.
82
83 Q: Okay and is this - this is a good number to - to contact you on?
84
85 A: Yes sir.
86
87 Q: Okay well thank you for your time tonight sir.
88
89 A: So how you guys get my number?
90

91 Q: Um, we were able to get it, uh - I think and I'm not 100% certain but I think
92 we got it, um, from the - from ([REDACTED]) is that - is that your brother's name?
93

94 A: Oh - oh yeah my - yeah d- yeah.
95

96 Q: Is that o- it's okay right?
97

98 A: Yeah - yeah it's okay - yeah it's okay.
99

100 Q: Okay all righty sir well thank you for speaking with us and, um, we'll touch
101 base with you tomorrow if that's okay.
102

103 A: All right.
104

105 Q: Thank you.
106

107 A: Thank you.
108
109

110 The transcript has been reviewed with the audio recording submitted and it is an accurate
111 transcription.

112 Signed Amanda L. Seelye #7846

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7 **INTERVIEW WITH DET. MIKE KUZMA**

8 **Q=Sgt. Jason Vance**

9 **Q1=Sgt. Jeremy Ruoff**

10 **A=Det. Mike Kuzma**
11
12

13 Q: This is Sergeant Jason Vance with Louisville Metro Police Department,
14 Public Integrity Unit. Today's date is May 18, 2020. Time now is
15 approximately 1338 hours. We are here present at 3672 Taylor Boulevard, the
16 Public Integrity Office. This will be a recorded statement from Detective Mike
17 Kuzma. Statement is in reference to PIU Case 20-019. Present with me is
18 Detective Mike Kuzma. An attorney is not present and Sergeant Jeremy Ruoff
19 of the Public Integrity Unit. Detective are you aware this statement is being
20 video and audio recorded?
21

22 A: Yes.
23

24 Q: Does this meet with your approval?
25

26 A: Yes.
27

28 Q: Uh, please state your full name and spell your last name please.
29

30 A: It's Michael P. Kuzma the Third. That's K-U-Z-M-A.
31

32 Q: And sir what's your code number?
33

34 A: 7063.
35

36 Q: Where are you currently assigned?
37

38 A: Uh, (unintelligible) Shively Police Department, Special Investigations Unit.
39

40 Q: How long have you been in that unit?
41

42 A: Seven years.
43

44 Q: How long you been the department?
45

46 A: Um, 12 years.

47

48 Q: Are you under the influence of any alcohol, drugs, or any other intoxicants at
49 this time?

50

51 A: No.

52

53 Q: Are you taking any kind of medication that would affect your judgement or
54 ability to think clearly?

55

56 A: No.

57

58 Q: This section here does not apply. Because of statutory requirements of KRS
59 67C.326 I'm obligated to advise you that this is a criminal investigation not an
60 administrative investigation. However you are not the subject of this
61 investigation. Knowing this are you willing to give us a statement this time?

62

63 A: Yes sir.

64

65 Q: Mike I'm gonna let you just start, um, and this - if you can just kinda keep in a
66 - a timeline if you will.

67

68 A: Sure, uh, so on, um, the only really good date I can give you is on January
69 17th, uh, Sergeant Jon Mattingly had reached out to Sergeant (Salyurn)
70 Salyer, myself, um, inquiring about an address, um, that might be getting
71 parcels. And, uh, originally - and he - and he actually gave us - there was an
72 address and a name and originally the - the name rang a bell. Um, there was a
73 - it was - it was actually the last name, um - I think their guy's name was
74 Jamarcus Glover our guys name was, uh - it was (Jason) Glover. Uh, it was -
75 it was d- different. So originally we had told y'all, "Hey I think we're, you
76 know - we're familiar with guy I - I think that we did have some interaction
77 with him." And then I did some research on it checked it. There was no parcel
78 history and I had told Sergeant Mattingly that, "Hey different - different guy."
79 Um, the Glover name got my attention but the - the first name was - w- it's
80 not the same guy. Um, so at that point I had, uh, like I said I told Jon
81 Mattingly that, you know, hey no parcels and that was pretty much the end of
82 it. So, um, moving forward maybe a couple weeks, uh, (Kelly Hannah) had
83 reached out to me, um, askin' about, um, the same address and I had, uh,
84 explained to her that, you know, I - I had been asked about the address and
85 there was, you know - there was no parcels and she started talking about the
86 guy and I - I had told her that, you know, we had originally thought that, uh, it
87 could have been the same person but it - it wasn't. Same last name different
88 first name. Conversation ended and then just a short time later, um - again I
89 don't know if it was days I - I don't recall. Um, Mike Nobles had reached out
90 and asked the same question. And again I told, "No," you know, "there was -

91 there was no history." Um, and that was, you know that was pretty much it.
92

93 Q: Um, if you can and - and I'm not familiar with this whole process but explain
94 to me the process in which, you know, you - how you determine that
95 information.
96

97 A: So I have to call the postal inspector so if somebody calls me, um, and says
98 hey can you check an address I - we have no access to the federal database at
99 all. Um, so if we, uh, want any information we have to call a postal inspector
100 as if it was our own case and just say, "Hey can you run an address for me
101 and, uh, let 'em know," and then, you know, well we would, you know, let the
102 officer know, "Hey they said no. There was nothin'."
103

104 Q: And if you don't mind do you un- I mean do you know - you may not know
105 what's the - wh- is it possible I mean - I mean - start again. Is it possible to run
106 for parcels - run check for parcels in different tol- multiple different ways?
107 Can you run it by name? Can you run it by address? Can you run it by - what?
108

109 A: No you have to do it by address.
110

111 Q: It's only address.
112

113 A: Mm-hm, so if - if - yeah if I call them and say, can you run this guy's name
114 and see if he's gettin' parcels they - it doesn't happen.
115

116 Q: Okay.
117

118 A: You can't - they can't get that information.
119

120 Q: So it's based solely on a physical address.
121

122 A: And that's my experience with my cases.
123

124 Q: Right - right.
125

126 A: You know if I call them I have to be able to say, "Hey can you check an
127 address," that's it.
128

129 Q: Okay, um, now have you had any pr- any pr- any more contact with these - the
130 people in this - in this, you know, incident. I know you spoke about having
131 contact with Sergeant Mattingly and, uh, Sergeant han- or Detective Hannah
132 and then Detective Nobles. Since this all has come out have you had any
133 contact...
134

135 A: Yeah.

136
137 Q: ...with (unintelligible).
138
139 A: Yeah absolutely.
140
141 Q: Can you talk about that?
142
143 A: Yeah so I - well, um, when I heard - when I saw the - the affidavit came out
144 and they said that postal had said I called Jon Mattingly and I said, "Hey, um,
145 I - I noticed that, uh, (unintelligible) affidavit said that, you know, he had got
146 confirmation from postal that he was receiving boxes. Did, you know, uh, I
147 had told you - no is there, you know, somethin' that have happened? Do we
148 know - did he talk to another inspector?" I mean, what - he said - and Jon said
149 that he, you know - he told him no. You know, he didn't tell him that, you
150 know, there was boxes so I was - and actually Jon's like, you know, I don't
151 even know that I - I even talked to him. Uh, he - he said he couldn't remember
152 if he even got back with him. Um, so that I again called Mike. And had that
153 conversation with Mike and Mike said no as well so...
154
155 Q: Mike said no - Mike said no he - or Mike said he told Jaynes no?
156
157 A: Mike told - when I asked Mike what, you know - what ha- I said, "Hey d- you
158 know, I don't - if you saw the affidavit or not but did you, uh - did you tell
159 Jaynes, you know, that I told you no?" And Mike didn't, like, say specifically
160 no but he just kinda was like, "Man I -" I'm not, you know - he wasn't gettin'
161 into it. Uh, he said, um, basically just let - let postal - they were pissed off
162 'cause I said that was postal was pissed off at me because of the information
163 was out and supposedly we weren't supposed to be givin' it to them. Which if
164 that was the case I didn't know that. Um, so Mike just kinda veered off to that,
165 uh, I don't know that absolutely directly said no I did not or yes I did. I - I
166 don't recall if he actually said that. He just d- veered off, you know, postal just
167 needs to get over it.
168
169 Q: Mm-hm. Sergeant Ruoff any questions?
170
171 Q1: Uh, when you ran the address, uh, I guess that Sergeant Mattingly reached
172 back out - reached out to you in janu- like January 17 of this year.
173
174 A: Mm-hm.
175
176 Q1: Uh, and running it by the d- address what there a timeframe that you - you ran
177 it by?
178
179 A: It would a been that day.
180

181 Q1: Okay.
182
183 A: Oh no so like...
184
185 Q1: Like do they go back so many months or...
186
187 A: I don't know 'cause I don't do it.
188
189 Q1: Okay.
190
191 A: I just say, "Hey can you check history on this parcel." So I don't - I don't - I
192 don't if they have to put a date in if they go back for a year because like I said
193 I don't have access to their database. I don't - I don't know if it's just
194 something that they do go back a year, go back six months I - I don't know.
195
196 Q1: Okay,
197
198 A: I just know that they put an address in if it requires a day frame I - I don't
199 have that answer I don't know.
200
201 Q1: Okay and it would just tell you if any boxes had been delivered there and it
202 wouldn't necessarily give you a name of who it was delivered to is that
203 correct?
204
205 A: No it would. It would give you...
206
207 Q1: Okay.
208
209 A: ...like - it would like - you could say like, um - if I said, "Hey could, you know
210 - can you pull a box history." You know, if like sometimes throughout where
211 they're goin' they have, like, scanners or you know whatever, who knows. But
212 yes it'll say who the box was, you know, you can see who the box was going
213 to.
214
215 Q1: Okay but in this case or this address is 3003, number 4, Springfield there were
216 no boxes delivered...
217
218 A: No.
219
220 Q1: ...uh, at all, as far as you know, to anyone.
221
222 A: No.
223
224 Q1: Okay.
225

226 A: Well and I mean I don't know if they were gettin' like Amazon boxes. I'm
227 assuming that like when I call postal and they tell me no, I'm assuming
228 they're looking from source states and places that - I mean they're not
229 probably saying, "Oh there's - there's zero box - they're was an Amazon,
230 there was Target." They're, you know - they're not getting into all that.
231
232 Q1: Right we're - we're...
233
234 A: They're - they're tellin' me no boxes from (unintelligible).
235
236 Q1: ...just kinda narrow down postal inspector and yeah that's where we want to
237 zone in 'cause since...
238
239 A: Yeah.
240
241 Q1: ...that was used in affidavit.
242
243 A: Yeah so I - I - they're...
244
245 Q1: It's kind of our concern.
246
247 A: Wha- what they look at they - they told me no and that's what I passed on was
248 no.
249
250 Q1: Okay.
251
252 A: You know.
253
254 Q1: Uh, at any time did any other detective, like, after the warrant was served, uh,
255 contact you about boxes going there or do you recall, uh, Detective Jaynes,
256 uh, contacting you at a later date after the - after the warrant.
257
258 A: He didn't reach out to me.
259
260 Q1: Okay.
261
262 A: I've never talked to Josh Jaynes before.
263
264 Q1: Okay he...
265
266 A: I - I don't even know who he is.
267
268 Q1: Okay so you never worked (unintelligible).
269
270 A: He could walk in this room right now I have no idea who he is.

271
272 Q1: Okay.
273
274 Q: Mike is there anything that we haven't asked you think is important to this?
275 Do you have the correspondence between the parties that you can forward to
276 us?
277
278 A: The only thing that, um, I have and I think that, uh, (Timmy) probably has as
279 well is the group message where Sergeant Mattingly had reached out to
280 (Timmy) and I in a group and said, "Hey can you guys - one of you all check
281 this address?" That's the only text conversation that...
282
283 Q: Okay.
284
285 A: That I would have.
286
287 Q: I think Sergeant Sawyers Salyer gonna...
288
289 A: Yeah.
290
291 Q: He's gonna forward that to me.
292
293 A: Yeah.
294
295 Q: Um, so all right.
296
297 A: So...
298
299 Q: Finish this up. Are there any questions you - that - are there any questions we
300 have not asked you or any other information that - that you may have that will
301 be beneficial to this case?
302
303 A: Um, no.
304
305 Q: Is there anything you want to state for the record before we end?
306
307 A: I don't think so. No.
308
309 Q: Is everything you told me the truth the best of your knowledge?
310
311 A: Yes.
312
313 Q: We will now conclude the statement. Time now is approximately 1349 hours.
314
315

316 The transcript has been reviewed with the audio recording submitted and it is an accurate
317 transcription

318 Signed Amanda L. Seelye #7846

1
2
3
4
5
6
7 **INTERVIEW WITH SGT. (TIMOTHY) L. SALYER**

8 **Q=Sgt. Jason Vance**

9 **Q1=Sgt. Jeremy Ruoff**

10 **A=Sgt. (Timothy) L. Salyer**

11
12
13 Q: This is, uh, Sergeant Jason Vance of the Louisville Metro Police Department's
14 Public Integrity Unit. Today's date is May 18, 2020, the time now is
15 approximately 1303 hours. We are here present at 3672 Taylor Boulevard at
16 the Public Integrity office. And this will be a recorded statement, with, uh,
17 Shively Police Department Sergeant Tim Salyer. This statement - statement is
18 in reference to PIU Case Number 20-ze- 019. Present with me is Sergeant Tim
19 Salyer -- attorney is not present -- and Sergeant Jeremy Ruoff of the Public
20 Integrity Unit. Sergeant are you aware this statement is being audio and video
21 recorded?

22
23 A: Yes.

24
25 Q: Does this meet with your approval?

26
27 A: Yes.

28
29 Q: Um, like I said some of this information is just kind of a background for ya.

30
31 A: Okay.

32
33 Q: It says please state your full name and spell your last name.

34
35 A: Uh, (Timothy) L. Salyer, S-A-L-Y-E-R.

36
37 Q: And that is misspelled too. Sir what's your code number?

38
39 A: 7097.

40
41 Q: And where are you currently assigned?

42
43 A: Uh, Shively Police Department. I'm, uh, Special Investigations Unit SIU.

44
45 Q: Mm-hm.

46
47 A: Okay SIU Special Investigations Unit.
48
49 Q: And so that's like a narcotics unit?
50
51 A: Yes.
52
53 Q: And are you the supervisor of the narcotics unit?
54
55 A: Yes.
56
57 Q: Okay and how long have you been with the Shively Police Department?
58
59 A: Um, 11 years, ten months, number of days. Be 12 years August 28.
60
61 Q: Okay are you under the influence of any alcohol or drugs or any other
62 intoxicants at this time?
63
64 A: No.
65
66 Q: Are you taking any kinda medication that would affect your judgment or your
67 ability to think clearly?
68
69 A: No.
70
71 Q: Some of this doesn't apply and this - this right here does not apply.
72
73 A: Okay.
74
75 Q: 'Cause of the statutory requirements of KRS 67C.326 I'm obligated to advise
76 you that this is a criminal investigation not administrative investigation.
77 However you are not the subject of this investigation. Knowing this are you
78 willing to give us a full statement?
79
80 A: Yes.
81
82 Q: Okay so a little background on, you know, why th- this interview is even
83 takin' place is that, um, I guess there's been, uh, some - some look into the -
84 the search warrant that was obtained from CID which is our LMPD's
85 narcotics unit, um, related to the 3003 Springfield address. And during the
86 course of looking into that, um, I was made aware there was some information
87 that you had that would be important to that part of the investigation. And I -
88 I'm gonna let you just go and I'm sure that myself and Jeremy, um, Sergeant
89 Ruoff will have questions follow-up questions.
90

91 A: Okay. Okay and how we came aware of this is I guess from the, uh, the postal
92 inspectors. Uh, when it came out across the news I guess, um, they got ahold
93 of his affidavit I guess, uh, Detective Jaynes's affidavit where it said that he
94 got with the postal inspector confirmed I guess there was a U.S. postal box
95 goin' there. So they in turn called us and we're like, you know, "We didn't tell
96 him that." We so - so how it all started was about inquiry on the box or gettin'
97 (unintelligible) packages like just to 3003. Um, back in January Sergeant Jon
98 Mattingly, um, texted myself and Detective, uh, Kuzma and I'll read you his
99 text. I saved his text. That way I don't misspeak. Okay so I guess it was
100 January 17th around 1:25 pm, uh, Sergeant Jon Mattingly says, "Will either of
101 you get a chance - when either of you get a chance could you reach out and
102 find info on packages sent to the below addresses or name or address or
103 name? Is there any - any way to flag from postal 3003 Spingfiel- Springfield
104 Drive, Number 4? Jamarcus Glover is target." So I put, "That name sounds
105 familiar so yes." And he put, "Yeah it does to me too. Josh Jaynes asked me to
106 see what we could - we could do. It's his target bus- but does sound familiar."
107 And then he says right back, "They've gotta (unintelligible) pole came cam up
108 but I believe he had a postal box." So I put comin' from me, "We did him
109 once on a postal box. Mike will holler at you." And Detective Mike Kuzma
110 also said, "We picked off a box he was getting I believe." So that was the end
111 of the text. So Mike - Detective Mike Kuzma was gonna call Postal Inspector,
112 uh, (Charlie Klein), uh, to I guess to see if they had any boxes there. And, uh,
113 Postal Inspector (Klein) told Mike, "No boxes there." They haven't had
114 anything a- at the post office or gettin' any boxes from the post office. Okay,
115 um, so wait. Detective Kuzma told me as he talked to Jon Mattingly said,
116 "Hey no boxes there and it wasn't Jamarcus Glover is who we hit on a postal
117 box." And he told me it was a (redacted) Glover. Totally different one. 'Cause
118 the one we hit was a (redacted) Glover who worked at Ford. This is a Jamarcus
119 Glover. So that was all thrown out there hey that was a different guy. So
120 which I didn't know he threw out there. He told Jon - he finally told Jon. I was
121 like, "Okay." Never heard anything else about it until about I guess a few
122 weeks later like a week possibly a week later, uh, Detective Kuzmee told -
123 Detective Kuzmeets - Kuzma told me that, um, Detective Mike Nobles called
124 him and was askin' about the same address. So he told him he was like,
125 "Hey." He goes, "I talked to Jon Mattingly, um, I told him there was no boxes
126 goin' there." And that was the end of it I guess 'cause he didn't know. I guess
127 Mike didn't know. He then talked to Jon Mattingly. So talked to Jon or Mike
128 Nobles. Mike Nobles was good on it. Well then evidently we, uh, take it from
129 Detective Kuzma is I think, um, Detective (Kelly Hannah) -- I guess she's a
130 detective -- Detective (Kelly Hannah) I guess was calling him about the same
131 boxes or the same address. From what I understand he told her the same thing,
132 "There's no boxes." So that was it. That was the end of it as far as I know.
133 Um, the only person I talked to was Jon Mattingly on this and that was what I
134 said in the text right there. Until, um, until when was it? Okay so then, um, so
135 then the s- search warrant was served I guess about a month and a half ago,

- 136 two months ago. Well a month later on Friday, April 10th at 11:30 am I get a
137 text from an unknown number. Well then he says who he is. He goes, "Hey
138 brother it's Josh Jaynes - Jaynes your neighbor in LMPD narc. Well seeing if
139 you or Kuzma could look at an in- look at an individual or address to see if a
140 guy was getting mail."
141
- 142 Q: This was on April 10?
143
- 144 A: This was April 10. This was about a month after the shooting. It says, "An
145 individual or address to see if a guy was getting mail. Sergeant Mattingly gave
146 me your info." And I put, "Yeah send it to me." 'Cause I wasn't sure if it was
147 the same address. So I was like, "Yeah send it to me." And he put Jamarcus
148 Glover, [REDACTED] He gives a Social, 3003 Spin- Springfield Drive Number 4.
149 And I put, "I think we hit that guy before." And he put, "Interesting. It showed
150 him getting mail from that address." And I put, "Not sure yet," 'cause at that
151 time I was callin' Kuzma. So Kuzma is the one I - my detective's the one I
152 call is (Charlie Klein) to get all the info for that. I don't ever call him. And he
153 put - I put, "Not sure yet." And he put, "I greatly appreciate it." And I put,
154 "No boxes. That address is flagged and we'll notify our postal inspector when
155 one goes there. Not one there in months." And he put, "Has he received
156 regular mail there before at all in the past?" And I put, "I'll check." And he
157 put, "Thank you." And I put, "Yes sir he's running it now." Well that was the
158 last I talked to him. I didn't call him back or anything because I guess I
159 probably should have. But I didn't because postal inspectors as far as we
160 know and what we've been told they can't see if - they can see if boxes are
161 goin' there but not actually who lives or mail goin' to that address. You'd
162 have to contact the, um, the postal carrier to figure out who I guess stays at
163 that address. So that was it on that and that's how - that's where we're at from
164 here.
165
- 166 Q: So on and you're - if you don't mind...
167
- 168 A: No.
169
- 170 Q: ...can you forward those texts to me?
171
- 172 A: Yes, yes.
173
- 174 Q: Um, so on April 10th of this year he texted you Jaynes did identifyin' himself.
175
- 176 A: Yes.
177
- 178 Q: And he asked for that information?
179
- 180 A: Yes.

181
182 Q: Okay and...
183
184 A: He was asking to see if any boxes.
185
186 Q: Same information that - that Sergeant Mattingly and Detective Mike Nobles
187 had asked...
188
189 A: Yes.
190
191 Q: ...for in and I never caught it was that th- was that back in January that initial?
192
193 A: January...
194
195 Q1: Seventeenth I think he...
196
197 A: That's it January 17 which I could fi- forward you all that too.
198
199 Q: Okay.
200
201 A: Uh, yes it was January 17 at 1:25 1325.
202
203 Q: Okay.
204
205 A: So yeah so exact same as what Jon Mattingly asked but in April a month after
206 the shooting.
207
208 Q: Okay.
209
210 A: And then so...
211
212 Q: And then did you have any like, uh, conversation on the phone with him?
213
214 A: No I've never talked to him on the phone.
215
216 Q: It was all through text?
217
218 A: That was the text and that was the only text.
219
220 Q: What was the number that he text you from?
221
222 A: Okay it is [REDACTED]
223
224 Q: Mm-hm.
225

226 A: [REDACTED]
227
228 Q: It's [REDACTED]?
229
230 A: Yes. So when all this came out last week I think it was Thursday I was sittin'
231 there with my detective. We r- read the affidavit and so we're like man
232 somethin's not right here. So we call Sergeant Jon Mattingly my, uh,
233 Detective Kuzma did. I was sittin' there with him. He had him on speaker.
234 He's like, "Hey brother how you doin'?" How's everything goin'? Just
235 checkin' on you." He goes, "Good." He said, you know, "Gettin' the threats.
236 Had to move to mom's," yada, yada, yada. He goes, "Man I hate askin' you
237 this at this time." He goes, "But back in January when you called me or texted
238 us for this information for Detective Jaynes on this box we told you no,
239 right?" And he goes, "Yes." And he said, "Well I guess you've seen this
240 affidavit." And he goes, "Yeah I have I've seen it." And he said, "Well would
241 there have been anything misconstrued between what I said and what I told
242 you that would have led you to believe anything different that I would have
243 told you there was a box goin' there?" And he says, "No." He said, "I told
244 him," 'cause he was on speakerphone, "I told him what you told us there was
245 no boxes comin' to that apartment." We're like, "Okay." So talked to him for
246 a few more minutes just like, "Hey how you doin'?" We're like, "Okay sorry
247 brother. Didn't mean to bother ya." So we got off the phone with him it's like
248 okay let's try Mike Nobles. So we call Mike Nobles probably not 15 minutes
249 later. Ask Mike Nobles. Mike Nobles was on speaker too. It was like, "Hey
250 Mike here's our question." So we ask him the same exact question. It was
251 like, "Hey when you called about the same box that Jon Mattingly called
252 about what did we tell you? Did we tell you no that there was no box goin' to
253 that address?" So Mike Nobles confirms also, "Yes you all said no. No box
254 had came to the address, no name nothin' like that." We're like, "Okay." And
255 he goes, "Yeah," he was sayin' kinda, "I seen the affidavit too. I don't know
256 why he woulda put that." And we're like, "Okay so there's no way that you
257 woulda thought we woulda said anything different." And he said, "No." He
258 said, "I told him exactly what you told us there was no boxes." "Okay."
259
260 Q: Okay.
261
262 A: So and then that's been the last of it.
263
264 Q: So and - and Detective Kuzma was present for that because it was on speaker
265 and...
266
267 A: It was on his phone.
268
269 Q: ...both of y'all heard it?
270

271 A: Yes.
272
273 Q: Okay so okay so the correspondence was from Detective Kuzma's phone...
274
275 A: Yes.
276
277 Q: ...but he had it on speaker and you heard it?
278
279 A: I heard it actually and we have another detective in our office was Detective
280 (Preston) and I was in back...
281
282 Q: Mm-hm.
283
284 A: ...uh, also heard in there too so.
285
286 Q: Um, I'm gonna let you ask about the - the parcels and, uh, just to kinda
287 clarify...
288
289 Q1: Mm-hm.
290
291 Q: ...how that process works.
292
293 Q1: And first off I think you had mentioned, uh, at some point after Jon and
294 Nobles had - had reached out to you on April 10 Josh reached out to...
295
296 A: Yes.
297
298 Q1: ...Detective Jaynes. Um, and was asking again, uh, if you could check and see
299 if any - if Glover was receiving mail there or boxes.
300
301 A: Yes.
302
303 Q1: Uh, and it's already been established that you've advised several times to
304 different detectives that no boxes...
305
306 A: Yes.
307
308 Q1: ...uh, were bein' delivered there. It'd been several months before prior to.
309
310 A: Right.
311
312 Q1: Um, he asked if they determined who's getting mail there and - and I missed
313 this part and I've worked with postal a little bit before.
314
315 A: Sure.

316
317 Q1: Uh, but I think you said postal can't directly tell you who's receiving mail
318 there it had to go through...
319
320 A: We use...
321
322 Q1: ...another means (unintelligible).
323
324 A: So when we usually find out that we usually gotta get ahold of the postal
325 carrier. 'Cause those are the ones...
326
327 Q1: Okay.
328
329 A: ...that see the - the - the thing. So I didn't even answer him back on that
330 because I knew that we couldn't do that. That's not postal inspectors don't do
331 that. It's the postal - you'd have to get ahold of the postal - the, um, the deliver
332 guy or delivery person.
333
334 Q1: Okay to actually see who is...
335
336 A: Getting mail at the thing. Which I never emailed him or text him back because
337 I knew that we couldn't do that.
338
339 Q1: Okay, um, am I correct? I'm trying to think back to the affidavit, uh...
340
341 Q: Is it - while we're talkin' about it is it possible that he - there was parcels but
342 they weren't classified as suspicious parcels?
343
344 A: No there was no parcels goin' .
345
346 Q1: No parcels.
347
348 Q: Okay.
349
350 A: There was no boxes goin' to that address.
351
352 Q: Is - was it just j- was it actually just to find by this address or was it searched
353 by the person?
354
355 A: Um, that I don't know. You'd have to talk to Detective Kuzma about that.
356 Because he's the one that talks to, uh, the postal inspector. And I don't know
357 if he just asked for the name or parcels goin' to that address.
358
359 Q: The reason why I ask is because they have documented a photograph in their -
360 in their file it shows, uh, target has a - a parcel in his hand and he's comin'

361 from that address.
362
363 A: Okay.
364
365 ((Crosstalk))
366
367 Q: That's what I mean and I'm not familiar with that...
368
369 A: When I read - when I read the affidavit it said that he's thought he'd seen or
370 he had seen a postal box comin' from that address. But when we talked to the
371 postal inspector he said there's no boxes comin' from the address or going to
372 that address.
373
374 Q1: Did they ever give any other names other than Glover?
375
376 A: No that's the only one I...
377
378 ((Crosstalk))
379
380 Q1: Uh, Breonna Taylor or anything like that to check?
381
382 A: No.
383
384 Q: So just so I - while he's in fr- just so I have it right. No boxes were goin' there
385 for Glover and then at this point in the investigation it was still undetermined
386 if Glover even received mail at that location. Because in order to do that a
387 mail carrier would have to...
388
389 A: (Unintelligible).
390
391 Q: ...visually see that...
392
393 A: Yes.
394
395 Q: ...man it's - it's goin' there and okay.
396
397 A: Correct. That's the way we're understanding of it 'cause when we 'cause
398 we've asked this before 'cause we do...
399
400 Q: Right.
401
402 A: ...the postal stuff with them. We...
403
404 ((Crosstalk))
405

- 406 Q: Which is normally part of investigation.
407
- 408 A: Right we assist them and the postal inspector's always been like, "You know,
409 we can't, you know, that's - it has to come from the carrier who knows who
410 lives there and can look at the mail."
411
- 412 Q: Right.
413
- 414 A: But the only thing they can do is see the postal boxes what I assume.
415
- 416 Q: Is there a reason why LMPD is havin' to reach out to Shively PD to get this
417 information?
418
- 419 A: Yes, um, 'cause I do believe there is bad blood I guess from the past incident
420 that happened at the postal office. Um - um, there's I think there's a - a - a
421 lady over at the postal inspector who is I guess from the last postal stuff that
422 went down with, uh, [REDACTED] and ([REDACTED]) from what we
423 determined is they don't want any more dealings with Louisville Metro units.
424 Um, so that's why, uh, when they need a box 'cause I'm good friends with
425 Mike Nobles and Sergeant Jon Mattingly. We've all g- we've all worked kind
426 of off-duty together. So when they need a box or they need - they go through
427 us and then we kinda ask them.
428
- 429 Q1: Okay what would the normal 'cause it's been a while years since I've dealt
430 with postal in - in - in investigation narcotics what would the like exact
431 procedure be? Say they reached out at an address, uh, for Glover and there
432 were boxes goin' in there.
433
- 434 A: Mm-hm.
435
- 436 Q1: Is that I'm assuming like any other federal agency everything's kinda
437 timestamped and documented.
438
- 439 A: Yes.
440
- 441 Q1: Either in a letter or through somehow through postal.
442
- 443 A: Yes.
444
- 445 Q1: And there's forms that would...
446
- 447 A: Yes.
448
- 449 Q1: ...accompany those to document?
450

- 451 A: Well we've got to where we can call 'em 'cause we work along with 'em. We
452 can call 'em and we can ask 'em for an address and they'll look it up. They'll
453 either be like, "It's either worth lookin' into," or, "Yeah they - they're gettin'
454 boxes into - it's worth looking into." And then we'll go from there. Then we'll
455 meet with 'em and then we'll have 'em pull the documents and the - the
456 paperwork and all that on the boxes. But yes we can call 'em and ask 'em like,
457 "Hey is this - this address is that are they gettin' boxes?" And they'd be like,
458 "No it's not worth lookin' into," or, "Yes they are gettin' boxes. Not sure
459 what but they are gettin' boxes." And that's when we usually go out and see
460 'em.
461
- 462 Q1: Okay.
463
- 464 A: And then we'll go from there.
465
- 466 Q1: And if they do get a - a box and I'm not saying in this case...
467
- 468 A: Mm-hm.
469
- 470 Q1: ...because obviously no boxes according to them at the time was - were being
471 delivered but it is if it is somethin' that's maybe a suspicious box...
472
- 473 A: Mm-hm.
474
- 475 Q1: ...with that is there documentation that goes along with that as far as if it's
476 deemed to be suspicious, uh, a warrant or something to that effect where you
477 would open the box...
478
- 479 A: Yes so what...
480
- 481 Q1: ...to confirm he contents?
482
- 483 A: Yes so what we'll do is if so what - what we'll do is if - if they've gotten
484 boxes in the past we'll flag the address or postal inspectors will flag the
485 address. When another one starts to come in we'll, uh, apprehend either at the
486 post office or wherever it comes to. Um, we'll run a dog on it to see if a dog
487 hits. Uh, the postal inspectors will then do a federal search warrant on it. Uh,
488 open the box to see if it is somethin' illegal in it and if not box it back up send
489 it on. If so then we what they'll do is they'll hand the investigation over to us.
490 Uh, they'll also - they'll assist us but they'll hand it over to us and we're the
491 ones that do the, um - um - um, (unintelligible) search warrants on the house
492 or do the delivery with postal inspectors.
493
- 494 Q1: Okay so if that's the fact and it's you would either kinda do a controlled
495 delivery?

496
497 A: Yes we do a controlled delivery.
498
499 Q1: Or it would be sent to possibly evidence if you didn't have time to deal with it
500 or...
501
502 A: Yes.
503
504 Q1: ...if there's no contraband or might even be somethin' to that effect it's just
505 sealed back up...
506
507 A: Sent on.
508
509 Q1: ...and sent on through?
510
511 A: Yes.
512
513 Q1: And again all of that would be documented...
514
515 A: Oh absolutely, yes.
516
517 Q1: ...if that were to occur in...
518
519 A: Yes.
520
521 Q1: ...in a case?
522
523 A: Yes.
524
525 Q1: Okay.
526
527 A: Yes.
528
529 Q: So I - I'm gonna read a - just a - you guys - are you guys done?
530
531 Q1: Yeah, yeah.
532
533 Q: Um, this is - this is like a - a highlighted portion of the affidavit. Um, it says, I
534 have - I've also observed through physical and electronic surveillance the red
535 2017 Dodge Charger make frequent trips from 2424 Elliot Avenue to 3003
536 Springfield Drive, Apartment Number 4. On January 16th, 2020, during the
537 afternoon hours PBI detectives witnessed Jamarcus Glover operating the red
538 2017 Dodge Charger pull up and park in front of 3003 Springfield Drive.
539 Detective (Kelly Goodla Goodlett) and I then observed Jamarcus Glover walk
540 directly into the apartment, apartment number 4. After a short period of time

541 Jamarcus Glover was seen exiting the apartment with a suspected USPS
542 package in his right arm - right hand. Detective (Kelly Goodla) Goodlett was
543 able to take photographs an- of this and they are included in the case file. And
544 they do have photos of Jamarcus Glover leaving the apartment with a USPS
545 package into the red Charger.
546
547 A: Sure.
548
549 Q: So.
550
551 A: So this is where you might wanna talk to Detective Kuzma on how they ran it.
552 'Cause what they did is so when he sent us and Jon Mattingly sent us they
553 gave us the name and the address. So might be that's where it was ran. So
554 when it was ran we gave 'em a name and the address and maybe they ran the
555 post office the boxes just for that name and address and not for the whole
556 address. So that could be why if he's got a post office it, I mean, it coulda
557 been in somebody else's name. B- but he sent us a name and an address so we
558 took it as though it was his address and they were wanting to see if he - he was
559 gettin' boxes there and not the Breonna Taylor.
560
561 Q: Okay so it's possible that there was packages then?
562
563 A: Possible just not...
564
565 Q1: But that woulda been in someone else's name?
566
567 A: That woulda been in somebody else' name.
568
569 Q1: There - there were no boxes for...
570
571 A: Not to Jamarcus Glover.
572
573 Q1: ...Jamarcus Glover.
574
575 Q: Right.
576
577 A: Jamarcus Glover right.
578
579 Q: And I say I think...
580
581 A: But you can actually...
582
583 Q: ...this is - this is actually not - now that I read this I think this is...
584
585 ((Crosstalk))

586
587 A: So Detective Kuzma will...
588
589 Q: Misspoke. This is an investigative warrant.
590
591 A: Investigative.
592
593 Q: Not the affidavit.
594
595 A: Okay.
596
597 Q: So.
598
599 A: So Detective Kuzma will be better off to telling you on what he asked the
600 postal inspector for. If it was the name and the address or if it was just the
601 address.
602
603 Q: So and just to reference number eight on the affidavit, um, on January 16th,
604 2020, during the afternoon hours the affiant witnessed Jamarcus Glover
605 operating a red 2017 Dodge Charger. Mr. Jo- uh, Jamarcus Glover pulled up
606 and parked in front of 3003 Springfield Drive. The affiant then observed Mr.
607 Glover walk directly into Apartment 4. After a short period of time Mr.
608 Glover was seen exiting the apartment with a suspected USPS package in his
609 right hand. Mr. Glover then went into a - into the red Dodge Charger and
610 drove straight to 2605 West Muhammad Ali which is a known drug house. It
611 says, the affiant verified through a U.S. Postal Inspector that Mr. Jamarcus
612 Glover has been receiving packages at 3003 Springfield Drive, Apartment
613 Number 4.
614
615 A: I read that and myself or Detective Kuzma aren't TFOs with the postal
616 inspector and the only one that reached out was, uh, for me was Jon Mattingly
617 and y'all will confirm with Detective Kuzma I think it was Jon Mattingly,
618 Mike Nobles and (Kelly Hannah) is the one that reached out to Detective
619 Kuzma.
620
621 Q: I - I would agree that and I think you would too that the affidavit seems to be
622 worded much different than an investigative warrant.
623
624 A: Yes.
625
626 Man: Um.
627
628 Q: So go ahead.
629
630 ((Crosstalk))

- 631
- 632 A: Um, yeah 'cause the - so the affidavit (unintelligible) suspected USPS and
633 then the other one says a USPS box.
- 634
- 635 Q: Mm-hm.
- 636
- 637 A: So it's yes it's definitely worded a little different.
- 638
- 639 Q1: And I was just goin' back ask about on April 10th when Detective Jaynes
640 reached back out to ya did that kinda - did that kinda seem odd?
- 641
- 642 A: Yes.
- 643
- 644 Q1: After...
- 645
- 646 A: Um.
- 647
- 648 Q1: And I don't know if anything is in the news at that point, uh...
- 649
- 650 A: And - and...
- 651
- 652 Q1: ...April 10th. Wh- I guess it - it coulda been I guess. I'm - I'm not for sure.
- 653
- 654 A: Yeah don't know if it and I don't know if everything like that would have hit
655 the news by now and I don't think it did. But yeah it seemed odd 'cause I was
656 in the Lowe's parkin' lot and when this came in and I kinda thought this is a
657 month after the shooting and you're just now askin' me if there has been a box
658 in his name delivered there. He wrote a search warrant on it sayin' it was
659 delivered there but now you're askin' a month later? Yeah it seemed odd.
- 660
- 661 Q: Okay.
- 662
- 663 A: I mean, this was - I don't know how you say it without saying it looks like
664 you're trying to cover your ass is what it appears to me.
- 665
- 666 Q1: And have you ever not with, uh, Mattingly or Nobles 'cause that's - that's
667 kinda what they do and deal in...
- 668
- 669 A: Mm-hm.
- 670
- 671 Q1: ...or they're part in narcotics is package deliveries and things.
- 672
- 673 A: Sure.
- 674
- 675 Q1: Um, but have you ever worked any other cases with, uh, Detectives Jaynes

676 or...

677

678 A: No.

679

680 Q1: Okay.

681

682 Q: Can you think of any questions we haven't asked you, you think is important

683 for this?

684

685 A: No I think y'all hit pretty much every one. Um, the texts both of 'em, uh...

686

687 Q: And when we get outta here you can forward 'em to me.

688

689 A: Yeah (unintelligible).

690

691 Q: That way I'll have 'em for the file.

692

693 A: Okay.

694

695 Q: Okay, um, just a few questions on the end here.

696

697 A: Okay.

698

699 Q: Um, are there any questions we have not asked you or any other information

700 you have that will be beneficial to this case?

701

702 A: No.

703

704 Q: Is there anything you want to state for the record before we end?

705

706 A: No.

707

708 Q: Is everything you told me the truth to the best of your knowledge?

709

710 A: Yes.

711

712 Q: We will now conclude the statement. Time now is approximately 1329 hours.

713

714

715 The transcript has been reviewed with the audio recording submitted and it is an accurate

716 transcription.

717 Signed Amanda L. Seelye #7846

1
2
3
4
5
6
7 **INTERVIEW WITH LT. DALE MASSEY**

8 **Q=Sgt. Jason Vance**

9 **Q1=Sgt. Jeremy Ruoff**

10 **A=Lt. Dale Massey**
11

12
13 Q: Sergeant Jason Vance with Louisville Metro Police Department's Public
14 Integrity Unit. Today's date is Tuesday, May 19, 2020 and it's, um, 1300
15 hours. We're here present at 3672 Taylor Boulevard at the Public Integrity
16 Office. This is a recorded statement, uh, from Lieutenant Dale Massey. This
17 statement is reference to PIU case numbers 20-019. Present with me is
18 Lieutenant Dale Massey. Attorney is not present and Sergeant Jeremy Ruoff
19 of the Public Integrity Unit. Lieutenant, are you aware that this statement is
20 bein' video and audio recorded?
21

22 A: Yes I am.
23

24 Q: Does this meet with your approval?
25

26 A: It does.
27

28 Q: Sir, please state your full name and spell your last name.
29

30 A: Uh, (Larry) D. Massey Junior, M-A-S-S-E-Y.
31

32 Q: And, sir, what's your code number?
33

34 A: 2459.
35

36 Q: And where are you currently assigned?
37

38 A: Uh, SWAT, Special Operations Division.
39

40 Q: And how long have you been in that unit?
41

42 A: Uh, in the unit three and a half years.
43

44 Q: And how long have you been with the department?
45

46 A: 19 and a half.

47

48 Q: Are you under the influence of alcohol, drugs, or any other intoxicants at this
49 time?

50

51 A: No I am not.

52

53 Q: Are you takin' any kinda medication that would affect your judgment or your
54 ability to think clearly?

55

56 A: No I am not.

57

58 Q: So this form, you know, covers multiple things. We're gonna bypass this
59 'cause it doesn't cover this. Because of the statutory requirements of KRS
60 67C.326, I'm obligated to advise you that this is a criminal investigation, not
61 an administrative investigation however, you are not the subject of this
62 investigation. Knowing this are you willing to give us a statement...

63

64 A: Yes.

65

66 Q: ...at this time?

67

68 A: Yes I am.

69

70 Q: Okay. So, um, the - what this is in reference to is it, um, you know, we had a
71 officer involved shooting on March t- the 13, um, at 3003 Springfield Drive,
72 uh, in the third division and as a result, you know, reviewin' body cam
73 footage and also just knowin', you know, the course of investigation is that
74 obviously SWAT responded to that location and cleared it - secured it if you
75 will, um, prior to PIE PIU's arrival. In reviewing some of the documentation
76 provided to us by CID, um, we did not receive a operations plan. So one of the
77 questions we wanted to see if you guys were - I know you all had a briefing
78 before the search warrants 'cause there was multiple search warrants served
79 that night. Is it - some of the information that you all gathered from the
80 briefing and what information were you all provided for that night?

81

82 A: Okay. Um, to kinda backtrack, so we got information on these warrants
83 probably about a month - a month in advance.

84

85 Q: Mm-hm.

86

87 A: It was gonna be a pretty much large scale operation. Um, Sergeant Casse and
88 Sergeant Burns were kinda the points on it so what kinda happens now with us
89 is that we'll plan our (unintelligible) they'll call me, um, give it to sergeant,
90 the sergeant kinda gets to the planning phase and we'll kick it down to our,

91 um, officers who do the recons and start our planning process for that matter.
92 Uh, they had a meeting about a month prior, um, and they brought up multiple
93 locations and our guys advised 'em, "Hey, we need to take this slower. You
94 know, we're not gonna do eight warrants in one night." Simultaneous
95 warrants (unintelligible) business now just because of the inherent danger of it
96 doin' two locations at once. How 'bout we do two in this day, two the next
97 day and so on and so forth." Um, and there was mention of the address on
98 Springfield in that email sent to Joel Casse. Um, fast forward to the week
99 before so they give us two addresses, both of 'em on Elliott, um, one's a
100 vacant, right across the street from each other. Uh, Detective Jaynes comes in
101 the night of the warrant to do the briefing. We brief both of them up on his
102 end and our end. So he'll give us the intel behind his case, you know, what
103 he's learned, what should we (unintelligible) there. Easily enough for us, we'd
104 done the address on Elliott. It was our fifth time I think in 18 months doin' it
105 so we have a pretty good idea of what that house is like and the vacant next
106 door, we've dealt with that as well. He goes through his whole brief, um,
107 givin' us his intel on his side so then we go through our brief and our tactical
108 planning. So what we've done, um, since goin' full time is we've completely
109 overhauled how we plan warrants. Back in the day, we would take a lotta
110 detective information and take it as - as golden. Not anymore because so
111 often, there's no kids and there's no dogs, we're told there's kids and dogs so
112 we have an exhausted recon process that we go through. Um, he made
113 mention of another address, 2605 West (Ali) that night. Um, may- and said
114 something to the effect of, "We're gonna do that later." At, like, a later day is
115 how I took it. At no point did I ever hear the word Springfield mentioned in -
116 in the briefing. Someone else may have. I never heard it, like, it was never
117 said that hey, we're doin' any other warrants. We rolled out to go to Elliott
118 with the understanding that we were the only ones doin' warrants that night.
119 Okay. Roll up there on scene, so they're across the street from each other so
120 it's kind of a tactical dilemma. Jeremy can attest to this. You're tryin' to plate
121 this house while you're workin' this house. There was, like, 10 or 12 people in
122 this house so I'm in the bearcat in the middle of both locations, kinda just
123 surveying what's goin' on. Um, we're about, um, about two or three minutes
124 into workin' the door, we're callin' people out and on our SWAT one channel,
125 we hear, "Shots fired." Um, so we're, like, "Wait a second. Shots fired. Is
126 everybody good?" My guys get on the radio. I believe Aarin's Aaron's, like,
127 "Yeah we're good at the breach point." Whatever. So then I believe it was
128 Sergeant (Lufont Luke Phan) comes on our SWAT channel, said, "Yeah, on
129 Springfield." Gives the address, we got an officer involved shooting. Um, I'm
130 in the bearcat. So we kinda gather our bearings. We're, like, "What are you
131 talkin' about?" You know, again back to the point that we had no idea they
132 were doin' a warrant the same they the same time we were. Gather our
133 bearings, um, kinda get up a QRT together. I know it was me, Sergeant Burns,
134 Sergeant Casse, Sergeant Hogan. I know (Scott Walker) was drivin' the
135 bearcat. I believe (Chris Baker). There was about 10 of us that - that went over

136 to Springfield. So we leave (Ali) - or excuse me. Elliott, get to Springfield.
137 Um, there was some kind of, uh, as these chaotic situations unravel, like, the
138 address they gave at first was a different address than they were actually at so
139 it took a little bit to get there. We had to actually ram the bearcat through a
140 chain linked fence 'cause it was just a one way in, one way out kinda street.
141 Get there, um, and we pulled the bearcat our pretty much to the one side of the
142 apartment, the driver's side door and I see to my right a row of police cars and
143 what I would have to guess would be 20 officers with long guns pointed at -
144 directly at the - the - the door - the sliding glass door. Um, I believe I see
145 Lieutenant Hoover or Lieutenant (Shy Scheu) just kinda in there. So, um,
146 we're kinda gettin' our plan together. As we're rollin' up, we're getting intel.
147 "Hey, the shooters been 10-15. He's - he's - he's over here." Um, he said
148 there's a female inside - there's somethin' - somethin' (unintelligible) as
149 chaotic as these scenes are, you know, the exact verbiage but to the - to that
150 affect. I was really confident that there was not gonna be any more resistance
151 in the house but we were tryin' to go check on the possible female. Right. So
152 t- pre- preservation (unintelligible) of life. Um, so I kinda talkin' to Major
153 (Shy Scheu) and Lieutenant Hoover, I'm, like, "Man, get over here behind
154 cover." Because when I initially get there as I'm looking through that sliding
155 glass window, our initial thought, "Oh, they're shootin' out the window at the
156 police." Right? That - or at the door I should say. Get some more intel, um, I
157 send a team up there and I kinda stay behind the bearcat. I tell, uh, all the
158 patrol officers, "Check your rifles up." 'Cause they're still literally just
159 pointin', uh, and they don't know what they're pointin' at more or less. I
160 mean, the target identification, there's - there's nothin' to point at because
161 there's cars and everything else, you're just pointin' a gun just to point a gun.
162 Um, get a plan together, they roll up, go on the one side. I believe they throw,
163 um, our throw bot, um...

164
165 Q: (Ricky)?

166
167 A: (Ricky). Yeah. (Ricky) inside and they can see down the hallway - they can
168 see a person now come (down), I mean, it was plain as day. So they go in,
169 search it, uh, possibly any more hurt people or whatever. Um, come back out,
170 give the all-clear. The patrol officer holds them on the three side. They're
171 holdin' down another window. There's a - a white male at it. They had him at
172 gunpoint but I'm, like, that's a different apartment so that guy back there is
173 fine. So obviously chaotic scene. Um, do the best you can when you get there,
174 try to slow everything down and just, you know, try and provide the best
175 service we could and help them as best we could. Um, but gettin' back to the
176 planning phase, we had no idea they were gonna be at that apartment that
177 night.

178
179 Q: And as far as the information that you guys received, did you all, uh, receive
180 the search warrants? I mean...

181
182 A: Yep. What - what'll happen is they'll do a risk assessment matrix, uh, in the
183 search warrants. Uh, we get copies of those. I've gone at a extra length now
184 where I make them h- uh, I require them to give me a (hida) number for - for
185 the extra layer of safety 'cause (unintelligible) in the past we have done
186 warrants for different units where multiple units were lookin' at it and
187 unbeknownst to us because we're a support unit so (hida) number. Um, some -
188 some detectives go above and beyond. We have a power point that they'll do
189 that we've supplied to them - hey - that gives information. But in - at the very
190 least, the risk asse- risk assessment matrix, um, copy of the (hida) number and
191 the actual search warrant affidavit what - what's required.
192
193 Q: And just for the - the tape, I mean, a hida is a decon- deconfliction site.
194
195 A: Correct. Yes. Deconfliction site to ensure multiple units aren't planning a
196 police action at the same location. It's meant to stop blue on blue violence or
197 blue on blue shootings.
198
199 Q: And - and during the course of y'all's preparation, what significant if any
200 information did you all learn beyond what was provided by CID?
201
202 A: Um, this case not so much because we're done the houses before. On Elliott,
203 we've done the, uh, literally four or five times in 18 months. Um, so we knew
204 we were gonna get - they provided some information I think that the door may
205 be barricaded but through us goin' by, "Hey, we see people in and out freely."
206 We were gettin' updates as we were rollin' there, there's people in and out. I
207 mean, it's a very hot area, that 24th block of Elliott. So nothin', um, stood out
208 other than there could be possible followin' warrants later on down the road,
209 um, but nothin' about the two locations we were given that night at Elliott. It
210 was just a house we've done before and a vacant.
211
212 Q: As far as Springfield goes, um, you know, once you make it over there and
213 you guys, you know, make it safe and secure it for us, PIU, um...
214
215 A: Mm-hm.
216
217 Q: ...uh, you know, how - I don't - how long were you on scene after that
218 occurred?
219
220 A: After we called the house...
221
222 Q: S...
223
224 A: ...all clear?
225

226 Q: Secure it. Yeah.

227

228 A: Oh, man. We didn't stay long after. Probably 10 or 15 minutes. Just long
229 enough to where I knew that everybody there was gonna be safe, like, there
230 was no - no other threats to the police or civilians for that matter and that they
231 kinda had what they needed. Um, I - I said somethin' - a couple things to
232 Major (Shy Scheu) and Hoover - I believe I was, like, "Hey, we c- you should
233 probably get out - escort officer - figure out who did what." But I said, "Our
234 role as detectives (unintelligible) part is out. I'm not gonna - I'm not gonna
235 stay part of that but maybe I should probably consider a couple things. W-
236 we're leavin'." So probably 10 or 15 minutes.

237

238 Q: Now did you learn any information as far as, you know, that incident at - on
239 Springfield after you - you guys came out and while you still remained on
240 scene?

241

242 A: Oh yeah. Um, so originally when I was there, um, Detective Cosgrove was
243 providin' the best intel and best information out of anybody, hands down. Um,
244 he had a rifle slung so I assumed just having a rifle slung that he was there
245 after the fact. Okay. So I know Mattingly's involved in it. Um, while we're on
246 scene, we learned that Cosgrove's involved in it. Like, I had no idea he was a
247 part of it and then through the course of c- yep. Sergeant Burns will attest to
248 this. A couple of the guys went to neighborhood apartments to ensure there
249 was no other causalities due to the gunfire. I know at one point, um, they were
250 pointing at the window and o- or Detective Hankison looked over and kinda
251 made a motion, like - like that, like, tapped his chest, almost to say, "Yeah that
252 was me." Type thing. So as we were on scene, it became pretty apparent to us
253 what we thought happened., um, as far as what happened initially at the
254 breach point and then were those - those - however many rounds were fired
255 through the - the windows and the doors.

256

257 Q: Uh, you said you learned that Cosgrove was involved. Did he tell you that or
258 was - or you - were you told from other - another person?

259

260 A: I was told by somebody else 'cause I was, like, I said - then I said - I was, like,
261 "Man, get him outta the mix." 'Cause he was still in the mix doin' stuff. I was,
262 like, "Get him separated from everybody." He needed...

263

264 Q: Who told you that?

265

266 A: I don't remember.

267

268 Q: Okay.

269

270 A: I mean, I - I really don't.

271
272 Q: And was he removed from the scene?
273
274 A: Uh, I don't think so.
275
276 Q: Okay.
277
278 A: And I don't, like I said, so we're all there and it's obviously hectic, like I said
279 before but I - I do re- remember sayin', "Hey, separate him. He's involved."
280 He's - he was way too up in the mix, you know?
281
282 Q: Sergeant Ruoff.
283
284 Q1: Lt, going back to the briefing, uh, I know there were two, um, on Elliott, they
285 talked about one on (Ali) and it was decided (Ali) would be done at another
286 time.
287
288 A: That was my interpretation.
289
290 Q1: Uh...
291
292 A: Correct.
293
294 Q1: ...there was no mention of Springfield. Uh, through our investigation, we've
295 learned, um, up to this point from the information provided by CID that
296 Springfield was directly related to Elliott.
297
298 A: Mm-hm.
299
300 Q1: Um, is it common with the amount of warrants you do for CID and other a-
301 other I guess units, if you have a - a site that is linked to other - other sites,
302 would that be briefed during that time?
303
304 A: Oh. 100...
305
306 Q1: Uh...
307
308 A: ...percent. We - we should - we should have knowledge of what they're doing.
309 Um, and kinda to go - not to get too caught u- up a rabbit hole here. Since
310 goin' full time, the team has come millions of miles. That's not because of
311 me. It's because the guys. We - we treat safety very important, right? So, like,
312 simultaneous warrants, they're bad business. Somethin' goes down like we
313 just saw, who - who's there to provide armor? Um, our priorities, like, our
314 priorities are people. Right. So, like, to us, we need to be briefed on
315 everything but the same time, like, there has been some understanding in

316 narcotics and in the CID that we're not gonna rush in to get dope. We're n-
317 we're not - we're not gonna treat - human life's more important than any
318 amount of dope. Right. So with the times, our tactics have changed as well. So
319 they should definitely let us know as far as what they're doing so we can
320 provide assistance 'cause on a case like that, "Hey, if y'all absolutely have to
321 do Springfield, y'all sit there and watch it. We can send some guys over or if
322 y'all are gonna do it, let us give you the all-clear first so we can push armor
323 your way." To be able to support them. You know, from CID I don't know
324 how many warrants they do a year, um, 'cause, uh, we don't do every single
325 one of 'em obviously but we always try to just push them the safest way they
326 can do their warrants if that makes sense. So...
327

328 Q1: All right.

329

330 A: ...they should definitely brief us on any location they're gonna be at, um,
331 during a brief just so we know.

332

333 Q1: Okay. And back to that point, I guess the - the Elliott was deemed at the time -
334 I guess those were the - the two targets. Was it known at the time the targets
335 were at that location or were there unknowns where...
336

337 A: Uh, I wanna say there was two main targets and forgive me, I don't remember
338 the names. I wanna say that they did a vehicle takedown on one or maybe
339 two...
340

341 Q1: Mm-hm.

342

343 A: ...that left the location and one of the other targets. There was, like, three or
344 four targets and I think at least one was in the house and I think two were
345 taken down as we were in route or as we were workin' on the first resident -
346 on the first house on Elliott. But the timing of that - and I don't know which
347 one was the main target versus the secondary target but they provided, like,
348 three or four different names.
349

350 Q1: Okay. Um, you had mentioned the email to, uh, Sergeant Casse about
351 Springfield and I - I guess he made - had more intimate knowledge of that.
352 But was that around the same time the other warrants came in, like, a month
353 prior to?
354

355 A: Well I was on a conference call with, uh, Colonel Chavous, Major (Gregory),
356 Major Burbrink and myself talkin' about debriefing this incident, kinda what
357 we can learn from it 'cause I think there was some - I heard some things that
358 came from the initial interviews from PIU, um, that said SWAT and narcotics
359 - or excuse me - CID weren't communicating effectively and that was brought
360 to my attention that maybe it was my fault, maybe it wasn't. So we had a

361 clearing of the air. Um, that was the first time I was ever made of - aware of
362 that email 'cause she provided a copy of it for me but I had - I had - I don't
363 think I ever received the initial email and if we did, it was 30 days prior. So
364 unless she mentioned it - mentioned it in the briefing or tell us in a subsequent
365 meeting, we're not gonna remember that - oh, you said Springfield a month
366 earlier.

367
368 Q1: Okay. And Colonel Chavous provided that...

369
370 A: I don't know if it was...

371
372 Q1: (Unintelligible)...email

373
374 A: ...her or Major Burbrink - one of the two.

375
376 Q1: Okay. So Major Burbrink or...

377
378 A: Well she brought to my attention, "Hey, this - this email..."

379
380 Q1: Okay.

381
382 A: ...existed 30 days or March - not 30 days. When - when - when were the
383 warrants - March 13?

384
385 Q1: March 13.

386
387 A: It may have been March 1 or 2. It may have been two weeks - two weeks to
388 three weeks but I don't - I'd have to look through my email. I don't know that
389 I received that email. I may have. I have to double check but that was the first
390 time that I recognized that Springfield was mentioned.

391
392 Q1: Okay, Vance. Jason, do you have anything else about Springfield...

393
394 Q: Yeah - yeah.

395
396 Q1: ...or is that...

397
398 Q: As far as that, you know, the - I guess you all had a meeting afterwards, like, a
399 debriefing meeting. I mean, clearly you br- you had some concerns that night.

400
401 A: 100 percent.

402
403 Q: Did you - one is did you voice 'em that night to anyone and who di- who did
404 you voice 'em to if any?

405

- 406 A: Uh, we talked internally as a team. Um, figuring at some point we would be
407 called in here because A, we had the body cam footage, B, I think we were the
408 most unaffected by what happened 'cause we were there after the fact.
409 Obviously we weren't there for the initial shooting and generally my guys -
410 because they're in more stressful situations can process information and slow
411 things down.
412
- 413 Q: Mm-hm.
- 414
- 415 A: Um, so we talked about it internally, um, yeah. 100 percent. Um, and, you
416 know, that's why I was kinda (unintelligible) to earlier, like, our priorities are
417 people, like, dopes way down here. So - and that's why we move slower.
418 That's why we mitigate our actions. Um, and goin' back, I know there's - it's
419 really big in the media about the no knock thing so these no knock warrants, if
420 they provide me with a no knock warrant, you know what we do? We knock
421 and announce. Okay. The only time we'll do a no knock warrant is if we're
422 (unintelligible) one, if we're doin' explosive breach charge at the breach point
423 where you can't make announcements. Right. And we usually reserve those
424 for homicide suspects. So we even take the extra step, hey, it's a no knock
425 warrant but we're still gonna knock and announce our presence just because
426 the - the initial danger at the breach point.
427
- 428 Q: Well that's actually a good que- did CID request a no - or did - did you tell
429 CID that you all requested a no knock on Elliott?
430
- 431 A: Did not. Um, we've done Elliott in the past. Elliott, when you enter the - the -
432 you - if y'all were, um, you've never been to Elliott. You enter a common area
433 and that's where they do all the - the drug sales and a lotta the druggies just
434 hang out at. Every time we've gone in that house, we've encountered people
435 immediately at the threshold. We don't even enter the house. We - we call
436 them out to us. We called every single person out to us on Elliott. I left that
437 time but the time before, call everybody out, send the robot in and then we go
438 in and c- secure. So that - that house had, like, trap doors and stuff too.
439
- 440 Q: And had you - had you known that - that CID was gonna serve that warrant on
441 - on Springfield, would you advise 'em no, not to...
442
- 443 A: I w...
444
- 445 Q: ...do that?
446
- 447 A: I would've advised them 100 percent not to do it until we were done doin'
448 what we had to do. Like I said, we can't do every single, uh...
449
- 450 Q: Thank God.

451
452 A: We can't...

453
454 Q: (Unintelligible).

455
456 A: ...do every single warrant for them and then - so if she was that low in that
457 matrix which I never saw that matrix so frankly I can't speak to what she
458 woulda showed up as on the matrix at all. I don't know. Um, and I told
459 people, like, when you use a SWAT team, it's a higher level of force so we
460 can't do every single warrant the way we would do a SWAT warrant but I
461 most definitely woulda told them, "Hey, wait 'til we're done and can move
462 some armor to you." Um, or give 'em ulterior, uh, options. "Hey, we can send
463 four or five guys over there after the fact do - just to do a surround and call
464 out." Because if the warrants for money which is my understanding of what it
465 was is - if it's people and money there, you can't really destroy money.
466 They're not gonna destroy money. Just call 'em out to you, like, if you wanna
467 breach the door, breach the door, make announcements, this is the police, you
468 know? So we generally t- tend to treat ours more that way. It's just the way o-
469 we operator tactically and the way CID operates tactically are just - they're
470 completely different.

471
472 Q: And not to beat a dead horse but on the - the briefing to Elliott, there's no
473 mention of Springfield so is it safe to say no matrix or ops plan, anything or
474 no knowledge whatsoever about a warrant being conducted at the same time at
475 the Springfield?

476
477 A: No, none whatsoever. Uh...

478
479 Q: No.

480
481 A: ...I'll take it a step...

482
483 Q: (Unintelligible).

484
485 A: ...further. I've never received a matrix from CID that we had to do the warrant
486 on and that's a policy thing so it's not a you all thing but we ne- we - I never
487 received matrix on the work that they do, only the ones that we do for 'em.

488
489 Q: What about the operations plan, did you all receive one on this?

490
491 A: No.

492
493 Q: So nothing...

494
495 QI: And still haven't...

496
497 Q: ...(unintelligible)...
498
499 Q1: ...to this point?
500
501 A: On Springfield, no.
502
503 Q1: Okay.
504
505 Q: What about s- Elliott, did you receive one there?
506
507 A: (El)- so when we do their warrants, we kinda do our own ops plan. So...
508
509 Q: Mm-hm.
510
511 A: ...if they provide us the information like I said goin' back to the past about we
512 wanted to get our own eyes on and look it, so I would say the information they
513 provide, we come up with our own operations plan because our planning
514 process is more intensive than theirs. So...
515
516 Q: Mm-hm.
517
518 A: ...as long as they bring the warrant and the matrix, I mean, we get the plan and
519 put it together ourselves 'cause we're the ones that's gonna be executin' it.
520
521 Q: Okay. Uh, back out at Springfield when you all arrived on scene, you had
522 mentioned somethin', uh, when you first arrived on scene it was your initial
523 thoughts that officers, uh, were receiving fire through a sliding glass door.
524
525 A: Yes. Um...
526
527 Q: Can you kinda...
528
529 A: So...
530
531 Q: ...expand on that a little...
532
533 A: Yeah.
534
535 Q: ...bit?
536
537 A: So as we were getting there, we hear that there's automatic gunfire. W- there's
538 a rifle in play - there's a rifle in play. We kept on hearin' that over and over
539 again. So my assumption was when I saw the number of - of - what I thought
540 to be exit - initially exit bullet - bullets through the windows and sliding glass

541 doors, I just assumed - I was, like, "Hey. Well that's where they shot at as
542 they were all makin' their approach." And then I figured out now it's at the
543 breach point so then it becomes pretty readily avail- apparent to me that those
544 rounds - after a three, four minutes, "Oh, they came from outside." So those
545 rounds that went inside that I thought initially were comin' out were actually
546 goin' in the apartment.
547

548 Q: Okay. And h- you may or may not remember 'cause it's - a while has gone
549 past but on that sliding glass door, do you remember, were there shades or
550 anything...
551

552 A: There was...
553

554 Q: ...over that door? Could you see into the...
555

556 A: I couldn't see...
557

558 Q: ...apartment?
559

560 A: ...anyth- I could not see anything in the apartment. I wanna say it was those
561 white vertical blinds but I could be wrong. It was somethin' - there was
562 definitely a white barrier in that and you couldn't see in any of the windows
563 there that I could - that I could see. I mean, 'cause we couldn't even see any
564 light or darkness. It was just, like I said, just the white. I believe they were
565 vertical blinds.
566

567 Q: Okay. And in your all's training and experience and training to the
568 department, uh, is it pretty much given that we're trained to - you have to, uh -
569 uh, identify a target, uh, as part of training and just kinda your all's continu-
570 continued training?
571

572 A: Yeah. 100 percent. I mean, target...
573

574 Q: Uh...
575

576 A: ...identification and - and knowin' what your backdrop is the - probably the
577 two most important things as far as when you fire your weapon. Um, 100
578 percent. Like, you have to know A, what you're shooting at, B, what's in front
579 of it and B, what's behind it and there's no other way you can operate.
580

581 Q: Okay.
582

583 Q1: Uh, and this is a question I'm not sure you can answer or either - you're the
584 appropriate person to ask this but, you know, since you have a lotta weapons
585 training and experience, if - if someone is to fire a weapon in a luminated area

586 into a darkened area, would that muzzle flash project into that dark area?
587
588 A: Um, if it's covered by cloth, windows and stuff, no. You wouldn't see
589 anything.
590
591 Q1: Okay.
592
593 A: All you're gonna do is hear - well it would probably be a very rapid firing of
594 gun that you could mistake for a rifle maybe. I don't know but you could
595 definitely - you wouldn't be able to see if you were - if they're at the beach
596 point. 'Cause again, like I said initially, we were, like, "Oh. They're comin'
597 outside." And then we moved over, kinda saw the door, oh, there's the door
598 and then they had worked on Sergeant Mattingly right, like, right in front of it.
599 So I was, like, okay and that's when I, like I said, the more information, oh, it
600 happened over here.
601
602 Q1: And one more question, so this - this tables about 36 inches wide and, uh, and
603 the entry door at this apartment was 36 inches. We'll just, uh, the biggest
604 entry door they have. Is it practical or is it even common for not just SWAT, I
605 mean, clearly SWAT works, have - they have different tactics but for any and,
606 you know, CID unit, investigative unit, when they served - when they did
607 entry into a house, would it be common for three people to be in what we
608 consider the fatal funnel?
609
610 A: Absolutely not, no.
611
612 Q1: So you - in your ni- almost 20 years, have you ever seen where someone's
613 punched out like this, cover two if we will so first line, cover two's punched
614 out, maybe behind him a little bit and then there's a third person between the
615 first line in a cover two. Have you ever...
616
617 A: I mean, I...
618
619 Q1: ...seen that?
620
621 A: No - no. Not - not in any kinda scenario where you were tryin' to - now I can't
622 speak to what kinda stuff goes on in the street but no, you'd never put, you
623 know, yourself in that situation. You...
624
625 Q1: But even, you know, in - in your experience in just, uh, you know, I know you
626 had experience in the second division impact or, um, flex platoon. Have you
627 ever seen anyone on a police department do that?
628
629 A: No - no.
630

- 631 Q: Uh, back to the scene on Springfield when you arrived, you had mentioned
632 that you had learned Detective Cosgrove, uh, actually had fired his weapon,
633 um, and I think you may have said it and I - I missed it, uh, you advised
634 someone that he should probably be secured.
635
- 636 A: Yes.
637
- 638 Q: Uh, who was that?
639
- 640 A: Uh, I don't know. I mean, I...
641
- 642 Q: Okay.
643
- 644 A: ...may have said somethin' to Lieutenant Hoover, um, and 'cause it was kinda
645 - 'cause you had - the third division major was there and then you had their
646 lieutenant. I don't know if Lieutenant Hoover was there from the beginning
647 but I - I remember sayin' I believe it was to Lieutenant Hoover, "Man, you
648 needa have him separated." He's too - he was too involved with what was
649 goin' on when we got there. He needed to be checked out, like, he needed to
650 be off to the side, you know? The emotions, the adrenaline dump, you know?
651 He provided me...
652
- 653 Q: Mm-hm.
654
- 655 A: ...with great information, don't get me wrong. He had the best intel but he still
656 needed to be outta the - outta the mix.
657
- 658 Q: Okay. So I - at that point, the major of the division, uh...
659
- 660 A: He was already on scene when I got there. Um, they had another situation in
661 the third that evening they called me about. Um, it didn't rise to our level of
662 needing to assist so we went ahead with the Springf- or excuse me. With the
663 warrants on Elliott. So by the time I got there, um, there was pro- I mean, he
664 was there. There was probably 70, 80 police cars. I mean, we - we had to
665 come from 1200 block of Elliott all the way, I mean, was - we were probably
666 on the road for good 20, 25 minu- 20 minutes just gettin' there in the bearcat.
667 It took us that long so yeah, he was already there.
668
- 669 Q: Okay. Other than - and how our structure in the department's set up with
670 officer/detectives, sergeants, lieutenants, majors and up above, uh, Lieutenant
671 Hoover would've been in charge of that, uh, activity or that warrant?
672
- 673 A: Cor- if he was there...
674
- 675 Q: Uh...

676
677 A: ...for those...
678
679 Q: ...if he was...
680
681 A: ...execution, yes.
682
683 Q: ...if he was there for the...
684
685 A: Mm-hm.
686
687 Q: ...the beginning of it. Um, tryin' to think.
688
689 A: But then he kinda gets murky whenever a major shows up. Hey, it's - those -
690 that's not my unit but it's your division so then the whole ICS, you know,
691 but...
692
693 Q: Okay. I lost - I forgot what I was...
694
695 Q1: That's all right.
696
697 Q: ...but...
698
699 Q1: Just a few more questions, Lt.
700
701 A: Go ahead.
702
703 Q1: Are any other que- any of the questions we ha- we have not asked you or any
704 other information you have that may be beneficial to this case?
705
706 A: I mean, just based upon what we saw that night, not having - being privy to
707 any of the investigation, just the, um, and not so much my interaction with
708 Detective Hankison but with my guys. We just got the feeling that night that,
709 you know, um, somethin' really bad happened and that the target
710 identification, we don't think - and again, we didn't do the investigation. Just
711 based upon our initial - what we saw and what we were told, kinda how we
712 replayed the thing because we - we - we want everybody to be safe, right?
713 That's our whole ultimate goal is we don't wanna - we don't want us to get
714 hurt, innocent people and even the bad guys. I mean, if - no one's gotta to die,
715 they don't have to die, like, that's - \$14,000 isn't worth it, any amount of
716 dopes not worth it either. Um, as we debriefed and kinda looked over, it was
717 just - it was just an a- egregious act. I mean, from what - our perspective if
718 that's in fact what happened. Um, have other details come to light, it is what it
719 is but it's just - it seemed like the - there was no target identification
720 whatsoever for those rounds that were shot outside the apartment.

721
722 Q: Any follow up?
723
724 Q1: On Elliott, who was in charge other than you all, can you think of any
725 command, who was in charge down there, uh, from CID or...
726
727 A: Sergeant (Fawn Phan) was there. I don't remember - was Lieutenant
728 (Huckleberry) there? I don't think he was. I know - I think the Colonel
729 Chavous was out with 'em that night though. I mean, I think she was out
730 ridin' around 'em. She may have done Elliott with us. Um, I don't know if
731 Major Burbrink was out or not. So they - none of them came to our briefing.
732 The o- the only person from narco- or CID that came to our briefing was
733 Detective Jaynes. He's the only person that we knew for a fact was there and
734 then he told us, "Hey, I got Sergeant (Fawn Phan) on the backside." And he
735 may have mentioned some other people that were there but they were already
736 in place and at the eye 'cause those cars. So I know Jaynes the only one that
737 came to actually, um, Springfield or, uh, not Spring- excuse me. To brief us at
738 Naval Ordinance (unintelligible).
739
740 Q1: Okay. Which isn't uncommon if...
741
742 A: It's not uncommon.
743
744 Q1: ...if he's the lead investigator...
745
746 A: No, not uncommon...
747
748 Q1: ...that...
749
750 A: ...whatsoever.
751
752 Q1: ...he's going to (unintelligible).
753
754 A: We actually prefer to have less people there because it...
755
756 Q1: Oh.
757
758 A: ...if you have 30 people in there, it gets too loud anyway and you can't hear
759 the brief and...
760
761 Q1: Okay. That's all.
762
763 Q: Is there anything you wanna state for the record before we end?
764
765 A: No.

766

767 Q:

Is everything you told me the truth to the best of your knowledge?

768

769 A:

Yes.

770

771 Q:

We will now conclude the statement. Time now is approximately 1328 hours.

772

773

774 The transcript has been reviewed with the audio recording submitted and it is an accurate

775 transcription.

776 Signed

Amanda L. Seelye #7846

INTERVIEW WITH DET. JOSH JAYNES

Q=Sgt. Jason Vance

Q1=Sgt. Chris Lane

A=Det. Josh Jaynes

A1=Atty. (John) Dolan

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45

Man: Yes, sir.

Q: We use a audio recorder just because it's good for our transcripts. It's easier for (unintelligible).

A: Uh, I understand. Sure.

Q: You good?

Man: Mm-hm.

Q: This is Jason Vance, the Louisville Metro Police Department's Public Integrity Unit. Today's date is May 19, 2020. The time now is approximately 0933 hours. We are present here at 3672 Taylor Boulevard in the Public Integrity Office. This will be a taped statement from Detective Josh Jaynes. This statement is in reference to PIU case number 20-19. Present with me are Detective Jaynes, Attorney (John) Dolan – and it's D-O-L-A-N....

A1: Yes, sir.

Q: ...and Sergeant Chris Lane of the Public Integrity Unit. Detective, are you aware this statement is being video and audio recorded?

A: Yes, sir.

Q: Does this meet with your approval?

A: Yes, sir, it does.

Q: Detective, please state your full name and spell your last name.

A: Uh, (Joshua Chad) Jaynes, J-A-Y-N-E-S.

46 Q: And, sir, what's your code number?
47
48 A: 7627.
49
50 Q: Where are you currently assigned?
51
52 A: The CID PBI Unit, Place Base Investi- Place Based Investigations.
53
54 Q: And how long have you been in that unit?
55
56 A: Uh, I think it was enacted at le- the end of December or beginning of January
57 of 2020.
58
59 Q: Prior to that, were you in narcotics?
60
61 A: Yes, sir.
62
63 Q: And how long are you in narcotics?
64
65 A: Since twen- 2016.
66
67 Q: So four years?
68
69 A: Yes, sir.
70
71 Q: How long have you been in the department?
72
73 A: I came on department in, uh, May of 2006. I've been employed by Metro
74 Government since, uh, August of 2005, to my knowledge. I was in
75 corrections.
76
77 Q: Are you under the influence of alcohol, drugs or any other intoxicants at this
78 time?
79
80 A: No, sir.
81
82 Q: Are you taking any kinda medication that would affect your judgment or your
83 ability to think clearly?
84
85 A: No, sir.
86
87 Q: Now, some of these questions, uh, I'm not gonna read 'em to you – apply to
88 different application here. So we're just gonna go not go over that.
89
90 A: Mm-hm.

- 91
92 Q: So because the statutory requirements of – it’s actually s- KRS 67C263, I
93 believe. This is an old form, yeah, O – KRS. But it references KRS15.520.
94 I’m obligated to advise you of this – of your Constitutional rights prior to
95 asking you further questions or any – any statements or any questions and
96 obtain a rights waiver. And your attorney is present. Um, this is an LMPD
97 Rights Waiver. You have the right to remain silent. Anything you say can
98 and will be used against you in a court of law. You have the right to talk to a
99 lawyer prior to ka- any questioning or any – or – or the making of any
100 statements and to have him or her present with you while you’re being
101 questioned.
- 102
103 A: Mm-hm.
- 104
105 Q: If you cannot afford to hire a lawyer, one will be appointed by the court to
106 represent you before any questioning if you desire one. You may stop the
107 questioning or making of any statements at any time by refusing to answer
108 further or by requesting to consult with an attorney prior to continuing with
109 the questioning or the making of statements.
- 110
111 A: Yes, sir.
- 112
113 Q: The time on this 0936. And the form states, “I have read the state- the – the
114 statement of my rights and I understand what my rights are. I am willing to
115 make a statement and answer questions. I do not want a lawyer,” which, in
116 this case, your lawyer is present...
- 117
118 A: Mm-hm.
- 119
120 Q: ...at this time. “I understand and know what I am doing. And no pressure –
121 no promises or threats have been made to me and no pressure or coercion of
122 any kind has been used against me.” So just for – for the record, no one has
123 pressured you to come in today and give a statement?
- 124
125 A: Correct.
- 126
127 Q: Okay if you agree to all that, you can sign right there by this...
- 128
129 A: Yes, sir.
- 130
131 Q: ...the X and then have your attorney sign as well. You want this?
- 132
133 A: Uh, that – yeah, shoot. I want...
- 134
135 Q: Yeah, it’s easier (unintelligible).

136
137 Man: (Unintelligible).
138
139 Man: There you go.
140
141 Q: Yeah, I'll let him (unintelligible).
142
143 Man: (Unintelligible).
144
145 A: All right.
146
147 Q: Josh, what I'd like to do to start off is – and, um, you know, I'm aware of a
148 few things that, uh, PBI has been doin'.
149
150 A: Mm-hm.
151
152 Q: Uh, I'd like for you to, um, go back and begin at the beginning of your
153 investigation and what, um, caused you guys to focus on the certain area
154 that...
155
156 A: (Unintelligible).
157
158 Q: ...you were on.
159
160 A: Okay, uh, s- startin' out on Elliott or...
161
162 Q: Well, I know that...
163
164 A: ...(unintelligible)?
165
166 Q: ...PBI breaks, uh, you know, areas up into crime.
167
168 A: Mm-hm.
169
170 Q: I'm not sure what the actu- uh...
171
172 A: It's – it is a, um, we call – it's a (microcell). It's like a hotspot so it's
173 (unintelligible). And there was a violent crime score that was done on, uh, the
174 area that we were in. And as – it's my knowledge that it was, I think, one of
175 the – the highest crime scores in the city, I believe. I can't, uh, confirm that. I
176 know there's, uh, several different hotspots that we have through the city
177 through the west end of Portland, uh, in the Russell neighborhood. But this
178 was one of the – the 26 & Broadway corridor is one of the highest ones.
179

180 Q: Was there any other, um, precipitating factor that – that cause you guys to
181 focus in this area?
182

183 A: So on the – on – on 24 block of Elliott Avenue, um, Detective (Barton), uh,
184 who was in a (unintelligible) mobile, he again – so I never really, um, went
185 down on Elliott Avenue that I can recall. And he was very familiar with
186 these, uh, one our main targets and, uh, (unintelligible) affidavits. And he's
187 familiar with each one of 'em. And so we know that, uh, that the 2400 block a
188 Elliott Avenue was a hotspot for crime for, uh, for the trap houses and it was
189 obviously around the corner from 26 & Broadway – Dino's. Dino's is – is a
190 problem. Um, and we have, um, we've done – and te- Detective (Goodlet)
191 has been our admin, uh, detective – done a great job and has shown that – that
192 through, uh, call for service, through incidents, that it is a hotspot. So
193 Detective (Barton), um, was familiar with, um, (Jamarcus Glover) and (Adrian
194 Walker) who were listed, uh, the primaries. They're listed in our affidavit.
195 And during the early stages of our, um, investigation, um, uh, (Barton) was
196 like the, uh, 2424 Elliott Avenue, First Division, just execute a warrant there
197 on the 30th of December. And they executed a warrant at, uh, 2424, 2426 and
198 I believe 2605 West Ali and so they, uh, some – the narcotics – since weapons
199 were retrieved, uh, from those locations. I – I can't remember – testify about
200 how much as taken. But I know there was some, uh, allegedly some narcotics
201 and weapons taken from those three locations. So, uh, we noticed that, uh, we
202 started watchin'. They said, "This is gonna be a good spot – a good spot to
203 kinda start from." So then, uh, we noticed that, again, traffic in and outta the
204 place. Um, uh, the first day that I remember that a first time we started going
205 through it, um, uh, (Barton), uh, was familiar with the – the Charger. And
206 since, uh, this – this Charger has changed plates twice. It had a – it had a
207 previous Kentucky plate on it. Then it went to a Mississippi plate. Um, the,
208 um, uh, the target is actually from Mississippi.
209

210 Q: Mm-hm.
211

212 A: So they're – they're – his – his brother – and we – to this day, they're still, uh,
213 doing an active investigation on these people. And, um, so he, uh, saw this
214 Charger leave the location. Uh, a traffic stop was conducted. Um, uh, it was
215 we- obviously west location and (Adrian Walker) was the – was the operator.
216 And then I b- I believe (Rayshawn Lee) was the passenger. There was
217 evidence. There was some, uh, marijuana, some shake and stuff throughout
218 there and it – it reeked of marijuana and there was a – a large sum of – of, uh,
219 of cash there just stuffed into the center console. So (Barton), um, and I – I
220 believe I – he (unintelligible) cited him for a traffic violation and then, um, uh,
221 took the money and then through – through the process of, uh, the forfeiture
222 for that. Um, at that point, I just – just from my experience with, you know,
223 eh, and I – I tell people, uh, that's – I guess with, um, so my sergeant was like,
224 "I know you had experience with narcotics and (unintelligible) in the past."

225 He said that, "I know (unintelligible) quite a few search warrants." And he
226 said, um, "Any input you can give us when you do," 'cause Detective
227 (Campbell) was, um, (unintelligible) prior to narcotics but he was on the beat
228 most of his career. And then, um, (Kelly) and (Goodlet) and (Wes (Barton)
229 were, um, 9th Mobile. So they were just used to, you know, jumping out on
230 people and – and – and, uh, getting the (unintelligible) crime guys. So I was
231 like, you know, "Ideally," I was like, "Why don't you go," I said, "The first
232 thing I wanna do is let's pull a pole cam in that intersection. Put a pole cam
233 up there." So he put a pole camera up there. And, uh, then we can, uh, uh,
234 see exactly what's goin' on. You know, we can, you know, and, uh, so (Jeff)
235 (unintelligible) (Jeff Malone) in Tech Ops has been phenomenal. He had, uh,
236 (unintelligible) I think the next day or two to put a pole camera up. I wanna
237 say by at least the – the 1st or 2nd of January, a pole camera was up. I know
238 for sure on the 2nd a January it was up. And, uh, the week (unintelligible) just
239 typical trap house, people comin' and goin', short stays. So, um, this Charger,
240 um, we realized that, uh, we saw – that I saw (Jamarcus Glover) drive by in a
241 Charger too as well with the pole camera. And he – they do – and so thi- this
242 car will sit and park or drive different cars and that they, uh, rental cars – we –
243 I find out in the investigation that he's, uh, he – he has the, uh, used Uber, you
244 know, times. Uh, we did a – a search warrant on his bank records and find,
245 uh, (unintelligible) on there. The la- but anyway, um, so I – the next best
246 thing was put a tracker on this car 'cause obviously, we have the trap house
247 and – but we don't know where – and these people – we tried followin' 'em
248 and it – they're impossible to follow. Anything else – the heat checks they do
249 consistently, they're – the people that associate with 'em, it's just – they're
250 just a pain the butt to follow.

251

252 Q: He checks his like – like countersurveillance?

253

254 A: Yeah, I – I'll be, uh, he checks his, ca- yes, he checks his countersurveillance.
255 So they – they do – what they do is we'll follow 'em for two blocks. And
256 then they – they'd circle the block, park and then (unintelligible) they'll –
257 they'll basically see if we're still following 'em. They'll park for five, ten
258 minutes, get up and drive again. And these people – this is – this is their life.
259 They will con- consistently do heat checks, countersurveillance. So I was
260 like, "All right." And, uh, we realize that this car was still associated with
261 2605 West Ali. So we seen this car at – at Elliott Avenue, the block – 2400
262 block and then Ali. So (unintelligible) Tech Ops, uh, based on everything we
263 seen, and this – these – these people history. We dra- the – started executing
264 the search warrant for a tracker. Now, the tracker is – to me, I – I – I try to get
265 as much (unintelligible) investigation from, uh, uh, s- uh, search warrants on
266 sa- or GPS, uh, (unintelligible) track, you know, tracking on, um, on, uh, cell
267 phones to trackers. I mean, anybody doing a thorough investigation wants as
268 much as you can.

269

- 270 Q: Mm-hm.
271
- 272 A: So we had, uh, we did a tracker on – on his vehicle. And so over, uh, a week
273 or two of data, we're, uh, basically, um, we arrived at, uh, this car, was going
274 to, uh, at least quite a few places of interest and, uh, one of 'em was 3000
275 Spri- Spri- Springfield. And another one was [REDACTED] uh, 2605
276 West Ali, 2424 Elliott Avenue. And now these G, uh, they'd been – if it was,
277 uh, I can't remember if it – I can't remember if this was Covert Track or – or
278 (Tachetrack) – the type of device it was on. But a lotta times, this guy could
279 pull up 2424 Elliott Avenue and it will show him like a – like, uh, two houses
280 down from the, um, the – the north side of the street or something.
281
- 282 Q: Right.
283
- 284 A: But it – it's in the vicinity. So...
285
- 286 Q: Right.
287
- 288 A: ...it – it – if you're – at that you're point, you're – you're getting – you're
289 connecting the dots. And that's when you take the time to put investigation to
290 the physical surveillance to see where it's goin' with that. So, um, we – and
291 we – there was a couple different places that we saw them go to but we
292 figured that was not consistent enough to show that he's goin' there often. So,
293 um, 3003, uh, Springfield and [REDACTED] were two very important
294 places of interest. So we – we knew that before Springfield, uh, [REDACTED] um,
295 Detective (Wes (Barton) – I can't remember how he (unintelligible)
296 information. Um, and he, uh, uh, Detective (Barton) also too has a, um, a, uh,
297 a an- like a fake Instagram account and he follows all these people. So he
298 sees the things that they post on Instagram – their – their narco- their narcotics
299 stuff, all their things they say and do on Instagram. We haven't used that in
300 our affidavit and search warrants at the time 'cause we don't wanna put that in
301 there to, you know, to, uh, give him up what he has. So a lotta times we used
302 it just as to see where – where they're at – they're in the car or what they're
303 post (unintelligible) what they're up to, right?
304
- 305 Q: Mm-hm.
306
- 307 A: We just kinda keep it that way. It's like...
308
- 309 Q: Right.
310
- 311 A: It's like having a, um, a surveillance car with no lights in it. We're just –
312 you're just keeping that just to kinda keep tabs on 'em.
313
- 314 Q: Mm-hm.

315
316 A: So, um, he reali- when he started – he started to actually investigating that.
317 And again, this – this investigation was – was kinda conglomerate all of us
318 together doing this. So I – my name was on the search warrant because I – I
319 probably had the most experience in that group of writing and drafting search
320 warrants. So, eh, as – as together, we all had input at – at all different angles
321 from this.
322

323 Q: Mm-hm.
324

325 A: So, uh, (Wes (Barton) told me that he has, um, I can't remember how he
326 (unintelligible) about this. I have to go through all his notes and talk to him
327 again as well – that he had a chi- a mother with a child in common on [REDACTED]
328 [REDACTED]. So he was going there often. So – and now – and I – I haven't been
329 in Elliott at this point or, um, I was at 2605 West Ali when I think I know – I
330 think Detective (Tap) wrote a search warrant on that, um, uh, two years ago
331 and I was in there. And it's been hit numerous times. So these pla- and – and
332 in my knowledge and investigative knowledge that these people don't just
333 keep their money or their stash places in these trap houses 'cause there's many
334 crackheads. There's many users, so to speak, there that they don't feel
335 confident. Now, la- and – and some of 'em – not all – not all of them but
336 some of them, um, some of them don't even have bank accounts. They just –
337 it's just cash.
338

339 Q: Right.
340

341 A: That's all it is. They don't want – they don't want any – they – a lot of 'em
342 don't want tracked anything. And a lot of 'em will, um, will use, uh, they'll –
343 they'll actually – they use these addresses. They'll say they – they stay here
344 or whatnot to, uh, alleviate – to not, uh, avoid detection so that way the only
345 places they're keeping places at so that was nothin' recorded or – or showing
346 there, right?
347

348 Q: Mm-hm.
349

350 A: Um, so, uh, 3003 Springfield and [REDACTED] [REDACTED] And, um, so we
351 started digging at that. It's a child in common. And then, uh, we saw
352 Instagram where she was, um, that chi- the mother of his, um, the mother of
353 his child was there. And (unintelligible) everything – evidence point where
354 they're smokin' weed or something. There was money on the bed. And, uh,
355 there – there's one where she was like throwing money at her – her, um, infant
356 daughter, you know, just wha- whatever they'd, uh, whatever they decide to
357 do (unintelligible) but anyway, so this – the stuff we're seein'.
358 (Unintelligible) he's goin' there so hey, this could be a place where he be
359 keepin' dope for money, okay? And then so we looked into, uh, look – looked

360 in Springfield. He's goin' there. We noticed, um, on our, um, data that he
361 was goin' there in the afternoons, okay? He's goin' there. We're tryin' to
362 think – we're tryin' to think that – and ideally, we wanted to see where he's
363 laying his head at too so wherever it is he's sleeping at, where he's – he's
364 laying his head at. And, um, we noticed that these people, based on the
365 tracker data, that these people are up all hours of the night. Like they don't go
366 to bed until 6:00 to 7 o'clock in the morning. And – and – and like I said, I'll
367 – once I – I (unintelligible) I'll go to or I'll – I'll log on the computer and see
368 where the tracker's at and say, "Where was – at f- 3:00 or 4 o'clock in the
369 morning? No, they're still out driving around doin' stuff." And that's just –
370 that's just (unintelligible) they do. They – their busiest time was probably
371 (unintelligible) time period anyway. To them, it's a straight business. So we
372 started investigating, um, uh, uh, Springfield to as well. And, uh, we noticed
373 the car ended up coming out there. Of course, you know, it's out off, uh, um,
374 um, um, Dixie Highway area. So couple times, we saw the car go out there.
375 End up car parked. And we did surveillance. We're like, "All right well, who
376 is this? Like what apartment does he come out of? What – what buildings –
377 or what building and apartments is this guy associated with? 'Cause we're not
378 finding anything associated with him as of right now to there." Um, and we –
379 'cause we didn't know – again, I didn't know that he was at 3003 just yet. So
380 he could have been at 3, uh, I think 1, 2, 3 or 4 – one of the buildings in there
381 'cause a lotta times, they will park their car at one location but they walk, you
382 know, across the way to avoid just (unintelligible) that. And that's – that's
383 common what they do in – in – in the past. So, um, thankfully, um, we
384 actually were, uh, uh, Detective (Goodlet) and I were in the area of Dixie. I
385 noticed the tracker was coming up. Uh, and I – I (unintelligible) the exact
386 route he takes. I mean, the – we – he'll come up 7th Street to Manslick –
387 Manslick up to the, um, to, uh, St. Andrew Church every time. And we
388 noticed when he was doin' that, he was going to Springfield. And so we got
389 set up. We're like, "All right so based on the data, he was – he was basically
390 – the – the GPS points were around this building right here."

391
392 Q: Mm-hm.

393
394 A: So like we just kinda got set up. And – and at the t- um, a lotta times, I'll get
395 set up where I'm not right on top of these people. So they pull up. They're
396 like – they don't walk up, see a car. You know, and I – I – well, I mean,
397 obviously, I'll shut my car off so that way you don't see a car runnin'. And,
398 um, I drive that blue Silverado. So it – it actually – it blends in pretty well for
399 the most part. And so, um, we sh- um, we're talkin' to our other guys in the
400 group who are – come, eh, they're following – basically, they're kind of, um,
401 uh, I think, uh, Sergeant (Mene) and, uh, (Mike (Campbell) and (Wes (Barton)
402 to my – best of my knowledge, they were following behind me. And I'm
403 getting the track report. And it's (unintelligible). All right they're following.
404 Here he is come up here in the grey – I think he's comin' here. And so we

405 were parked, um, where these actually, um, this picture right here in this
406 affidavit was taken right here. You actually see my truck bed.

407
408 Q: Mm-hm.

409
410 A: So we were – we were nosed in. Well, we were nosed in to the other buil-
411 building. And Detective (Goodlet) was the one taking the pictures. So we,
412 uh, see the Charger pull in. We're like, "Oh shit. He is like really right on top
413 of us." So like – and ideally, I would have got set up a little further away.
414 But, eh, in this case, it worked out complete to our advantage. Um, we see
415 him get outta this vehicle emptyhanded. We have picture – we have – we
416 have, uh, I think, five to seven pictures of him getting outta this vehicle and,
417 um, going into apartment number 4. Now, uh, we have, uh, printed pictures
418 that we printed out too for our casefile. Now, the digital image that you see
419 on the computer actually shows that, uh, one of the pictures, it shows his – his,
420 uh, grey or white hoodie-type thing he was wearing that day, silhouettes inside
421 the doorframe of number 4. And so we see him walk in number 4. And, uh,
422 where this picture is taken, obviously, this building right – this – the door right
423 here, it's right around the corner on the stairs right here.

424
425 Q: Mm-hm.

426
427 A: So, um, it is – we see him walk out. And again, I can't, uh, confirm. I wanna
428 say it – it was a pretty – it was a – a short ma- amount a time he was in there.
429 And he comes out to me and it looks like he's got a package in his right hand.
430 Uh, the first picture, um, I noticed it looked like the glare off the sun 'cause it
431 was kinda bright. Uh, it just looks like a package. And then when he, uh, the
432 second picture we took when he's getting into the car with this package, it l- it
433 – to me, it looks like a – it is like a USPS package. It has the white with the,
434 uh, to the best of my knowledge, I look at again. I look at it. It looks like the
435 – the red and the blue. Like you can tell like doesn't look like a, um, like a
436 FedEx package or like a UPS pack- a brown USPS pack- it was like a USPS
437 package. So he gets in the car and takes off. So at this point investigation, we
438 have what apartment he went into. That's great. We have, um, I think, uh, in
439 the picture I too- I taken, it shows 3003 right there.

440
441 Q: Mm-hm.

442
443 A: So we know the building he went into and the apartment went into. All right
444 let's do some digging and, um, and figure out, um, what exactly – what –
445 what, uh, who – who lives there. Who lives there?

446
447 Q: Mm-hm.

448

449 A: And is his name associated with the address? So we start, uh, excuse me. So
450 we start doing some more digging. And we find out that a, um, a young lady,
451 (Brianna Taylor) lives there based on, uh, we look up in Accurint database
452 and CLEAR database. And I put it in my affidavit. I verified through – I
453 think – I think computer databases – what I usually go through. Um, uh, let
454 me look through (unintelligible). I wanna say CLEAR database
455 (unintelligible). Usually, that’s what I...
456

457 Q: Eh, you did.
458

459 A: Okay. Yeah.
460

461 Q: You did.
462

463 A: Well, we’ll – we’ll – we’ll compare databases. And I – I – and in my casefile,
464 I don’t like to name – a lotta times, I don’t get – there’s gonna be detailed
465 investigative letters or in court, obviously. But in my affidavit, I try to put
466 general purposes. I don’t like general public knowing that I or I use CLEAR
467 and Accurint. I like to keep that law enforcement sensitive. I think that’s why
468 I put that in there. I could easily put Accurint and CLEAR. So, um, Accurint
469 and, uh, CLEAR at the time, um, mentioned and, um, I gotta, uh,
470 (unintelligible) the time, um, eh, eh, (Brianna Taylor) living there and – and
471 showed, um, (Jamarcus Glover). And then, uh, before I wrote my affidavit
472 too, whenever we started getting closer to the – the final drafts, um, I noticed
473 that, um, CLEAR – and I – I’m assuming CLEAR is – I think it’s – I believe
474 my – to the best of my knowledge, that it’s like tax base ‘cause they mention,
475 uh, Transperien and Experian or – and is on their, um, records so some type of
476 – some type of tax documents to like go by (unintelligible) date. And so, um,
477 towards the – towards the end of our, eh, or not in our – but – but towards the
478 – the – up to the, um, execution of search warrants, I realized that it had 220.
479 When I looked up, um, on CLEAR, it said update 220 that he had as a address.
480 So okay. So I – I have a, um, so, uh, at this point, I’m like, “Okay.” And I
481 have – I got, um, uh, information based on two law enforcement databases
482 that’s got that, uh, him associated with that address. Um, so at that point, and
483 I also saw that he’s, um, that he’s getting, uh, possibly getting mail there
484 which is good. So – and I’m thinkin’ in my mind, a lotta people these – in this
485 dope game, they will get, uh, they will get dope delivered to their address. So
486 it’s not uncommon for them to do that. So at that point, um, I was like – and
487 so we’re – again, we’re still doing different things. We’re still investigating
488 (unintelligible). We’re still doing the investigation into the group on Elliott
489 Avenue and simultaneously trying to do, uh, Springfield (unintelligible)
490 together. And then we noticed, uh, through, um, that there was a, uh, car out
491 there. There is a, uh, 2016 white, um, uh, Malibu that, um, was, uh, I think it
492 was 140 – 140, uh, Zebra, Adam, Tom that came back registered to a (Brianna
493 Taylor). So that shows that her – her car is here, that, you know, the – her –

494 she's listed on the address on the – on Accurint (unintelligible). And then, uh,
495 at this point, we hadn't seen her physically there but we have this is a name
496 associated with this address, uh, mo- most current name at this address. And
497 so at that point, uh, again, we're still – we're still investigating this entire
498 network but we're just trying to piece it together. And so these pictures, to
499 my best knowl- I think were taken on the 16th. And we also too have, uh, um,
500 up to this date, we have pic- uh, and sometimes I backtrack 'cause we have
501 other stuff go on too with all these locations, not just this one location.
502

503 Q: Right.

504
505 A: I've got pictures of this car on [REDACTED] – not him but the c- person in
506 the car on [REDACTED] I have a picture of this car at 2605 West Ali too as
507 well.
508

509 A1: And just to clarify for the tape, the 16th of what month?

510
511 A: Uh, January.
512

513 Q: Okay
514

515 A: January. So January 16th of 2020. Um...
516

517 A1: Let me inter- is this is what you want him to do – outline this or do you have
518 specific questions?
519

520 Q: Yeah. And – and....
521

522 A1: (Unintelligible).
523

524 Q: ...you don't have to go through...
525

526 A1: Yeah.
527

528 Q: ...every detail. But...
529

530 A1: Yeah, okay.
531

532 Q: But you can focus...
533

534 A: Okay
535

536 Q: ...to the Springfield address.
537

538 A: And I – I – I apologize. I...

539
540 Q: No. That's – it's fine. Uh...
541
542 A: I – I – I wanted to – I'd like to – to show that – that everything I'd done was a
543 thorough, uh, and the best – best of my knowledge.
544
545 Q: Well, I kinda, you know, just to kinda explain why I initially asked the
546 question is that one is that, you know, I – I haven't had the opportunity to go
547 through your casefile. This is your – the casefile that you guys provided me.
548
549 A: Okay
550
551 Q: Um, you know, and – and there was a lot of thought. And this wasn't just
552 some, you know, "Hey, we're gonna, you know, investigate this guy right
553 here." There was...
554
555 A: Yes.
556
557 Q: ...a process to it.
558
559 A: A hundred percent.
560
561 Q: Um, and that's kinda what I wanna get out of it. But I'm – I – I don't wanna
562 stop you. You can keep goin'.
563
564 A: No. And I, uh, at this point really, um, so when I – I'll kinda get less detail
565 'cause there's more detail I could talk about but I'll just – I'll just go
566 (unintelligible) points. So I – at this point, I'm like, "Okay then he's
567 probably, um," as- I'm assuming based on a man going in and getting –
568 getting out of the car, going to location emptyhanded, there was no – there
569 was no backpack so I can't say that he had a package in a backpack. And
570 then, uh, the – the guy comes out and to, uh, the picture we have, it – it looks
571 identical and it is (Jamarcus Glover).
572
573 Q: And is this the picture you're referencing? Guess, uh...
574
575 A: Yeah, I – I say perfect. Yeah, I should have brought that up. So the – the
576 picture I'm referencing is actually the other one that actually shows him
577 coming out.
578
579 Q: Uh...
580
581 A: I see his face.
582
583 Q: It's in here somewhere. I just (unintelligible).

584
585 A: Okay that's fine. But, yeah, this is – yeah, this is the picture here. And, um,
586 to my – and this is next – the best picture of it. You can see like the, um, the
587 white and I – or the reds there. And to me, it looks like, uh, t- the taping. It
588 looks like it would be a USPS – suspected USPS package. And so at tha- that
589 point, um, I believe that now this guy was gonna be getting – I'm hoping at
590 this point he's – he's getting dope delivered to him. So, um, I reach out to,
591 um, to, um, Sergeant (Mangley). He sits, um, in our – our cubicle area. And I
592 reach out to him. And it was after the 16th. Now, I went on vacation. Uh,
593 I'm on a cruise the end a January to the beginning of February. Now, I can't –
594 now, when I – when I – I have a c- couple different, uh, small conversations
595 with him. But I can't remember the exact dates I reach out to him 'cause it
596 was more of, uh, again, while we were doing this thorough investigation, I am
597 just simultaneously reaching out to him to – to get, uh, to plant that seed so he
598 can, uh, go by his means to figure out if this guy is getting mail here. So I
599 went through him and I asked him, say, "Hey, we have a guy that we're
600 investigating off a, um, address off 3003 Springfield Drive. And excuse me.
601 "And, uh, we saw – I saw him walking emptyhanded and come out with a
602 package in his hand." Said, "Can you, uh, can you look and to see if this guy
603 is, uh, getting any dope delivered to him or wha- whatever, uh, means you
604 (unintelligible) or suspicious packages or any – any type of mail there or any –
605 or – or confirm that he's getting what I'm seeing on two eyes."

606
607 Q: Yep.

608
609 A1: I apologize again. But just for the tape...

610
611 A: Yes.

612
613 A1: ...um, what unit is Sergeant (Mangley) in charge of?

614
615 A: He's in the, uh, uh, the (Unintelligible) Interdiction u- unit.

616
617 A1: What...

618
619 A: Like that parcel, Interdiction, like airport. I guess I – the exact title I wanna
620 say Airport Interdiction and they deal with parcels.

621
622 A1: Is that why you went through him to...

623
624 A: Yes, correct, yeah.

625
626 A1: ...(unintelligible)?

627

- 628 A: Um, so I went through him. And I know that he contacted – he has sources
629 that I – I believe that end up contacting the post office or the – the – the Postal
630 Inspector's Office. I believe the end-all-be-all is the – is the Postal Inspector's
631 Office or the post office. Um...
- 632
- 633 Q: Well, if you don't mind me asking why didn't – why didn't you or someone in
634 your group contact him directly?
635
- 636 A: I don't, uh, I figured I don't have like direct contact with him. And I know
637 that this is what, uh, (John) – that's what (John) does. He goes to the airport.
638 They – he (unintelligible) all these people that they – with their parcels. And,
639 uh, I don't have a – I d- I mean, if I had direct contact with the – with the post
640 office, I would have easily contact 'em myself or said...
- 641
- 642 Q: Is it – is it fair to say that (John) works with those people on a daily basis...
643
- 644 A: Yes, I think it – it – it...
- 645
- 646 Q: ...uh, or close contact?
647
- 648 A: Correct. Yeah, it's – it's fair to say that – that he has re- he's reached out to
649 these individuals and that's what – that's what they do with the parcels and
650 that I'm not saying he'd – he'd reached out to 'em, you know, um,
651 consistently but he's had a rapport with these people. So it's – it – and my –
652 my knowledge too that it's somebody had a rapport with – with – with
653 somebody asking information from the Postal Inspector's Office or post
654 office, rather than me, Detective Jaynes, and nobody knows who I am and
655 contact (unintelligible) as well.
656
- 657 Q: Are you aware of other detectives within CID doing the same process?
658
- 659 A: Yeah, I've – I've – I know that, uh, through – through the – the office or
660 people contacting if they have, uh, if they have information of people that
661 have gotten parcels, they've con- they've went through their airport guys.
662
- 663 Q1: And is that kinda by design like that's – that's a benefit of having someone
664 attached to...
665
- 666 A: Correct.
667
- 668 Q1: ...to postal?
669
- 670 A: Eh, each – yes, correct. And, um, you're – you're 100% right. So, uh, e- each
671 – each unit NCID, there are – are – are script in it. If I've got some wi- with,
672 uh, with a, um, a – a pharmacist, I'm gonna go throw a script guys to go

673 through the pharmacist. I'm not gonna contact the pharmacist directly. They
674 have – so I use (John) as a tool to get, uh, to get to the Postal Inspector's
675 Office. And that's – that's uncommon. And that, to me, I just, in good faith, I
676 thought that's what appropriate to do at the time.

677
678 Q: Mm-hm.

679
680 A: So I reached out to him. And he says, "Sure. I'll look into it." And, um, it
681 was a – a short time again. It could have been before or after I came back
682 from vacation. And then, uh, (John), um, uh, oh I – basically, I – I have to
683 reach out to (John). And (John)'s, uh, sometimes – and he's a busy man too
684 and I respect that. And so I have to – I – I – I ask him, is like, "Hey, did you
685 hear anything back about, uh, our – our target (Jamarcus Glover)?" He's like
686 – he's like, "Yeah," um, basically that, uh, they're doing investigation on this
687 guy for, uh, possible reversals or that he ga- he's getting suspicious packages.
688 Like that's phenomenal. I was like – he's like, "I'll get back with you when I
689 hear back stuff." I was like, "That's awesome." I was like – and this point, I
690 was – I was – I was – I was pumped. I was like, "This is perfect." I was like,
691 "This is how we're gonna get this guy is through reversal." And I have – to
692 my knowledge, a reversal is is that, um, again, my best knowledge is that, uh,
693 through the post office, through FedEx or UPS, that pa- uh, packages come in
694 of interest. And I guess they go about their means to – to fi- to, I guess,
695 through search warrants or from K9 to figure out if there's dope-laid items are
696 in any a these packages. And they go through the process to write search
697 warrants on these packages. And when they realize that there's – there's
698 evidence of dope, they will – they will basically take that out and – and then
699 basically do like – like a control delivery to these people and then see if these
700 people will accept these packages which is believed to be dope inside of 'em.

701
702 Q: Well, did you have – did that peak your interest as far as what units were
703 doing that?

704
705 A: The – peak this interest right – right here – right here?

706
707 Q: Mm-hm.

708
709 A: Yes, correct. Yes. Like it was – when he told me they were lookin' at this
710 guy, yes, I was – I was pretty excited and I thought we can do the same thing.
711 I never – I have never had a case that worked (unintelligible) that. But I – I
712 have been a part of that. Um, my last, uh, I remember, uh, the leaders at de-
713 uh, Detective (Steve Bues) in Narcotics. When I was – I'm pretty sure I was
714 on the beat or (flex) at the time. And it was in the 5th Division. And we
715 assisted them with a controlled delivery. And so I was kind of aware of the
716 proc- how that works and...

717

718 Q: So when – when you got the information from Sergeant (Mangley), did you
719 believe that there had been a controlled delivery on (Glover) already? Are
720 you able to see...
721
722 A: No, uh...
723
724 Q: ...the process of it?
725
726 A: Their process. There's a process. Correct. Yes.
727
728 Q: Okay
729
730 A: So they said they were – they were doing wor- working a case on this guy. So
731 then, uh, uh, again, I can't remember the exact date. It wa- it could've been,
732 um, now, I think when I contact him, I – I wanna believe that it was end of
733 January. Now, when I heard something back from him, it probably was when
734 I came back from vacation. I assume...
735
736 Q1: When was that again?
737
738 A: Uh, the – I think the first week of, uh, don't, uh, I (unintelligible).
739
740 Q1: Just a ballpark.
741
742 A: It was like the first week of February. It was somewhere around there.
743
744 Q: Okay
745
746 A: I'd – I should have looked that up before I came in. That's...
747
748 Q: That's...
749
750 A: ...my fault.
751
752 Q: That's fine. And wi- that – that con- the follow-up conversation that you had
753 with – with (John), was that in person?
754
755 A: Yes.
756
757 Q: Okay
758
759 A: Yes. Correct. Yes.
760
761 Q: Go ahead. Sorry.
762

763 A: Um, and I might a had – honestly, I don’t – and I don’t recall. I’m trying to
764 think. I don’t think I had any, um, I may have had a phone conversation too
765 as well. But to the best of my knowledge, I know that most of it was done – it
766 was done in person. Um, and I – I – again, I don’t wanna – ‘cause again, this
767 was – at this time of investigation, obviously, this wasn’t – this was a
768 (unintelligible) my investigation but this was just one of many things that
769 were d- in the works. So, um, the conversation I had with him was pretty
770 nonchalant and checking on – and – and – but I – I was more excited about
771 (unintelligible) telling me this is the guy of interest. So then I reach out to
772 him again. And I say, um, “I remember the time that I was, uh, there in my
773 cubicle.” And, um, I can’t remember if I was sitting at my desk or standing at
774 my desk or standing near his desk. And, um, so (Mike), he – my desk is here.
775 You have Detective (Mike (Campbell) and then Detective (Barton) and
776 Detective (Goodlet). And Detective (Goodlet) sits next to me. And I don’t – I
777 believe the only people there when I had – when I had a conversation with,
778 um, uh, with (John) this time, I think that Detective (Campbell) and (Barton)
779 weren’t there. But I be- I believe that, uh, Detective (Goodlet) was there. So I
780 – I go up to (John) and say, “Hey, have you,” uh, I said, “Man, what’s up with
781 this guy?” I said, uh, “Have – you never heard anything, whatever?” He’s
782 like, “Oh. Hey, this is the – the wrong – this is the wrong guy that – that –
783 that getting, uh, packages of interest.” They were looking at – at a (Jason
784 Glover). I said, “Okay.” And then nonchalantly, he said, “Your guy just gets
785 – just gets Amazon or mail packages there.” And I said, “Okay well, that’s –
786 that’s relieving.” You know, and at that point, there wasn’t – and again, I
787 didn’t go in too depth about that ‘cause again, what I saw on my own two eyes
788 just reaffirmed that he was getting mail there. You know, and it – it’s a – it’s
789 a, uh, uh, it’s prudent (unintelligible) not prudent. It’s – it’s for – it’s a – it’s a
790 reasonable assumption that if you see a guy go in the location, come out with
791 a package, that he is getting mail there. And so – and honestly, I just – I put
792 that – I just basically reached out to them as well to just reaffirm what I saw
793 and just a – like anything else in the investigation, I’m gonna put as much in
794 there as I can. And – and there is – there’s some things that, um, that – that I
795 could have – I could have put in there, I could a left out. I mean, there’s – I
796 can’t, uh, I wa- this – this – this has been revised before we executed the
797 warrants (unintelligible) looked over. I’ve had Detective (Goodlet) go
798 through (unintelligible) gram- grammatical errors and then run on sentences
799 and – and so – and so forth and whatnot. So to my – the best of my
800 knowledge, I try to be as accurate as I could in there. Um, and I put in there –
801 and again, I could have obviously word it a little differently (unintelligible).

802
803 Q: Well, hold on. What – what do you – I’m sorry to interrupt. But what – what
804 – well, now, what are you talkin’ about now? You have a, I mean, are you
805 talkin’ about the search warrant now? Is that what you wanna talk about? I
806 mean, ‘cause you’re kinda – I’m not sure what you’re talkin’ about...
807

808 A: Oh, um...

809

810 Q: ...with that.

811

812 A: ...I – I apologize. Uh, so basically, um, at this point, I – I believe that (John)
813 reached out to his sources, who in turns ends up at the Postal Inspector's
814 Office to confirm what I saw – that said that he was getting Amazon or mail
815 packages there. So at – at that point, that's what, um, that – that's what I
816 believed to be true. And so, um, all right so at that point, we still, um, uh, we
817 still noticed that obviously, the tracker data, this guy still goes out there. And
818 then, um, uh, throughout the process, uh, we, um, we've put more – we s- we
819 – we've got more information. We have a, uh, uh, a terabyte drive of a hard
820 drive of the, uh, pole camera. What we did was we have bookmarks
821 specifically. We notice our target's out there doing certain things. Um, we –
822 and I think – I think on January 2nd, to best of my knowledge, we have, um,
823 we went through everything and that previous we went through. And we saw
824 (unintelligible) his car, the 2016 Malibu, pull up on the, um, un- in front a
825 Elliott – 2424 Elliott Avenue but on the north side of the street – our target get
826 out and go in the house. So – and – and this point – point I believe through –
827 and it's a good assumption that, um, that this is, uh, uh, one of the houses that
828 he is, you know, he could be keeping money there, could be getting mail
829 there, could, you know, eh, at that point, when they said that's the wrong guy,
830 that he's not getting dope deli- I said, "Okay he's not getting dope delivered
831 there," and then, um, they c- they could be getting (unintelligible) keeping
832 money there. It's a safekee- it's a safekeeping spot for him is what it is. And
833 that's what – that is not uncommon for any of the drug dealers to do. They
834 don't keep dope, you know, they don't get – they don't keep dope. They
835 don't keep money or their assets and stuff in – in – in these trap houses 'cause
836 too many people were there and they don't – they would steal their product
837 and stuff. So...

838

839 Q: So first – and I'm sorry to interrupt.

840

841 A: Yeah.

842

843 Q: But for somebody who may not be familiar with narcotics-type investigations,
844 are – are you saying that just because he wasn't getting suspicious packages
845 doesn't mean that he wasn't involved in drug trafficking?

846

847 A: Correct. Yes, he very much was so, yes.

848

849 Q: Okay

850

851 A: And – and, um, the night we executed the warrants on Elliott Avenue – and
852 these people – and Detective (Barton) knows these people better than I do. I

853 just know these people since the very end of December. And they will, uh, he
854 has (unintelligible) many cases. He – I think he’s been a part of – of the
855 people that were – that were, uh, uh, charged and arrested. They will have
856 their dope on the – on the – on the (unintelligible) curtilage with – on the
857 curtilage of the property. They’ll put it in certain areas. They will – they are
858 very intricate. They will – they will hide – hide things in – in – in these –
859 these different areas. And so we have to like – you have to basi- when you
860 search – now, I’ve been a part of search warrants where dope dealers keep
861 stuff in their – in their desk drawers and there’s money, uh, uh, uh, digital
862 scales and dope. All right that’s perfect. These people hide stuff. And they
863 are like – they are the most pain-in-the-butt people to deal with because they
864 do – they just – they hide things. And I get the search warrant Elliott Avenue.
865 We found a good amount of crack cocaine that, uh, uh, it was on the property.
866 And it was in, um, it was in a, um, Crown Royal bag with a ba- I think, uh,
867 cra- crack cocaine and ecstasy that was packaged for sale. And it was, I think,
868 several – I believed to be several ounces. And it was – and they have cameras
869 attached to these houses. A lot of their cameras we notice will point – they’ll
870 give themselves away. They will actually point to locations where they keep
871 their dope at. So – and again, this is a very high-foot-traffic area. These
872 people, they, um, uh, so they – they know it’s a lotta users in the area. So they
873 would – they would keep the – the cameras specifically on these locations so
874 they – that they – they can monitor their dope from inside the house where it’s
875 at. And again, this house on Elliott Avenue is straight – the way they operate
876 is just, uh, uh, straight-up business for them. I had a, uh, the – I had a, eh, um,
877 a confidential (unintelligible) informant, uh, go in there twice. And the
878 second time, she completed a, um, a controlled buy for me. And these people
879 don’t make, um, uh, phone – well, they don’t make phone calls. They go and
880 knock on the door and they go inside is what it is – is that you walk inside.
881 There’s, uh, like a waiting room. And they secured a, um, a security door that
882 with like a – a – it had like a, uh, (unintelligible) right there on – on the middle
883 of it. And basically, that’s where they go in and they, uh, do their deals. They
884 weigh it out right there, put it on – they – they put it just right there in their
885 hand and they walk out. And these people – we – we executed – after – after
886 this incident, we executed another search warrant on Elliott Avenue and we
887 recovered (unintelligible) again and tie these same people together to them.
888 And we, uh, we finally boarded this house up. Uh, we had to go back two or
889 three times to board it ‘cause they kept breaking into it. And we found
890 evidence of narcotics in there again. They – to them, they – they want this
891 corridor ‘cause it’s straight. It’s just a business. And I – I (unintelligible).
892 This – this group of people, it is straight cashflow for them. It’s all it’s about.
893 And they know it’s the – everybody knows to go there. I’ve done
894 investigations since this date that wa- that we’ve seen people, that we
895 followed an individual that went from this location – the 2605 West Ali – to
896 different locations and trap houses on Madison and purchased drugs from –
897 from somewhere else on Madison.

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940
941
942

Q: Mm-hm.

A: So the – again, so it has been a process trying to get these people out of there and we’re still doing it. Or we – we did an investigation where a, uh, (Deante Glover), who is the, uh, the b- uh, I believe to be the brother of this guy that now he’s the one – hey, he’s a little smarter. He’s behind the scenes. He’s not directly (unintelligible). He – he makes the phone calls, uh, kinda oversees everything but doesn’t directly put hi- hi- his, um, hands into it. And, um, we are – we are in con- we’re in contact with the owners of these properties. And 2415, we had knowledge that the people who were doing – that are running the trap house at 2424 Elliott Avenue contacted the owner to bully him on 2415 to rent this house out to him. And that – this is the type of people they are.

Q: Right.

A: They – they are – they are just straight – they’re – they’re – they’re drug dealers. Um, they – the – the operation they run is straight cashflow for them. It’s straight business. They – this – this is – this is their turf. This is their turf or their area. And it has been a process. And we are still – we are still going through the – the stages, uh, investigating this entire area as well. Right now it’s ongoing. Um, I was – again, I was hoping by the time that we – that we did this that – that – and again, so the, um, the search warrant on the car and the phone were sealed. I didn’t seal these ‘cause I was hoping, honestly, that we were gonna be done with this – this corridor for the time being. I’m – I’m – I’m – I’ve got a headache because I’m tired of seeing Elliott Avenue, okay, not just in this case but just everything, how these people keep coming back. And we’ve had an impact in this area too as well. And so, um, again, it’s not uncommon. And there was ave- investigation that the – the – the thing when the 1st Division had these warrants, they only had these trap houses. They didn’t hit where these people living at. And through – through my investigation experience is that they get other people involved and it’s usually females. It’s usually baby mamas or have a ma- child in common or it’s girlfriends that they can trust. They can trust them with their money and their stuff.

Q: Mm-hm.

A: And that’s where I believed the 3003 Springfield to be. And [REDACTED] – we had that, uh, that search warrant drafted. SWAT was, uh, uh, uh, I believe SWAT was originally briefed on [REDACTED] as well too and, um, that I – cu- my – that’s my knowledge. My PC went stale on [REDACTED] We had knowledge that – that the – our target and the – his m- child in common had a falling out so he wasn’t going there as much. So at that point, I – I – I felt that

943 my PC went stale. So I didn't proceed with that location. But I still felt in my
944 investigation and in my heart that this guy must still have ties with location.
945 And – and the stuff I put in there – and I believe he was – to that day, he was
946 still tied to the location.

947
948 Q: Let's go back to that day real quick and...

949
950 A: Yes, I'm sorry.

951
952 Q: ...we'll – no, you're fine. You're fine. Everything's good. Um, so the way
953 you kinda laid it out in your affidavit, you know, you had 14 points – actually,
954 15 points. And, you know, the affidavit is, I mean, there's – there's quite a bit
955 of information on here.

956
957 A: Mm-hm.

958
959 Q: So if you, eh, just to talk – just to speak about two of the points, number eight
960 and number nine...

961
962 A: Okay

963
964 Q: ...number eight talks about on January 16th, how – what you and Detective
965 (Goodlet) observed as far as the package with (Glover) and whatnot.

966
967 A: Yes.

968
969 Q: Um, and then I wanna s- I wanna make sure that – for the record that I'm clear
970 and Sergeant Lane's clear about what you're – you're saying as far as the
971 parcel, as far as the US, uh, Postal Inspector's Office...

972
973 A: I understand.

974
975 Q: ...'cause it says, uh, "Affiant verified through a US postal inspector that
976 (Jamarcus Glover) has been receiving packages at 3003 Springfield Drive."

977
978 A: Uh-huh.

979
980 Q: "Affiant knows through the training and experience that it is not uncommon
981 for drug dealers – drug traffickers to receive mail packages at different
982 locations to avoid detection from law enforcement. Affiant believes, through
983 training and experience, that Mr. (Glover) may be keeping narcotics and/or
984 proceeds from the sale of narcotics at 3003 Springfield Drive at – for
985 safekeeping." So, you know, if you – if you glanced at this affidavit, you
986 would be like, "Man, I thought he said that they weren't receiving suspicious

987 packages.” You’re not saying suspicious package; you’re just saying
988 packages, period.
989
990 A: Correct. Yes.
991
992 Q: And that the – you’re using the fact he’s receiving packages or – or parcels at
993 that address...
994
995 Q1: Receiving...
996
997 Q: ...to...
998
999 Q1: ...mail, period.
1000
1001 Q: Right.
1002
1003 A: Yes, correct.
1004
1005 Q: To tie...
1006
1007 Q1: Yeah.
1008
1009 Q: ...that address in to his whole network.
1010
1011 A: Correct.
1012
1013 Q: Okay
1014
1015 A: And to real quickly go back, so on – in the process, too, that also – also had
1016 popped in my mind to reaffirm what I saw on my own two eyes and then what
1017 - what (John) told me is that, uh, on, uh, Detective (Barton) reached out to our,
1018 um, uh, asset forfeiture guys. And they did a – a grand jury subpoena on, um,
1019 uh, uh, (Wes Bart) – that (Wes) – (Wes (Barton) had information that he had a
1020 Chase Bank account.
1021
1022 Q: When was this done?
1023
1024 A: This was done – it was done the – before – it was done, I think, believe the
1025 beginning of February, middle of February ‘cause the – we received the grand
1026 jury subpoena, I believe to be on 24th of February.
1027
1028 Q: And is that in...
1029
1030 A: And – and that...
1031

1032 Q: Is that information this – in this file that you providing us?
1033
1034 A: Yeah, it should be. Yes.
1035
1036 Q: Okay
1037
1038 A: Yes, it's – it, um, you're gonna – that (unintelligible), uh, the affidavit and
1039 search warrant for the – the affidavit and search – okay so basically, we have
1040 they issued a grand jury – basically, we issued a grand jury subpoena, uh, for,
1041 um, the bank account.
1042
1043 Q: I remember seeing the search warrant. It's – I – I mean, and there's – like I
1044 said, this – this is what you all provided us. I mean, it's, you know, some of
1045 it's, you know, reports, uh, citations, stuff like that.
1046
1047 A: Correct. Yes.
1048
1049 Q: But, I mean, there's – there's quite a bit a information in the file.
1050
1051 A: Yes. And it – and this is probably one of the bigger casefiles I've ever been a
1052 part of, honestly. I've, uh, so it as – as thorough as we can be with it. And so
1053 the, uh, (unintelligible) believe is the stuff.
1054
1055 Q: Mm-hm.
1056
1057 Q1: Yeah, so just for the, uh, just for the tape, do you wanna kinda do a quick
1058 review of that?
1059
1060 A: Yeah. So this is, uh, the, uh, grand jury subpoena that we received, uh, that I
1061 mentioned (unintelligible). We issue a grand jury subpoena. And then, uh, on
1062 the 24th of February, (Stacy Greeve), uh, from the (John)son County Grand
1063 Jury, sent this, um, sent this to us, uh, to (Marcus Glover) at a, uh, Chase –
1064 JPMorgan, um, uh, Chase bank account and lists, uh, that's – that's just their
1065 affida- affidavit and then basically goes through and list his accounts. And so
1066 you go through. It ba- list, uh, his, uh, his – his checking account – I'm sorry
1067 – his, uh, secure checking, uh, Chase – at – at ch- checking and savings
1068 account – I apologize – and lists on here in detail, uh, Chase – Chase Bank
1069 account with (Jamarcus Glover), 3003 Springfield Drive, Apartment Number
1070 4, Louisville, Kentucky 40214. To me – which – which this right here looks
1071 like a – a – like a mailing address.
1072
1073 Q: Mm-hm.
1074
1075 A: I ba- they – whenever I've received, um, mail for my bank account from the –
1076 the – the – this heading right here, to me it looks like if he was gonna get mail

1077 from – if he was gonna get mail from Chase Bank, this is the address they
1078 would a sent it to.
1079
1080 Q: Right.
1081
1082 A: So this reaffirmed what I see with my own two eyes and then what – what I
1083 believed what (John) to tell me that reaffirmed that he – he gets mail there too
1084 as well. And this was on – this was the information received on the 24th of
1085 February of 2020.
1086
1087 Q: Okay
1088
1089 A: And that, uh, we didn't execute these search warrant on the bank account, I
1090 believe, until, um, until after the – the incid- actually, we didn't receive
1091 information back until after – or the actual assets from the bank account until
1092 afterwards. But we receive – we saw what, um, ge- the information on his
1093 bank account on the 24th of, uh, 2020.
1094
1095 Q: So I mean, you – I mean, there definitely – you had multiple things, I mean,
1096 multiple things that are tying Mr. (Glover) to 3003 Springfield.
1097
1098 A: Yes, correct.
1099
1100 Q: Um...
1101
1102 Q1: And – and again, just to be clear...
1103
1104 A: Mm-hm.
1105
1106 Q1: ...he was receiving mail at that location.
1107
1108 A: Yes, he was.
1109
1110 Q1: (Unintelligible). And – and in fact, you photographed him receiving mail at
1111 that location.
1112
1113 A: Correct, yes.
1114
1115 Q1: Um, was it – it – the way that you worded that specific bullet point in your
1116 affidavit, was it your intent to mislead the – the reviewing judge?
1117
1118 A: No, not at all. And like I said, I could have – I – I could have worded a little
1119 bit differently in there. But I try to be as – as (unintelligible) as detailed. Or
1120 sometimes it's good to be not as detailed. For instance, like when I

1121 (unintelligible) database, I didn't put Accurint and CLEAR. I didn't wanna
1122 put on there, uh, "Affiant verified through..."
1123
1124 Q: Thanks.
1125
1126 Man: Mm-hm.
1127
1128 A: ...verified through (Mattingly) who went through whatever source he went
1129 through. He went through Postal Inspector's Office." It was just, uh, in my
1130 opinion, that when I reach out to (John), the end-all-be-all was gonna be from
1131 a US Postal Inspector Office or the post office. And like I said, and I – I could
1132 have – I could have worded it a little bit differently there. But my – my
1133 intention whatsoever is not – I didn't – I didn't need that line in – in there to –
1134 to get my PC. I just, uh, basically, when I contacted him, it just reaffirmed
1135 what I saw, the things that I've had.
1136
1137 Q1: And that was my next question. Even if you didn't include the portion about
1138 postal, would you still have had enough PC to get into that apartment...
1139
1140 A: My knowle-...
1141
1142 Q1: ...(unintelligible)?
1143
1144 A: My knowledge, yes.
1145
1146 Q: Can I read the – this is, uh, is an excerpt of the, um, investigative record that
1147 you generated from...
1148
1149 A: Yes.
1150
1151 Q: ...from this investigation?
1152
1153 A: Correct.
1154
1155 Q: And I've highlighted, you know, the portion that applies to the 3003
1156 Springfield...
1157
1158 A: Yeah.
1159
1160 Q: ...and the question we're talking about. It says, "(Goodlet) and I observed
1161 (Jamarcus Glover) walk directly into apartment number 4. After a short
1162 period of time, (Jamarcus Glover) was seen exiting the apartment with a
1163 suspected USPS package in his right hand. Detective (Kelly (Goodlet) was
1164 able to take photographs of this and they are included in the case file.
1165 (Jamarcus Glover) then got into the red 2017 Dodge Charger and drove

1166 straight to 2605 West Muhammad Ali. I verified through Sergeant (John)
1167 Mattingly) or J. (Mattingly) of LMPD who contacted the postal service that
1168 (Jamarcus Glover) had been receiving packages at 3003 Springfield Drive.
1169 Through my training,” and it – and it’s – it’s – it’s basically the same verbiage
1170 as you put in your affidavit.
1171

1172 A: Correct.

1173

1174 Q: Um, worded a little bit differently but it’s...

1175

1176 A: Yeah.

1177

1178 Q: ...it’s basically the sa- it means the same thing.

1179

1180 A: Yes, correct.

1181

1182 Q: Um, so not to jump ahead, but, um, just kinda while I’m thinking about it, uh,
1183 so the – the – so at some point, you all wa- that you’re – you guys – your team
1184 is – you’re gonna act on the information that you’ve been collecting through
1185 your investigation. You’re gonna do...

1186

1187 A: Correct.

1188

1189 Q: ...search warrants at these – all these locations. And to talk about the night of
1190 the search warrants, can you go through, if you remember correctly, uh, or
1191 recall, what the operations briefing was?

1192

1193 A: Okay

1194

1195 Q: Because I know that, you know, SWAT would have been consulted at – at the
1196 very least. In – in this, uh, case, they were actually with you guys.

1197

1198 A: Yeah, that’s correct. So, um, basically, at this point, like we wanted to, um,
1199 like our main targets on the affidavit, we wanted – we wanted them to be at
1200 the location. We wanted to figure out where they were exactly. I didn’t have
1201 – at that point, I didn’t have any, uh, uh, tracking devices on the car or a GPS
1202 device showing exactly where they’re at. So, um, I was – 2424 Elliott Avenue
1203 had the highest amount, uh, if something – basically, if something was gonna
1204 go wrong, it was gonna go wrong there. That’s where I wa- I briefed SWAT
1205 on what...

1206

1207 Q: You’re referencing the matrix.

1208

1209 A: Correct, yes. It was I was there, um, uh, with SWAT, uh, the briefing – 4 –
1210 2424 Elliott Avenue. Detective (Goodlet) was, uh, she was in charge of the

1211 briefing for, um, well, basically, um, the rest of CID 'cause, uh, SWAT
1212 wanted CID on the full perimeter of, um, uh, of Elliott Avenue. And the
1213 reason by – why is because the last time this was executed on the 30th of
1214 December, when SWAT came down Elliott Avenue, they're – actually,
1215 they're – they're – before they came down Elliott Avenue, people were
1216 running out the back, running out all over the side, everything. So – and then,
1217 uh, we received – to the best of my knowledge, we received information that
1218 they were carrying duffel bags out with stuff. But, uh, I – I don't
1219 (unintelligible) that was dope but who knows what it could have been. But –
1220 so we were – we were basically piggybacking what they did. But we were
1221 doing more thorough when they did last time or the – the 1st Division did. So
1222 we, uh, she briefs CID about people getting on every street corner in the rear
1223 to make sure we contain that area very well and a briefing for, um, uh,
1224 Springfield Drive.

1225
1226 Q1: Was the briefing at the Narcotics office?

1227
1228 A: It was, yes. And I believe there was, uh, uh, the operations plan was listed,
1229 um, uh, as clear as day on the – on the whiteboard. And I – we – we have
1230 pictures of that too as well.

1231
1232 Q: Was there a...

1233
1234 Q1: Is there a hardcopy like a paper copy?

1235
1236 A: Uh, there should be. I'll have to – and if not, uh, we can – we can get that.
1237 We – 'cause we, uh, uh, we have the picture. I just have to, um...

1238
1239 Q: Okay

1240
1241 A: If not, we'll, uh, (unintelligible).

1242
1243 Q1: And same thing with the ops plan?

1244
1245 A: Correct, yes. Um, so – and then, uh, to the best of my knowledge, uh,
1246 Springfield was, um, wa- was briefed as a knock-and-announce. I know that
1247 on, um, on my warrant that everything – I know SWAT was the one that
1248 requested an, uh, requested us to do a no-knock in general. And so, uh, but
1249 Springfield was still briefed as – as a knock-and-announce.

1250
1251 Q: Well, we'll stop you there. So on this warrant concerning, um, Springfield, in
1252 your experience as a narta- narcotics detective, when you – when you receive
1253 the legal authority to do a no – a no-knock from a – a – a judge, what – what
1254 tells you, if you're looking at a search warrant, that it's a no-knock other than
1255 the verbiage in the affidavit?

1256
1257 A: Yeah, basically, it's wa-...
1258
1259 Q: Is it indicated on the front of the search warrant?
1260
1261 A: It's usually, uh, usually, it's listed in (unintelligible) just in the affidavit.
1262
1263 Q: It's – but it's not...
1264
1265 A: Yeah.
1266
1267 Q: ...indicated at the top, "No...
1268
1269 A: Correct. No.
1270
1271 Q: ...knock"?
1272
1273 A: No.
1274
1275 Q: Okay even the affidavit?
1276
1277 A: It's – it – it's mentioned in the affidavit, yes.
1278
1279 Q: I mean, but – but is there anything on that – on the face of that – that warrant
1280 that indicates that it's a...
1281
1282 A: It says...
1283
1284 Q: ...no-knock?
1285
1286 A: It says no-knock.
1287
1288 Q: Yeah.
1289
1290 A: Uh, my – to my knowledge, I – I can't really answer that. I don't know. I
1291 don't think so.
1292
1293 A1: Have you ever had a – had a judge handwrite it on there?
1294
1295 A: I know I will say this. Judges don't like – judges, from my knowledge, uh, the
1296 – the previous one – well, not previous one but one I've done in the past asked
1297 (unintelligible) have a judge, uh, put their initials at the top or something or –
1298 or acknowledge no-knock and that they – they – they tell me that the judge
1299 told me that their signature on – on signing that warrant ver- validates what
1300 they see in the affidavit to be true.

1301
1302 Q: Okay
1303
1304 A: And they're signing the no-knock – they – that – they – they're signing that
1305 affidavit. They're acknowledging that no-knock and the verbiage of the
1306 affidavit.
1307
1308 Q: Okay so in your experience, you have not seen that then?
1309
1310 A: Correct, yes.
1311
1312 Q: Okay. All right.
1313
1314 A: I apol-...
1315
1316 Q: No, that's all right. That's all right. I may a worded it kinda convoluted.
1317
1318 Man: Mm-hm.
1319
1320 Q: Um, so pertaining to Springfield, so the briefing occurs and you are tasked
1321 with the 2424 Elliott section of it because obviously...
1322
1323 A: Correct.
1324
1325 Q: ...as you just said, it – it was much more – there was much more focus on
1326 that...
1327
1328 A: Yes.
1329
1330 Q: ...'cause you say e- even your own words said if something was gonna go
1331 wrong, it was gonna go wrong there.
1332
1333 A: Correct, yes. And, um, so I had the – we – we stalled SWAT. Uh, Detective
1334 (Barton) was on, um, Mr. (Glover)'s, uh, hi- hi- either his Instagram or
1335 associate's Instagram. I – I can confirm that. But realized, "Hey, he's in the
1336 car right now. He is driving." So – 'cause, yeah, we didn't see any, uh, we
1337 saw, I think, I believe only one of his – their cars that was in the affidavit, I
1338 believe, was on (unintelligible) time. But we didn't see that, uh, any other
1339 vehicles that was listed on the search warrant. So we're like, "Great." Now,
1340 we – we were gonna hit this. Honestly, we – we de- decided we were
1341 probably gonna hit this without, uh, knowledge if he's gonna be there for sure.
1342 But again, these people move so much, so many different areas that we, eh,
1343 it's – it's (unintelligible) with GPS tracking device on their – on their phone or
1344 car. It's hard to, uh, to pinpoint if they're gonna be there at the time.
1345

1346 Q: So the...
1347
1348 A: And...
1349
1350 Q: What was – and I don't mean – I – I didn't meant to cut you off.
1351
1352 A: You're fine.
1353
1354 Q: Was – what was the plan as far as, you know, was SWAT gonna serve all the
1355 warrants that night?
1356
1357 A: No. SWAT was just gonna serve the warrant on – on eli- on Elliott Avenue –
1358 Elliott. Tha- there is, uh, 2420 fa- 2424, 2426 and 2425.
1359
1360 Q: Okay
1361
1362 A: Yes, they were just – we – we briefed them. They were just gonna serve the
1363 warrants on that. And we – we were gonna handle the Springfe- Springfield.
1364
1365 Q: Mm.
1366
1367 A: Eh...
1368
1369 Q: I'm sorry. Go ahead.
1370
1371 A: No. If, um, granted, if – if we had knowledge that our target was gonna be
1372 elsewhere, then we would a – we would have, uh, uh, uh, approached that
1373 differently too as well. But in the matrix, the location itself like from – from
1374 the cameras, from the countersurveillance, the lookouts, it had na- not just him
1375 himself for the reason for the matrix. It was a – it was a – a plethora of things
1376 that made Elliott – they, uh, the door there – there was, uh, previous times
1377 there was, uh, ba- they put a barricade in front of it. So there was – there was
1378 many other, um, uh, factors showing that this location needed to be hit by
1379 SWAT.
1380
1381 Q: Well, and I'm glad you brought that up 'cause that was my next question. So
1382 whe- when a search warrant is a no-knock, does it automatically have to be
1383 served by SWAT?
1384
1385 A: To my na- to my knowledge, yes. Yes.
1386
1387 Q: Okay
1388
1389 Q1: Did SWAT ever tell you guys – not you specifically but any one within
1390 narcotics or your group to wait and not execute the warrant on Springfield?

1391
1392 A: No, I don't recall that. No. And to my knowledge, we were – we were, uh,
1393 doing them simultaneously. And usually, we'll do a – we'll try doing the, eh,
1394 I know that in my experience we'll try to do, uh, sh- search warrants as
1395 simultan- as possible 'cause phones – people say, "Hey, calling so and so. Do
1396 this. Go, uh, move this – move this money and move this dope. Do this."
1397
1398 Q: Mm-hm.
1399
1400 A: So, eh, and if we can – and – and this is – they're across the board that I have
1401 been a part of a lot of search warrants that we try to get the – for the most part,
1402 as close together as possible if we can. So that way...
1403
1404 Q1: S- so to be clear, SWAT knew that you guys were hitting the one on...
1405
1406 A: Correct.
1407
1408 Q1: ...Springfield.
1409
1410 A: Yes.
1411
1412 Q: To your knowledge.
1413
1414 A: To my – to my – yes, the best, yes...
1415
1416 Q: Mm-hm.
1417
1418 A: ...to the best of my knowledge, yes. Correct.
1419
1420 Q1: Do you know who from SWAT requested that – that it be a no-knock?
1421
1422 A: I can't re- I can't remember exactly who. Uh...
1423
1424 Q1: (Unintelligible)
1425
1426 A: (Unintelligible) their command but I can't testify to that.
1427
1428 Q1: Okay
1429
1430 A: Yeah.
1431
1432 Q: Do you – were you present whenever SWAT was briefed or were they briefed
1433 separately than CID?
1434

1435 A: I was present. We had a briefing. Uh, uh, Sergeant (Mene), (Campbell) and
1436 (Wes (Barton) and I had a – basically like a preops, uh, um, uh, briefing, I – I
1437 believe, on the 5th of March. I can't the exact day but I wa- I wanna say it
1438 was the 5th of March. We went over the, um, the Elliott – Elliott addresses
1439 and then West Ali. And at this point, we were still – I believe we were still
1440 pursuing [REDACTED] too as well. But we were planning on having CID
1441 handle Springfield and [REDACTED] Um, so we were going with the – we
1442 were going over the plan and what to do on Elliott Avenue. And...
1443

1444 Q1: Is anyone else required to approve a no-knock warrant?
1445

1446 A: Uh, I believe (unintelligible) lieutenant is – lieutenant, um...
1447

1448 Q1: Do you know who approved this one?
1449

1450 A: Lieutenant (Huckleberry).
1451

1452 Q: Was Lieutenant (Huckleberry) on scene, uh, on Elliott that night?
1453

1454 A: I don't thi- I don't think (Huckleberry) was. I – I – I believe that, uh, to best
1455 of my knowledge, I think during that time (unintelligible) warrants, he was – I
1456 believe that his [REDACTED] [REDACTED]
1457

1458 Q: Oh okay.
1459

1460 A: Yeah, so, um...
1461

1462 Q: What CID command was on – over there?
1463

1464 A: My sergeant was there. Um, I'm tryin' to think if lieutenant wa- I – I – I can't
1465 recall exactly. Um, I know there was, uh, or obviously, there was F – FI or
1466 FIS group's guys were there. Um, I can't remember exactly command-wise
1467 who else was there. Oh, uh, I believe – I believe Lieutenant shaf- or
1468 Lieutenant Colonel (Shavis) was there too as well, yes, to best of my na-...
1469

1470 Q1: Do you know why?
1471

1472 A: Excuse me?
1473

1474 Q1: You know why she was there?
1475

1476 A: She was doing the rou- I guess 'cause – again, the PBI – so, uh, in our
1477 (unintelligible) investigations, we have meetings with, uh, Lieutenant Colonel
1478 (Shavis) and Lieutenant, uh, Colonel, uh, uh, uh, (Schroder). And so they're
1479 up to date with everything. So this was (unintelligible) investigation. This – I

1480 mean, this started – this wasn't something like a typical narcotics. I got a
1481 complaint. And then, uh, uh, I get a complaint and then I write a warrant the
1482 next day, right? No.
1483
1484 Q1: Right.
1485
1486 A: This is three – four – this is – this is almost four mon- three – four – three
1487 months and then (unintelligible) doing this stuff. And this is everybody
1488 workin' on this case.
1489
1490 Q: Right.
1491
1492 A: You know, when you work cases, historically, you know, you usually – you
1493 work on 'em yourself but people assist you in these cases. We all worked on
1494 this case. So we had – we had five people consistently work on these cases.
1495 So they had, uh, so the (unintelligible) investigations, um, I – I believe she did
1496 a ri- she did a ride along that night, um, because of, um, because of the, uh,
1497 uh, the PPI, uh, group that we're in.
1498
1499 Q: Okay
1500
1501 A: So...
1502
1503 Q: So, um, so to your knowledge, SWAT was not told that they would serve the
1504 warrant on Springfield.
1505
1506 A: To the best of my knowledge, yes.
1507
1508 Q: Okay
1509
1510 Q1: And to your knowledge, they never told you guys to not serve the warrant on
1511 Springfield?
1512
1513 A: Correct, yes. I believe I originally sent – and the, um, the, uh, all the – all the
1514 warrants – drafts of the warrants to, um, Sergeant (Cassidy). And it would
1515 have been – been way in advance. I mean, it would have been – I think it was
1516 in February or early March or sometime so, uh, all the affidavits including, uh,
1517 [REDACTED] and Springfield, to my – best of my knowledge.
1518
1519 Q1: Okay
1520
1521 Q: And, eh, is that common practice that you would send them the search warrant
1522 so they could look it – over it and they could do their own research?
1523

1524 A: Correct, yes. And I – I mean, again, uh, he, um, uh, they wanted – and a lotta
1525 times too, they'll – when they do their – their thorough investigation with
1526 things too as well...
1527
1528 Q: Mm-hm.
1529
1530 A: ...they, um, they, uh, they, eh, it's – it's great for them to get as much
1531 information possible, right?
1532
1533 Q: Mm-hm.
1534
1535 A: I mean, I wanna – I mean, when I'm thorough with things, I try to give
1536 everybody as much information as possible so they can look at everything
1537 so...
1538
1539 Q: Right. And – and it creates checks and balances in the...
1540
1541 A: A hundred percent. Yes.
1542
1543 Q: ...(unintelligible).
1544
1545 A: Correct.
1546
1547 Q: So – and, uh, going to the night of the – of the search warrants – and, uh, and
1548 we've already said that, you know, you were at 2424 Elliott and that – that
1549 SWAT's doing, you know, clearing the, you know, make – pulling people out
1550 of that location and c- making clear and all that. Going to, you know, first
1551 learning about the shooting on Springfield...
1552
1553 A: Yeah, would you like to go in detail about that?
1554
1555 Q: If, I mean, yeah.
1556
1557 A: It was, I mean, it's – it's unnerving. I mean, uh, we're sitting here and – and it
1558 – it – it stinks because I feel like some of our investigation, I would have done
1559 it a little bit differently. But I was – when I heard that, you know, an officer
1560 got shot, I mean, my – my heart was in my – my throat at that time. You
1561 know, I – and these are – these are our war- I mean, (unintelligible) my
1562 warrants. These are our warrants. We all had a hand in this. And, eh, every
1563 detective I work with in – in PBI realize that these are all of our warrants.
1564 And so, um, when this happened, it was just, you know, and – and – and
1565 Springfield – and I – Springfield was the least likely anything – anything to
1566 happen. So that's what, um, and obviously, I've been a part of – of – of many
1567 warrants. I've been a part of warrants. I remember (unintelligible) where
1568 people had guns in their hands and then they – they put 'em down or people

1569 had tons a guns locations but they chose not to engage the police. And real
1570 quick to, uh, to – to backtrack ‘cause I wanna p- point this out, so whene-
1571 we’re – when we were en route to Elliott, SWAT stalled and, uh, ‘cause this is
1572 kinda valid too as I’m talking about this. Um, I try to stall SWAT ‘cause, uh,
1573 we realize, hey, our target’s – our target’s in the car, we believe. And he’s,
1574 um, probably on the way to, uh, Elliott – like to hope so, right? And it was
1575 like, “Okay we’ll wait a half hour, forty minutes.” Finally, SWAT start rollin’
1576 out. So (Wes (Barton) and them say, “Hey, I’m pretty sure (Glover)’s coming
1577 in – in,” uh, I think it was a Taurus, I think, at the time. “He’s pulling up.
1578 Yep, he’s getting out. We see him. He’s getting in the car.” And we were
1579 clo- we’re about maybe a mile or 2 away, I think, approximately. So like
1580 perfect. He’s in – he’s in the house. Great. He’s here. We got this guy. So I
1581 made a phone call to (Mike (Campbell) who is a VO for Springfield.
1582

1583 Q: VO is what?

1584 A: Uh, uh, verica- verification officer.

1585 Q: Okay

1586 A: Um...

1587 Q: Is that – they’re – they’re considered the eyes?

1588 A: They are considered the eyes, correct. And I called him and I said – I go,
1589 “Make sure that you all (unintelligible). Make sure that,” it – I know it was
1590 (unintelligible) knock, announce. But Springfield is a knock and announce.
1591 Our target’s down here. We’re gonna knock and announce and take –
1592 basically, taking your time. So – ‘cause our main target, they – if – if
1593 anybody was gonna get rid of stuff and flush, then we know our main – our
1594 main targets people, they were – and, uh, again, uh, uh, if anything was gonna
1595 happen, it was gonna be him doing all this stuff. So we know he’s down here.
1596 He’s not at Springfield. So, yeah, it’s – we’re goo- def- definitely good.
1597 Make sure you announce your presence. He’s like – and (Mike) told me.
1598 He’s like, “(John) and I talked about it. (John) (unintelligible) talked about it.
1599 We’re good. Knock and announce.” “Okay thank you. Good.” I mean,
1600 we’re – and I told him, “We’re gonna pull up here. Uh, I’ll let you know
1601 when – when SWAT’s hitting it. Then you all can hit (unintelligible) same
1602 time.” And that was it. And the time that, um, I think when SWAT hit it –
1603 but, uh, when – base – well, I think when SWAT was coming up, to best of
1604 my knowledge, they were compromised. People were coming out. They have
1605 camera system. So they – they saw – they saw us comin’ (unintelligible)
1606 Elliott Avenue.
1607

1608 Q: Right.

1614
1615 A: And, um, uh, SWAT was basically engaging them. People were coming out.
1616 And then, um, they were bang – and our target was in there. And then, uh, uh,
1617 I believe – I know – I know (unintelligible) target was there as well too. And
1618 they're bringing them out. And we're addressing it while we hear on the radio
1619 simultaneously that there was a shooting on Springfield. And at that point,
1620 my mind just (unintelligible) the place. W- we were dealing with users that
1621 are – that are yelling at us, targets sitting there saying what (unintelligible) we
1622 say. They – they're gonna say their – their – their – their peace. And then
1623 we're dealing with this, right? So it's just – I'm – I'm – and my – my main
1624 concern is like at this point, like I'll make sure that he's a vet- whoever got – I
1625 wanna know who – what – who got shot at what time, I don't know. I'll make
1626 sure they're okay 'cause, I mean, these are – I mean – mean, this – these are
1627 our warrants. You know, and – and – and I want everything as thorough as
1628 this was. To my – the best of my knowledge, I want everything go smooth.
1629 End of the day, I don't want anybody, you know, from – from our side or any
1630 other side ever get hurt. That – that's the – I mean, ideally, when you
1631 (unintelligible) that door, you just wanna go in and get your evidence
1632 (unintelligible) come back out.

1633
1634 Q: Mm-hm.

1635
1636 A: And – and, uh, as many search warrants as I've been a part of, it's happened
1637 that way. It just – and you – we can't – we can't account for every time we go
1638 into something like that, unfortunately. And so I was dealing with that
1639 (unintelligible) place. And then we – I still gotta do investigation there. And
1640 I know that, uh, uh, officers going up there. And then I find out that it was
1641 (John). And so, um, I (unintelligible) like, "All right what – what's the status?
1642 What's goin' on?" Then I – I, uh, the long story short, I hear he's gonna be
1643 okay. (Unintelligible) the hospital. Okay. And then my si- I still have to be
1644 here 'cause I'm – we're still (unintelligible) this right here. So then I'm – I'm
1645 talkin'. I was like, "Well, I wanna go to the hospital. I wanna see him." I – I
1646 got, you know, so I'm dealing with all that too. And then, um, and, uh,
1647 SWAT is – oh before SWAT – actually, SWAT cleared out. Uh, the other
1648 two – I – I believe they cleared the other two addresses. They were vacant
1649 houses on Elliott.

1650
1651 Q: Mm-hm.

1652
1653 A: And once they did that, SWAT, I believe, went to Springfield and addressed
1654 that. And, um, I don't have any other knowledge of – of – of – of, uh, when
1655 they got there or the (unintelligible) or, uh, what all exactly happened that
1656 night.

1657
1658 Q1: Mm-hm.

1659
1660 A: Um, I – I was mentally, physically exhausted. I think I didn't – we didn't get
1661 done till like 7:00, 8 o'clock in the morning. And we still didn't execute the
1662 warrant on Ali. And, uh, West Ali was still up for grabs. But we – at that
1663 point, we had no resources. We didn't have people to execute it. And, um,
1664 we were, um, to – to our knowledge, we were gonna – we were gonna –
1665 wanna have SWAT hit that one too as well.
1666
1667 Q: Mm-hm.
1668
1669 A: So we – we couldn't at the point. So that had to go unserved. And then, um,
1670 we realized about three weeks ago, homicide – oh tha- uh, three weeks ago, a
1671 homicide occurred on that address. So – and it just – it just show you that
1672 these people, you know, are just – it just (unintelligible) their network and
1673 they're not gonna stop and that, you know, we've got multiple cases on 'em.
1674 And they're – they're just not very good people. Put it that way.
1675
1676 Q: Um, I just wanted to go back and state a few things for the record. Um, I
1677 think you said your supervisor is Sergeant (Kalamene); is that right?
1678
1679 A: Yes, sir.
1680
1681 Q: Okay and then your lieutenant is Lieutenant (Huckleberry)?
1682
1683 A: Correct. Yes, sir.
1684
1685 Q: All right so a- after, you know, March 12th, 13th...
1686
1687 A: Mm-hm.
1688
1689 Q: ...um, did you ever reach out to anyone else to inquire about the parcels
1690 pertaining to Springfield?
1691
1692 A: Yeah, I reached out to, um, uh, it was probably the beginning of April maybe
1693 when I started doing, um, my investigative letter. And, um, at that point –
1694 'cause again, we were pretty stricken about that. You know, that happened.
1695 The shooting happened and, you know, trying to just, you know,
1696 (unintelligible) stuff going too as well. So I was like, "Well, I think we can
1697 start on our investigative letter and get that done." And we knew it was gonna
1698 be a lengthy investigative letter, which it was. And so I started to draft
1699 (unintelligible) going through things in my head. And – but thing was too
1700 since, again, when I asked (John) about the – the mail packages, I was gonna –
1701 at this point, I'm gonna elaborate on it, right? So I'm – I was gonna ask him
1702 a, um, you know, who'd he go through, um, you know, and more information
1703 about it, um, or anything – really anything he can give me that tells me, you

1704 know, I mean, I don't know. He gets 100 mail – 100 packages of mail there a
1705 day. I don't know. So I reach out to him. It was sometime probably the
1706 beginning of April. And, um, I said, "Hey, man." I said, "I'm just," I know I
1707 – I – first of all, I'm checking on him 'cause I – actually, the process – I – I
1708 talked to him on the phone after that and in person at the office. He came and
1709 stopped by. You know, and everybody, "How you doin', man?" And so I
1710 talked to him on the phone but not – not work-wise, not like talking about this
1711 case...

1712
1713 Q: Right.

1714
1715 A: ...'cause I – the last thing wanna talk about is you getting shot, you know, you
1716 know, pretty life – life-threatening injury at the point that could have been life
1717 threatening. I mean, I'm not gonna, uh, ask him about this right now, right?
1718 So I wait till, uh, beginning of April and to talk to him about it. And I say,
1719 "Hey, man, um, um, I'm trying to get more information on it. Can you give
1720 me information on that?" And he's like, um, "Man, I really can't remember."
1721 So this point, I'm like, "Well, (John)," uh, eh, uh, and again, I can't remember
1722 the exact conversation we had. But it was – I, uh, uh, I do remember that I
1723 didn't get much out of it. So – and I was like, "Great." And he told me – he
1724 said, "Well, reach out to, um, uh, (Timmy Sawyers) and (Akuzma) or the
1725 (Shively) guys." I think, uh, to – to my knowledge, that's who he contacts. I
1726 guess his point to contacts, um, the Postal Inspector's Office – Post Office –
1727 Postal Inspector's Office. Um, so I was like, "Okay." (Unintelligible)
1728 number. And I remember reaching out to – to, uh, (Sawyers), uh, I believe to
1729 be (Sawyers) at the time. And, um, I talk – I basically – I ask him. I say,
1730 "Hey, can you look into thi- this guy?" At this point, I'm kind of – I guess at
1731 this point, I'm addressing it 'cause then I went through (John) to go through I
1732 believed to be them. So I didn't wanna like – at this point, I didn't wanna – I
1733 didn't mention (John). I think I mentioned (John)'s name in there. I could a.
1734 I don't think I did. But as I asked him, you know, "Hey, can you look into
1735 this guy for me about the, uh, about, uh, mail?" You know, and he said,
1736 "Sure." He di- he – he says that, "Yeah, (unintelligible) looking this guy.
1737 (Unintelligible) this guy. It's – it's a (Jason Glover), not (Jamarcus Glover)."
1738 And then, um, as far as him, I don't remember even – at that point, he – I said,
1739 "Man," he say, "I'll get back with you," and he never did. And then, uh, uh, I
1740 think – I – I believe – again, I believe I contacted (Kuzman) too as well and,
1741 uh, I said – I kinda addressed it to say, "Can you look and see if the, uh,
1742 package associated with this guy on this address and if he received anything?"
1743 And then I va- the response I got was, "No."

1744
1745 Q: No, he can't do it?

1746
1747 A: No, no, he didn't get – I – I'm assuming, no, he didn't get anything there. So
1748 at this point, I'm thinkin' in my head and I'm like I know I'm thinkin' 'cause I

1749 just – I think of different avenues. I’m thinkin’ that, uh, why would, you
1750 know, if I (unintelligible) (John), uh, uh, why is it, uh, why can’t, I mean, they
1751 di- he didn’t really elaborate. Nobody says anything or – or – or that cause
1752 me – gives me a big explanation a why. I said, “Man, this is no – just a simple
1753 no,” like kinda like really trying to avoid the, uh, the – the – the subject or the
1754 topic. I don’t know. Maybe in their office that, eh, if – if they give
1755 information out, that maybe it has to be official request to even give
1756 information out. I don’t know. I mean, and – and – and the way I looked at it
1757 in good faith is that if – if I talked to, uh, uh, Sergeant (Vance), say, “Hey, I’m
1758 out in the field. I got – I got a plate. Can you run this car for – you run this
1759 car for me and, uh, uh, get, uh, uh, information on it real quick,” he’s like,
1760 “Sure. Okay.” You didn’t give me an NCIC printout. You just say, “Hey,
1761 this is – this what it is.”
1762

1763 Q: Right.
1764

1765 A: And that’s what I was doin’ with (John). I just know (John) had – had – he
1766 goes through sources to goes through the Postal Inspector’s Office.
1767

1768 Q: Mm-hm.
1769

1770 A: Well, that’s where it ends up at. And, um, so – and then that’s what – when
1771 he – when he told me that he either gets Amazon – Amazon or mail, I
1772 remember Amazon resonating in my head. I just remember his – the word
1773 Amazon. And it could have been mail packages or mail or just mail. I – I
1774 can’t remember. But again, that was a pretty nonchalant conversation.
1775

1776 Q: And you clearly...
1777

1778 A: So...
1779

1780 Q: ...identified that he did actually pick up...
1781

1782 A: Yes.
1783

1784 Q: You – you watched him and te-...
1785

1786 A: Yes. Correct.
1787

1788 Q: ...and took photographs of it.
1789

1790 A: Yes.
1791

1792 Q: So, I mean...
1793

1794 A: Yes.
1795
1796 Q1: And – and just to summarize for the tape, whenever you reached out to
1797 (Shively) in April, that was because you were goin’ back and knocking out
1798 your...
1799
1800 A: Yeah, uh...
1801
1802 Q1: ...investigative letter...
1803
1804 A: Correct. That...
1805
1806 Q1: ...and you just wanted to add as much detail as you could to that.
1807
1808 A: A hundred – a hundred percent, yeah. Exactly. And I was hoping that (John)
1809 would’ve – would’ve, uh, um, just give me information I needed. But that
1810 point, it’s, “Oh I gotta reach out to them too ‘cause I need more information.”
1811 You know, I didn’t – I guess the answer I received from them wasn’t the
1812 answer I was expecting to get.
1813
1814 Q: Were they...
1815
1816 Q1: Was it by text or phone call?
1817
1818 A: Uh, uh, I think it was by text message, yes.
1819
1820 Q: Do you...
1821
1822 Q1: Do you still have it by any chance?
1823
1824 A: I don’t. I know. And – and that was the process, honestly, through this. I
1825 was actually getting a new phone. I didn’t – I didn’t – I – I mean, I should’ve
1826 saved those text messages but I didn’t. That’s – that’s my error.
1827
1828 Q1: Okay
1829
1830 A: So...
1831
1832 Q: Do you think that had, you know, (John)’s injury had anything to do with
1833 whether he could recall that?
1834
1835 A: It very well – it could have so, yeah. And I – I – I – I (unintelligible) respect
1836 (John). And, uh, I’ve known (John) for quite a long time. And again, like,
1837 you know, he went through pretty – I’ve never ben shot at. And I think a lotta
1838 people – a lot (unintelligible) a lotta people been shot at. It’s a pretty

1839 traumatic experience. So it's safe to say a – a nonchalant conversation back in
1840 January that he – that he possibly could remember. I don't know.
1841
1842 Q1: Can I ask...
1843
1844 Q: Um...
1845
1846 Q1: ...follow-up (unintelligible)?
1847
1848 Q: Mm-hm. (Unintelligible).
1849
1850 Q1: So when Sergeant (Mangley) told you that (Jamarcus Glover) was getting
1851 either mail or Amazon packages there but was not the investi- was not being
1852 investigated for the reversal, is (Jason Glover)?
1853
1854 A: Correct, yes.
1855
1856 Q1: Where was that?
1857
1858 A: Where was?
1859
1860 Q1: Where was that conversation? I'm sorry.
1861
1862 A: Uh, w- the, uh, that was the – the (Mangley).
1863
1864 Q1: Did I not just say that? Okay.
1865
1866 Q: Yeah, but – but...
1867
1868 A: Yeah. No. (Unintelligible).
1869
1870 Q: ...where'd that take place at? CID?
1871
1872 Q1: (Unintelligible).
1873
1874 A: Oh that was, uh, I – I believe that was at the office, I believe, yes.
1875
1876 Q: Okay. Okay.
1877
1878 Q1: Was anybody else present during that?
1879
1880 A: Yeah, Detective (Goodlet) was.
1881
1882 Q1: Okay could she a possibly overheard that conversation?
1883

1884 A: Yeah.
1885
1886 Q1: Okay
1887
1888 A: She did.
1889
1890 Q1: Okay. Okay, um, to your knowledge, have there been any documents or
1891 anything created after the fact like...
1892
1893 A: To my – to my knowledge, no.
1894
1895 Q1: Okay
1896
1897 Q: So everything you've gave us – you have digital forms of these, I'm
1898 assuming?
1899
1900 A: Yes.
1901
1902 Q: Okay
1903
1904 A: Yes.
1905
1906 Q: Um, and I've requested 'em from Lieutenant (Huckleberry).
1907
1908 A: Yeah.
1909
1910 Q: And he's workin' on that with you guys.
1911
1912 A: Correct, yeah.
1913
1914 Q: Um...
1915
1916 A: I wanna say that we get, I mean, I know that – so Detective (Goodlet) has
1917 been more of an admin pers- to us. She's been the organization. Her
1918 (unintelligible) are phenomenal. But, um, I wanna say that she tried to give,
1919 uh, you all as much information possible. I thought we had everything. If you
1920 don't have everything, we'll make sure that you all do have everything so...
1921
1922 Q: Right. No, I mean, no, I'm not saying...
1923
1924 A: Yeah.
1925
1926 Q: I mean, there's – there's a lotta information here. I mean...
1927
1928 A: Yeah.

1929
1930 Q: ...there really is.
1931
1932 A: Yeah.
1933
1934 Q: And, hey, I'm – by no means am I saying that you all, I mean, it's – it – the
1935 file speaks for itself. I mean, it really does.
1936
1937 A: Yeah.
1938
1939 Q: I mean, there was a lot of work put in this.
1940
1941 A: Yeah.
1942
1943 Q: Uh, but I – but we need the digital versions of it because like Sergeant Lane
1944 said...
1945
1946 A: Okay sure.
1947
1948 Q: Be- because when you create a digital document, it has a – a date stamp on it.
1949
1950 A: Okay sure. Sure. Yes.
1951
1952 Q: Um...
1953
1954 Q1: Uh, did anyone ask you or pressure you to create anything after the fact?
1955
1956 A: Mm-mm. No, sir.
1957
1958 Q1: Okay, um, have you received any pressure from anybody in chain of
1959 command or anybody in the – in the division to misrepresent anything
1960 pertaining...
1961
1962 A: No.
1963
1964 Q1: ...to this case?
1965
1966 A: No, sir, not at all.
1967
1968 Q1: Have any COs, so anybody sergeant and above, um, reached out to you to talk
1969 about the investigation?
1970
1971 A: I talked to my – my sergeant, uh, (Kyle), uh, (unintelligible) (Kyle)
1972 (unintelligible) about my investigation, not specifically out like – we're not
1973 talkin' about today. Well, (unintelligible) talked about everything today. But

1974 we've – we talked. I mean, I think that, uh, uh, yeah, Sergeant (Kyle Mene)
1975 and (Huckleberry) and I just, in our group, we went over the – the – the case
1976 and everything. And now we're still – I mean, we're – 'cause we're still
1977 actively working the case. We're still doing things with the case. And, uh,
1978 we're still getting jail phone calls that we're – we're actually backtracking
1979 from previous arrests and other things we receive. So we're – yeah, we're still
1980 kind of talking about the case in general, yes.

1981
1982 Q: What about any information – were you given any information prior to this
1983 interview that would benefit you as far as like preparing for the interview by
1984 anybody in CID?

1985
1986 A: No, not to my knowledge, no.

1987
1988 Q: Okay.

1989
1990 Q1: Nobody told you, “Hey, they're probably gonna ask you about this”?

1991
1992 A: No, just, um, what, uh, I talked to my attorney just about, “Hey...”

1993
1994 Q1: Well, I'm – I'm talking about chain a command, yeah.

1995
1996 A: Oh, no. I apologize. No.

1997
1998 Q1: Okay.

1999
2000 Q: Mm.

2001
2002 Q1: Mm-hm.

2003
2004 Q: (Unintelligible) this, Josh. Just to – to kinda end the – the statement...

2005
2006 A: Mm-hm.

2007
2008 Q: ...is everything you told us the truth the best a your knowledge?

2009
2010 A: Yes, sir, that's my knowledge.

2011
2012 Q: We will now conclude the statement. The time now is approximately 1047
2013 hours. We'll speak in the hallway.

2014
2015 Man: All right.

2016
2017

2018 The transcript has been reviewed with the audio recording submitted and it is an accurate
2019 transcription.
2020 Signed _____