

1 **TRANSCRIPT OF TAPED INTERVIEW OF DEANNA WASHINGTON**

2 **CONDUCTED BY DETECTIVE TALTON**

3 **CASE NUMBER 06-100229**

4
5 (Inaudible talking & coughing)

6 **(DETECTIVE TALTON)**

7 Q I'm gonna un-handcuff you.

8 A Excuse me.

9 (Inaudible talking)

10 **(DETECTIVE TALTON)**

11 Q All right, there you go.

12 A I'm cold, tired. (Inaudible)

13 Q This is Detective Sam Talton with the Orange County Sheriff's Office. Uh, today's
14 date is October the 25th, 2006 and the time is 7:13a.m. We're at the Orange
15 County Sheriff's Office; also here with me is Detective Darrell McCaskill, with the
16 Orange County Sheriff's Office. And Deanna, can you say your first and last
17 name for me?

18 A Deanna Washington.

19 Q Deanna Washington, okay. Okay, how old are you Deanna?

20 A 21.

21 Q 21, okay. How's your first name spelled? D...

22 A D E A N N A.

23 Q Okay. Now we're in uh, we're out here, you know, investigating a, a stabbing
24 that took place tonight, okay. I guess it was a result of a fight in the parking lot of
25 the Doll House.

1 A Uh huh (Affirmative)

2 Q Okay, um, I already know that, that something happened, there was some kind of
3 argument or something like that.

4 A Uh huh (Affirmative)

5 Q That happened. What I'd like you to do is just go ahead and start uh, from the
6 time that you and your boyfriend, John, went to the club, okay. And, and what
7 happened after that, okay. So if you can go ahead and start where you and him
8 are at the club and kinda explain how this whole thing started.

9 A Okay, um, me and him, we went to the club. We were inside, now um, you know
10 we have to pay \$10 a piece just to get in.

11 Q Do you recall what time you got to the club?

12 A Um, it was like, you know, uh, we was just coming from somewhere and it was
13 probably about like 1:00.

14 Q 1:00 in the morning?

15 A Yeah.

16 Q Okay.

17 A And uh, I done already ask the club, "Hey, what time you close", they say, "At
18 2:00".

19 Q Okay, so an hour, that's pretty fast, right?

20 A Yeah, pretty fast.

21 Q Okay.

22 A So um, went in the club now, you know, we get our drink and we're sitting at the
23 front door. So um, you know, uh, we getting ready to leave now and I meet a girl
24 which her name is the same exact name as mine.

25 Q Really.

1 A And she's the waitress there. So I was like, you know, kinda excited, I was like,
2 "Yeah, you know that's my name too". I can't believe it, I meet with somebody,
3 you know, who has the same name as me and um, she already had the same
4 birthday. So there was these guys, you know, standing there. My dude was
5 sitting down and I'm talking to the girl, you know, with the same name as me.

6 Q Okay.

7 A And um, we're, we're like sitting down at the front door.

8 Q Okay.

9 A You know at, at our table that we got served to.

10 Q Okay.

11 A Bought our drinks, um, and um, I'm still talking to her and, you know, there's a
12 guy standing there with his drink in his hand and um...

13 Q So is he standing up, he's not at a table...?

14 A Yeah.

15 Q He's standing?

16 A Yeah, there's a different guy.

17 Q Okay.

18 A Standing, you know, with his drink in his hand.

19 Q Okay.

20 A And um, I'm talking to the girl with the exact same name as mine.

21 Q Okay.

22 A And um...

23 Q So is, you know this who was standing, was he black, white?

24 A He was black.

25 Q Okay.

1 A And he, okay, he says, so, um, because me and her we talking and I was like,
2 she say, "Yo, me and her we got the same exact name, same exact birthday",
3 you know and that's like you know, like so amazing, because I've never met
4 anyone, and she said it just like that, I've never met anyone with the same name
5 or the um, or birthday who runs in the same month.

6 Q Month, okay.

7 A And um, then he, he, he was just like, already I knew he was uh, you know, like
8 snotty because he was like, "So what's that supposed to mean".

9 Q Okay.

10 A And I'm like, saying in my head like, me and this girl, we just, you know, having
11 fun right now, being excited because we both got the same name. And here is
12 this, you know, sloppy comment with that and um, my, my guy, he was sitting
13 down and my guy said, um, because it's something like they're alike right now.

14 Q Uh huh (Affirmative)

15 A To find out the names different, you know, different uh...

16 Q Okay.

17 A Of being in the club right now, and um, then like, you know, everybody was, oh
18 so he, was he said was, he heard my man say something, so what he said was,
19 okay that's what he said, like my dude said, because you know, right now their
20 birthday is one day after it, um, the other.

21 Q Yeah.

22 A So what the black guy said was um, Okay, well, I heard him say, yall birthday's
23 such and such day.

24 Q Uh huh (Affirmative)

25 A Apart.

- 1 Q Okay.
- 2 A And, and um...
- 3 Q Now, you know, this black guy that was standing there, is he one of the same
- 4 guys that he had the fight with outside?
- 5 A Yes.
- 6 Q Okay. Can you describe him for me, like his height, weight, what kind of hair he
- 7 had?
- 8 A He had dreads.
- 9 Q Okay.
- 10 A He was, you know, black, like I said. He wasn't really like dark skin but he, he
- 11 had like um, a mustache.
- 12 Q Okay.
- 13 A And he, I think he had like a, a sweater or some kind of shirt on.
- 14 Q Okay.
- 15 A And um...
- 16 Q Was he tall you think?
- 17 A Yeah he was tall.
- 18 Q How, if you had a guess, how tall he was, over 6 foot?
- 19 A Umm, probably like 6"2.
- 20 Q Okay.
- 21 A Something like that.
- 22 Q How much do you think he weigh?
- 23 A I think he weighed a lot, like maybe 140 something.
- 24 Q I mean he wasn't fat.
- 25 A No he wasn't fat.

- 1 Q He was just strong built you think or?
- 2 A Yeah like, I, I couldn't really tell because, you know um, my, it's my dude, he's
- 3 taking me out for a drink, you know.
- 4 Q Okay. So after, after he says that and you know, and John says something back I
- 5 guess, what, what happens after that?
- 6 A Well, well see, this is um, this is what it was. The guy, who said the smart
- 7 remark, already, I done already took it as, offended.
- 8 Q Uh huh (Affirmative)
- 9 A You know. Um, and my guy, what he was trying to be like was friendly and I
- 10 know how my guy is. He, you know, he was just like, well you know, if you can't
- 11 understand what my girl is trying to say to you right now about her being happy to
- 12 meeting someone who has the same name and her birthday falls in the same
- 13 month but is a day behind.
- 14 Q Uh huh (Affirmative)
- 15 A You know. That's what she was trying to say.
- 16 Q Okay. And after that what happened?
- 17 A And then after that, you know um, I went to the bathroom.
- 18 Q Okay.
- 19 A I came back, my guy was still sitting down and I was like all right well you know,
- 20 he's, he's fine right now. He's still sipping on his drink. And um...
- 21 Q So was that guy still over there, that, that you were talking about?
- 22 A He was still over there, you know, when I got back, but it's not like I, I looked
- 23 straight to him. I looked at my guy first.
- 24 Q How close was, you know, is he to your table?
- 25 A To my table?

- 1 Q Yeah, how close was he standing?
- 2 A Umm, okay for instance, okay say for instance you're my guy.
- 3 Q Uh huh (Affirmative)
- 4 A And he was sitting right there in the chair.
- 5 Q Okay.
- 6 A And I was standing like, right behind him, by his shoulder.
- 7 Q Okay.
- 8 A And the guy was standing right here in front of my face.
- 9 Q Okay, so he was like right here and you were right there?
- 10 A Yeah.
- 11 Q Okay.
- 12 A Like that.
- 13 Q Okay.
- 14 A And the girl was like right there, you know, like right there.
- 15 Q Okay.
- 16 A You know and I was hugging her.
- 17 Q So after that what happened, when you come back out, what, is there anything
- 18 said then?
- 19 A There was uh, nothing said, you know, my uh, I think my dude um, was just
- 20 ready to go and everything and um, we just left the club.
- 21 Q Okay, so at, do you know what time it was when you left the club or how long you
- 22 stayed at the club?
- 23 A Umm, all right, from the time that they say they were gonna close, we, we
- 24 probably stayed for about, um 1, 2, 3, 4, because they was um, the had a little
- 25

1 show going on in the club so after that show, you know, the girls came down and
2 the started dancing for whomever. And I had got me a dance.

3 Q So, how long, or, so what, what, so you guys stayed there what, bout half an
4 hour you think or a little bit longer?

5 A About that much.

6 Q Okay. So, and at that point you got up to leave, right?

7 A Yeah, we got to leave.

8 Q Okay. Now explain to me what happened as you guys were exiting out of the, the
9 club.

10 A Okay, um, we got outta the club and my, my dude for some reason said, you
11 know because these guys were talking loud. You know when we got outside.

12 Q So those guys, like when you came outta the club did, did, did, did John and you
13 come outta the club first or did they come outta the club first?

14 A They were already like out there, you know. And when we, when we got outside,
15 my guy was like, yo, you know, I could see already, um, those guys over here
16 trying to hate on us, you know.

17 Q Okay.

18 A Or hate on me.

19 Q Now how, how many guys were there?

20 A There was a, a whole bunch.

21 Q Were there more than 4 of would you say there was 4, 5 guys that were
22 together?

23 A There was about...

24 Q Or how many.

25 A There was about 5 guys together.

1 Q 5 guys.

2 A I seen so many of them coming from different angles.

3 Q So when you were coming out, they were off to themselves talking? Is that what
4 they were doing?

5 A Yes.

6 Q Okay.

7 A They were off to themselves talking and they were talking in a way where my,
8 you know, where my guy can hear it. And I....

9 Q Now had you already walked to your car?

10 A Yes.

11 Q You, okay, so at this point...

12 A He had already opened the door.

13 Q You and John are at your car and while you're at your car you can hear these
14 guys over here talking?

15 A Yes.

16 Q What kind of stuff were these guys saying?

17 A He, he said um...

18 Q Who was the person that was doing the talking?

19 A The one that, that was standing there.

20 Q That was the tall guy?

21 A Um, I can't even remember because I seen, you know, all of them standing at the
22 car just talking.

23 Q Okay.

24 A And um, he was like, so yeah, you know, they're coming out right now, you know,
25 he's coming out here with his girl and trying to get his girl in the car, whatever,

1 trying to drive off. And I was like, okay, you know, it sounds like that took, you
2 know, trying to throw that at us right now.

3 Q Okay.

4 A Because, you know, we're the only ones at our car door and they're standing
5 outside saying that.

6 Q Okay.

7 A You know, and I didn't...

8 Q So...

9 A See nobody else around.

10 Q Okay. So after that what happened?

11 A After that, you know, I just seen a guy with a black shirt on, he was short.

12 Q Uh huh (Affirmative)

13 A He had a black shirt on and I think he had something on his head.

14 Q Okay, what like a hat or?

15 A Yeah like some kind of skully.

16 Q Okay.

17 A And he was walking towards the car and I say "Yo, yo daddy, this dude walking
18 up to the car right now".

19 Q Is that what you told John.

20 A Yes.

21 Q Now was John inside the car or was John outside the car?

22 A He was inside the car.

23 Q So he was already sitting down behind the...

24 A Steering wheel.

25 Q Driver's wheel.

1 A Yes.

2 Q Okay. And you were where?

3 A I was right in the passenger seat.

4 Q So you and him were already inside the car getting ready to leave?

5 A Yes.

6 Q When you guys seen this other guy.

7 A Yes.

8 Q Okay, so after you tell John that you see this guy walking up, what, what

9 happens after that?

10 A You know um, he was just walking real fast and, and I told my dude and my dude

11 just got out the car and was like "Yo, yo yo", like, you know what I mean, "Back

12 up". Like, you know what I mean, me and my lady's in the car right now. And it

13 shouldn't be no more.

14 Q Okay.

15 A You know. And whatever you gotta say or whatever keep it over there. You

16 know what I mean, like, why is there beef right now. I mean um...

17 Q So all this was, was taking place on the driver's side of the car?

18 A No it was taking place on my side.

19 Q Okay, so, so John got out and he walked around the car?

20 A Yes.

21 Q Okay. When he walked around, he walked around the front of the car...

22 A No he...

23 Q Or the back of the car?

24 A Around the back.

25 Q Okay. And how far do you think they were from your passenger's door?

- 1 A I mean he was so close it was like, like if I opened the door.
- 2 Q Uh huh (Affirmative)
- 3 A He would probably get hit by it.
- 4 Q Okay. Now is he saying anything? This, this guy that came out?
- 5 A Um, he, he, he didn't say nothing. I just seen him walking up to, to the um, my
- 6 car door.
- 7 Q Okay.
- 8 A Doing like this with his shirt, something like that.
- 9 Q Okay.
- 10 A Just moving around and I'm like, yo, that is something, you know, and you know.
- 11 Q And after that what happened? Okay, okay, he's already up to the car door and
- 12 John gets out and he goes around the back of the car.
- 13 A Uh huh (Affirmative)
- 14 Q How far is John standing from this guy when, when he's at the car talking to him?
- 15 A My, my guy, my guy is standing right, you know, not ever 2 feet away from the
- 16 car.
- 17 Q Okay.
- 18 A And the guy...
- 19 Q How, like here's the wall and here I am, how far, say I'm John, how far is he from
- 20 the guy if he, you know if the guy is the wall?
- 21 A He was like right there.
- 22 Q He was about this close, like, like here you think?
- 23 A Something like that because, you know, when, when the guy came up, he just
- 24 like somehow started swinging on my man.
- 25 Q So he started swinging first?

1 A Yes he started swinging first where, you know, everybody else just started
2 coming around the car, trying to beat my man up.

3 Q So did he say anything to John before he started swinging on him?

4 A He didn't say nothing, like I didn't hear him say nothing. The only thing I can say
5 is that, you know, I seen this guy coming. So when I seen this guy coming, I had
6 already warned my guy, like Yo, somebody coming to the car right now".

7 Q Now what, what happens after they start swinging?

8 A Um, after they start swinging on my guy, you know, I didn't think that it was gon'
9 go down like, I think that, you know, I thought that, you know um, my guy was
10 gon' be like, "Yo man why it's gon' be like that", you know, settle it.

11 Q Uh huh (Affirmative)

12 A And um, I just got out the car cause I seen all them other guys coming up now
13 punching on my guy, on my dude.

14 Q Okay.

15 A The, they was punching on him.

16 Q Okay, how, now when you say the guys, how many guys you think were up to the
17 car?

18 A Um, okay, from what I know, it was three guys in front of him trying to fight him.

19 Q Okay.

20 A And it was, and it was a guy behind my dude.

21 Q Okay.

22 A Which was a big dude.

23 Q Did you see what kind of clothes he was wearing? That, that guy that was...

24 A Behind my man?

25 Q Yeah was actually right behind John.

1 A Umm, yo all of them, I swear to God, all of them had like, I think, all black on or
2 something.

3 Q Right, okay. So what's going on now when they're fighting? Now I know, okay I
4 remember how they come up to John and they're swinging on him, right

5 A Uh huh (Affirmative)

6 Q And, and he's swinging back?

7 A Yeah, he swinging back.

8 Q Okay, how long did, did, did John ever get a knife outta his pocket?

9 A I didn't see none of that.

10 Q Okay, well what I'm saying, I mean it's only logical, I mean if three guys come up
11 to me.

12 A Uh huh (Affirmative)

13 Q Well actually four, there's one behind me, you know, I'm probably gonna need
14 maybe something more then just my fist. You know what I mean. Cause I gonna
15 be scared at that point.

16 A Yeah, but, but my guy, like my dude was hitting them so hard that, you know
17 what I mean, they were backing off.

18 Q Okay.

19 A And they still, you know, kept on jumping on him.

20 Q Okay.

21 A Like after I seen maybe like two of them back off.

22 Q Uh huh (Affirmative)

23 A Like there was two more coming at him.

24 Q Okay.

25 A So, you know me, I'm a girl, I got out the car and I just started swing too.

1 Q So you started hitting the guys too cause they were...?

2 A Yeah.

3 Q Okay.

4 A Cause they beating him like literally beating him up.

5 Q Okay.

6 A And, you know like I was, I was scared. I was really scared. Ain't nobody was
7 around, you know, like you know. The whole club came out but I didn't the whole
8 club around. I just seen these guys.

9 Q Okay. Now how long do you think this lasted, this fight?

10 A This, the fight lasted for about 15 minutes.

11 Q 15 minutes, are, are you sure it was 15 minutes cause I know sometimes when
12 you're in a fight.

13 A Uh huh (Affirmative)

14 Q It seems like it is going on forever but it's really not, it's probably just a couple of
15 minutes.

16 A All right, if we, if we came out the club about 2:00.

17 Q Uh huh (Affirmative)

18 A And the club close at 2.

19 Q Yeah.

20 A We didn't even sit in the car for about 3 minutes. We sat in the car for about 2
21 and a half minutes.

22 Q So, so you came outta the club and you sat in the car for about 2 and a half
23 minutes?

24 A Yeah.

25 Q And that's when you heard these guys talking?

1 A Yeah.

2 Q And then that's when the guy was walking over and then John got out of the car
3 and walked around and they had words on the side and then after that, the fight
4 started.

5 A He, he, he didn't even have words. He, you know, he just said something aloud.

6 Q What did he say aloud?

7 A Um, like, "Yo man, it shouldn't be none of this right now", like...

8 Q So, so after he said that to that guy, what did that guy say to him?

9 A IIII, I didn't even see him say nothing. I just started seeing them swinging, like,
10 not my dude, he didn't, he didn't, you know, actually have the action first.

11 Q Now did, John has already told me that he carries a knife that, that he use when
12 he was in construction and stuff like that.

13 A Uh huh (Affirmative)

14 Q Um, how, okay let me ask you this, how long have you known John?

15 A I've known him for two years and a half.

16 Q Two years?

17 A Yes.

18 Q All right. Do you have any kids by John or any children by John?

19 A No.

20 Q Okay, um, so it's safe to say you guys are girlfriend, boyfriend?

21 A Yes.

22 Q Okay. Um, so does John always carry a knife with him? I mean just for
23 protection or, or have it in his, you know I mean, I mean almost everybody carries
24 a knife and I was wondering if he, you know, he carried a knife?

25 A Uh huh (Affirmative)

1 Q Okay.

2 A And it's for his protection, for a reasons.

3 Q Okay, now during the fight when it was going on, did you ever see John having
4 the knife in his hand?

5 A Umm...

6 Q Look, I already know for a fact that he had a knife.

7 A Yeah.

8 Q I mean I'm not saying that, you know, if four guys jumped on me, I'd probably
9 want to get a knife too, I want something.

10 A Yeah.

11 Q So did you see at any point where he actually got his knife out and was trying to
12 fight these guys with a knife?

13 **(DETECTIVE MCCASKILL)**

14 Q (Inaudible) before you answer that...

15 A Uh huh (Affirmative)

16 Q I want you to understand a couple of things. If you look at the blood on your
17 shoes, it comes straight down, which means you had to be in close proximity of
18 where this took place so you would have to have seen it. If you look at your
19 shoes, you see how the spots come straight down?

20 A Uh huh (Affirmative)

21 Q That means it's coming from the top down, okay.

22 A Uh huh (Affirmative)

23 Q Which means you had to, you're right there when that blood gets on your shoes.

24 A Uh huh (Affirmative)

25 Q You, you're following what I'm saying?

1 A Uh huh (Affirmative)

2 Q So when you answer him, I need you to be truthful with him because if you're not
3 truthful with this, then we can not believe you about the other stuff.

4 A Okay.

5 Q You, you're following what I'm saying?

6 A Yeah.

7 Q And he's already told us, all right, so you don't have to worry about protecting
8 him. What we're trying to do is finalize the truth.

9 A Uh huh (Affirmative)

10 Q Okay, so answer his question truthfully please cause, cause we already know the
11 answer.

12 A Okay.

13 Q And the reason he's asking to see in your honesty.

14 A Okay.

15 Q You, you're following what I'm saying?

16 A Uh huh (Affirmative)

17 Q All right, go ahead and answer it.

18 **(DETECTIVE TALTON)**

19 Q Go ahead.

20 A Now um, like I say, I got out the car.

21 Q Uh huh (Affirmative)

22 A And I started getting these guys off of him, started punching them and everything
23 like that. The only thing I know is that, you know, when I hit one of them, I
24 missed, so I did a spin.

25 Q Uh huh (Affirmative)

1 A But I still had my balance.

2 Q Okay.

3 A You know and I didn't see my guy go like this, but I seen my guy, you know what

4 I mean, like still swinging on them.

5 Q Okay, because he's telling us he had a knife in this hand, okay. He has a knife

6 and he had the blade here.

7 A I didn't, I didn't, I didn't like, you know, my guy was there and you know, he was

8 just trying to handle them. You know all his punches like actually knocked them

9 out, you know, and they still keep on coming for more.

10 Q Okay. Cause I know those guys were kind of big who came over there, okay.

11 A Uh huh (Affirmative)

12 Q And when you get like, like he's saying, you know, I mean have blood on your

13 shoes, you got blood....

14 A On my pants.

15 Q On your pants and stuff like this.

16 A Uh huh (Affirmative)

17 Q And, and all these guys, their blood came as a result of being cut, it didn't come

18 as a result of being punched.

19 A Uh huh (Affirmative)

20 Q It came as a result of being cut.

21 A Uh huh (Affirmative)

22 Q Cause none of them really have anything on them that shows like a broken nose

23 or something like that.

24 A Uh huh (Affirmative)

25 Q They're all cut marks, okay.

1 A Okay.

2 Q And John has already told us that, that he cut the guys, okay.

3 A Okay.

4 Q But I'm just, like, like we're saying here, I'm just trying to finalize the, the truth,
5 okay.

6 A Uh huh (Affirmative)

7 Q Showing that you're being honest with us in, in knowing all this stuff happened.

8 A Yeah.

9 Q Okay, but first you need to be hones with me, okay. But, because, if you've
10 known him for two years, you know that he uses a knife.

11 A Uh huh (Affirmative)

12 Q Okay and he knows how to use a knife, okay.

13 A Okay.

14 Q That's obvious, all right, I mean anybody could, I mean, just a person off the road
15 who saw these three guys would know, hey this guy knows how to use a knife.

16 A Yeah.

17 Q You know, so at what point did you see him with the knife?

18 A I, I didn't see him with no knife, that's the thing I'm trying to say.

19 Q Okay.

20 A I just seen my guy swinging on them.

21 Q Okay, so, so after all this is over with, or, or while this is going on, did you ever
22 see anybody fall to the ground?

23 A Yes.

24 Q how many guys fa, act, actually fell to the ground?
25

1 A I was one guy that fell to the ground because I, I seen it. My dude punched him
2 so hard that his whole face was bleeding. And that's probably where the blood
3 came from. Because I, I got him off, off my dude too.

4 Q Now, when, when you went at him, when you went to punch him, did you punch
5 him straight on like this or did you like this?

6 A Umm.

7 Q Was it more of a hook or was it more of a jab type movement?

8 A It was more like, like you know, he was just getting him, so he was like, you
9 know...

10 Q Okay, like a hooking motion like that.

11 A Like that, yeah.

12 Q Okay. Now what about the guy that, that had the dreads that you were talking
13 about at first of the club.

14 A Uh huh (Affirmative)

15 Q Did, did you ever see him on the ground?

16 A That was the one that was laying on the ground.

17 Q So, so that was the one who was on the ground.

18 A Yeah.

19 Q Okay. Um, was he the first one that you saw on the ground or was he the only
20 one you saw on the ground?

21 A He was the only one I saw on the ground.

22 Q Okay. Now after, after he was on the ground, okay, what did you think had
23 happened when you saw him on the ground?

24 A I was like, what I was thinking?

25 Q Yeah.

1 A What I was thinking was um, damn, like daddy, you know just hurt him, like you
2 know.
3 Q Okay.
4 A He hurt him severely, cause I know how my guy is. My guy punches...
5 Q Humm.
6 A Is so hard because I seen my guy, you know, fight before.
7 Q Uh huh (Affirmative)
8 A And I know that his punches are so hard that it will knock you out.
9 Q Okay.
10 A And it will make you actually bleed, like heavily bleed.
11 Q Now when you saw him hit him, did you see him hit him in the face or did he hit
12 him in the chest, how, how did that work?
13 A Um...
14 Q Cause I don't think he hit him in the face, okay. I mean I'm just gonna be honest
15 with you right here.
16 A Uh huh (Affirmative)
17 Q I mean the guy when I saw him up at the hospital and talked with him.
18 A Uh huh (Affirmative)
19 Q He didn't have any abrasions or anything on his face.
20 A Uh huh (Affirmative)
21 Q Not that I, not from just getting a ass whooping punch.
22 A But you know what...
23 Q Cause, cause I've seen people that, you know, usually when you're hit in the
24 head, it's gonna swell like a bucket.
25 A Uh huh (Affirmative)

1 Q Okay but he wasn't. He was just, he was stabbed twice right up here at the top
2 of his chest.

3 A Who was?

4 Q The guy with the dreads.

5 A Okay, um...

6 Q So did you see him go at his chest or, or how did that work?

7 A Like I...

8 Q Remember now, you need to be honest with me, okay.

9 A Like I said.

10 Q Okay.

11 A I'm being honest. Cause I was helping him too. I was helping my guy, so
12 anybody I seen come up to him, I just stated hitting them, getting them away.

13 Q Okay.

14 A And like I said, for some reason when I hit one of them, I missed, so I did a spin
15 around and all I seen was my dude still fighting, like you know.

16 Q Okay now after all this is over with, okay.

17 A But I didn't see no knife in his hand like.

18 Q Okay now when did you find out that he actually had a knife?

19 A When?

20 Q Yeah.

21 A He um, when we got in the car and he said, oh yeah um, I think I stabbed one of
22 them or, or like um, what did he say.

23 Q Was this what, what, okay, is this while you're still sitting in the parking lot? I
24 mean right before you leave?

25 A Uh huh (Affirmative)

1 Q Okay he says what?

2 A He says um, yeah so that's why that dude right there, right now is laying on the
3 floor.

4 Q Uh huh (Affirmative)

5 A And I say, yeah, that's, that's, that I'm...

6 Q So he's saying that he stabbed that dude?

7 A I mean he, he...

8 Q Is that why he was laying on the floor, I, I mean the ground? Is, is that what he
9 was saying?

10 A He said, he said uh, yeah that's why I think I cut that nigga or something like that,
11 or got him.

12 Q Okay.

13 A You know, that's why he laying on the floor right now.

14 Q Okay.

15 A Cause I just seen him pass out, you know.

16 Q Okay. So was there someone there holding this guy or something or was he just
17 by himself laying on the ground?

18 A No he, he was laid out on the ground.

19 Q Uh huh (Affirmative)

20 A Stood there for a minute and then they was trying to come over there to help him
21 up.

22 Q Okay. Now, um, when they were coming over there to help him out, did John
23 ever stab one of those guys? Did, did you see him stab them?

24 A No cause we were already in the car now.

25 Q Because now...

1 A Oh no, actually, my fault.

2 Q Okay.

3 A Um, I seen him on the floor.

4 Q Okay on the ground you mean, right?

5 A Yeah.

6 Q Okay.

7 A But that was, that was like after I seen the person behind my guy snuff my, my
8 dude in the face.

9 Q Okay.

10 A I say, "Yo daddy, there's somebody behind you", and soon as I said that he just
11 snuffed them right in the face.

12 Q Okay.

13 A Real quick.

14 Q So the guy hit John?

15 A (No audible response)

16 Q Okay.

17 **(DETECTIVE MCCASKILL)**

18 Q And that's John turned around and got him too?

19 A I don't know if he got him but he, he was just like he turned around and you
20 know, it was just his, like it was just his force that, you know, made his back up.

21 **(DETECTIVE TALTON)**

22 Q So after you guys get in the car, that, that's when, when John tells you that, that
23 he stabbed the guy that was on the ground. Is that, is that...

24

25

1 A Yeah, he was like that's why, you know what I mean, you hurt right now, that's
2 why, you know, um, you got cut. I, I mean, I wasn't really listening to it cause I
3 was already hyperactive and like, you know, hitting people who came up to him.

4 Q So at the time that that you guys got into the car, okay, how long do you think
5 you sit in the parking lot?

6 A Um, we uh, we sat there for like a few seconds.

7 Q Okay.

8 A And they tried to come a run up back to the car again.

9 Q Who was the person running up to the car?

10 A It was the uh...

11 Q Was it someone from the club?

12 A No it was this same person that I said I seen walking up to the car.

13 Q Okay.

14 A That said the he wanted to get the license plate number.

15 Q Okay, now at the time, okay, so you guys get back in the car.

16 A Uh huh (Affirmative)

17 Q Right, and then, now, is that, the gun that was in the car, does that belong to you
18 or does that belong to John?

19 A Um, that's not mine, that's...

20 Q So that's John's gun?

21 A Yes.

22 Q Okay, how long had he had that gun?

23 A Not...

24 Q Months, cause he told us he had it like 2 or 3 months. Is that true?

25

1 A Then that's how long he should have had it, I mean, I'm not always around my
2 guy. I, I do things you know.

3 Q When was the last time you saw the gun?

4 A I mean um...

5 Q When was the first time you saw the gun?

6 A When was the first time?

7 Q Yeah.

8 A It was; it was about a couple, not a couple of months but um, about 2 months
9 ago.

10 Q 2 months ago, okay. What, what kind of gun is it? I mean I haven't seen the gun
11 yet, he just told me about it.

12 A It's a black gun.

13 Q Is it a revolver or is it like; you know this kind of gun...

14 A Yes.

15 Q Like an automatic.

16 A Yeah

17 Q Semi-automatic.

18 A The one that go like that.

19 Q With a slide, yeah, yeah, (inaudible)

20 A Uh huh (Affirmative)

21 Q Okay. All right, did he tell you where he got that gun?

22 A No, like...

23 Q Like did he buy it from someone, did, did someone uh...

24 A I mean he got friends.

25 Q Did someone let him have the gun or...?

1 A He got friends, so whoever he bought the gun from, you know, he bought it for,
2 from them a long time ago.

3 Q Okay.

4 A And he's just been having it every since.

5 Q Now, we, he told us when he left the parking lot he had the gun in between his
6 legs.

7 A I didn't know that.

8 Q Okay now he had the gun, he told us he had the gun when he got out of the car.
9 He had, I mean that's what he told us.

10 A When he got out of the car when?

11 Q That, that time when the guy was, was, when you told him say, "Hey yo, there's a
12 guy walking up".

13 A Yeah.

14 Q Okay, he's saying that he put the gun in here right before he got out of the car.

15 A Oh in his pants?

16 Q Yeah.

17 A Oh, well, I didn't, I didn't see the gun, you know, if he told you that then.

18 Q Okay, I don't mean...

19 A That's his word.

20 Q Well, I'm just asking you just to verify what he told me, okay.

21 A Uh huh (Affirmative)

22 Q See because he's told me one thing so I wanna ask you for sure to see if that's
23 true what he's telling me.

24 A Uh huh (Affirmative)

25

1 Q Okay cause he's already told me that the, that he had that gun, so that's why I
2 asked you how long has he had the gun and, and is that true what he's telling
3 me?

4 A Uh huh (Affirmative)

5 Q All right, so, I'm, I'm, I mean he's already saying this stuff but I'm just asking you.

6 A Uh huh (Affirmative)

7 Q Pretty much everything just to verify what he's telling me, okay. So that we have
8 two storied that are alike.

9 A Uh huh (Affirmative)

10 Q Okay.

11 A Uh huh (Affirmative)

12 Q So, all right, so you guys got back in the car.

13 A Yeah.

14 Q and then you head south on the Trail, is that how you guys to go or was did you
15 guys have a plan or anything?

16 A Yeah, like you know, we was getting ready to go home, pack our things up.

17 Q Okay, but, but after all this happened, you guys went out the parking lot, right?

18 A Yes.

19 Q And you guys drove where?

20 A We just drove on the road.

21 Q Okay.

22 A And um, as we were on the road, you know, um, they was like a police car
23 behind us.

24 Q Now was there someone else following you?

25 A Uh...

1 Q There was a guy in his truck.
2 A Yes there was a, a purple truck.
3 Q Yeah.
4 A A burgundy truck, some color.
5 Q Yeah.
6 A Some color truck and they pulled out, like exact same time we pulled out. So
7 they was trying to follow us.
8 Q So they was trying to get your tag number or something (inaudible)
9 A Yeah, yeah.
10 Q Okay.
11 A And um, when we were driving, you know, they were like right on the side of us.
12 Q Uh huh (Affirmative)
13 A And my, my dude, you know, he just pointed the gun, he didn't.
14 Q He actually shot the gun at them; I mean that's what he told me, that, that he shot
15 the gun.
16 A That who shot the gun?
17 Q John did.
18 A He didn't shoot.
19 Q Well that's what he told me. I need to go and ask him again then because he's
20 telling me that he shot the gun.
21 A My, my dude say he shot the gun?
22 Q Yeah. He say he pointed the gun out the window.
23 A No.
24 Q He said he says, "I think I shot at them", yeah, he says, "I think I shot".
25 A If he say he think, that don't mean that he done it.

- 1 Q Okay. So if I was to test his hands...
- 2 A Uh huh (Affirmative)
- 3 Q For instance, just to see if he shot a gun, uh, I mean it's gonna show that he, that
- 4 he has not shot a gun.
- 5 A Yes.
- 6 Q Okay.
- 7 A It's gonna show that because...
- 8 Q But, but he actually put the gun out the window...
- 9 A And he didn't have the window open.
- 10 Q He just put it up like this or how did?
- 11 A Yes. He just did like that.
- 12 Q Okay at the truck that was, pulled up right by, beside him?
- 13 A Yes and then they turned off.
- 14 Q Okay, now did the truck come along side the car?
- 15 A Yes.
- 16 Q Is that how that happened? So at that time when he sees the truck, he figures
- 17 what?
- 18 A Like, like I was, I was so scared, like you know, I just thought that they was gon'
- 19 start shooting at us.
- 20 Q So you thought that they were maybe some of the bunch that they were following
- 21 you or something?
- 22 A Uh huh (Affirmative)
- 23 Q Okay. So at that point he pulls the gun up, do you know if he pulled it with his left
- 24 hand or his right hand?
- 25 A No he, he pulled it up and it was with his right hand.

1 Q Okay and...

2 A And he was just showing them like, you know.

3 Q Where was the gun at? Was it in his legs like he say it was?

4 A That, see now that's when I seen that it was right there.

5 Q Right between his legs?

6 A Yeah, that's when I seen that it was right between his legs.

7 Q Where does he always keep the gun, I mean does, when he's driving,

8 A I don't know.

9 Q Does he keep it where, in the console, the glove box or what?

10 A I don't even know where he keeps it at.

11 Q Okay.

12 A Honest, to tell you the truth.

13 Q Okay. Um...

14 **(DETECTIVE MCCASKILL)**

15 Q What did he do with the knife when he got back in the car?

16 A Like I said, I didn't see him, you know, with the knife.

17 Q No when he got, after, after all that took place; you got back in the car.

18 A Uh huh (Affirmative)

19 Q What'd he do with the knife at that point?

20 A He probably just, you know, placed it back where he normally keeps it.

21 Q Is it a fold up knife, is it a straight knife, what kind of knife is it?

22 A Yeah, it's a knife that you go (Clicking sound made).

23 Q Okay, open up like lock blade?

24 A Yes.

25 Q Okay.

1 (DETECTIVE TALTON)

2 Q Now you saw the knife after he got back in the car, right?

3 A No that's what I'm trying to say.

4 Q I mean look, what I'm telling you, it really doesn't matter what you tell me, okay.

5 A Uh huh (Affirmative)

6 Q Because I already know what he told me but like I said before, I'm just trying to
7 verify what he told me because I know for a one that he had a knife.

8 A Uh huh (Affirmative)

9 Q Okay and he told me...

10 A Yeah he always carried a knife.

11 Q That, he's even told me that he cut the guys, okay.

12 A Okay.

13 Q So, so all I'm asking you is did, I want you to tell me what he did with the knife
14 when he got back into the car, just to show what happened from the time all this
15 started until the time that all this was through, okay. So, so you already told me,
16 yeah they came up, had words, had a fight, uh, you guys got back in the car after
17 the fight, uh, John told you that he stabbed the guy that was laying on the
18 ground. Uh, John has...

19 A Yeah he was like, "That's why he hurt right now".

20 Q Yeah, that's why he's hurt right now.

21 A That's what he was saying and if I had known...

22 Q It was because he got stabbed and, and after that uh, you say that that the, this
23 truck was following you, right?

24 A Yes.

25 Q And he pulled up beside you.

1 A Uh huh (Affirmative)

2 Q So John pulls his gun just to tell those guys, hey, you know, I got a gun here you
3 need to back off.

4 A Yeah.

5 Q And then, I don't know tell me what he did with the knife when he was leaving the
6 parking lot. Did he stick it back in his pocket; did he put it back somewhere?

7 A Okay.

8 Q How did, how did that work?

9 **(DETECTIVE MCCASKILL)**

10 Q Cause he only have 2 hands.

11 A (Inaudible)

12 Q And when you get in the car, you have 2 hands...

13 A I know but listen...

14 Q Everything is going like this (snapping sound made) he's got the gun.

15 A When we got in the car, when we got in the car all he did was turn the car on.

16 **(DETECTIVE TALTON)**

17 Q Uh huh.

18 A Me I was cursing and dah, dah, dah, dah, dah, you know and when we tried to
19 pull of, I'm like, I seen his face bleeding, so I'm like, "Oh shit", I got napkins on
20 the side of my door so I'm, you know, patting him down, trying to get the blood off
21 of him cause it's draining all down his eyes and his face.

22 Q Uh huh (Affirmative)

23 A And he's like, you know, like that, blinking and I'm like, yo you all right, you know,
24 you all right. But, you know, like I said, I didn't see the knife, I seen, the only
25 thing I seen was when he had the gun right here.

1 Q Okay. Now when the fight was going on did you see anyone else or did you see
2 anybody who had a knife during this entire thing?

3 A Um, hopefully, you know, nobody had a knife cause I was in the fight too.

4 Q So, so, okay, during the fight, you never saw anybody with a knife?

5 A No.

6 Q Okay, all right, okay. Um...

7 **(DETECTIVE MCCASKILL)**

8 Q You said when you were uh, leaving the club...

9 A Uh huh (Affirmative)

10 Q Or after you guys were leaving the parking lot going down the road, you were
11 going home to pack your things to get outta town, what'd you mean by that?

12 A Because um, you know, we, we had just uh, paid for to stay an extra night in our
13 hotel room.

14 Q Yeah but why would you pack your stuff and get outta town? I mean was it to the
15 point where you guys realized what had happened and you say, "Hey, this is a
16 bad scene, we need to..."

17 A Yes this is, this was...

18 Q (Inaudible), so we need to get outta town cause this guy, this guy is...

19

20 (CD ended)

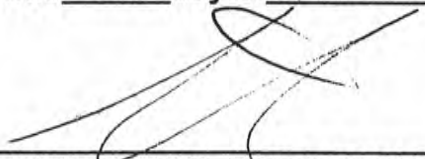
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22 **THIS TRANSCRIPT HAS BEEN REVIEWED FOR ACCURACY**

23 Signed this 16 day of NOV, 2006.

24

25



DETECTIVE TALTON, OCSO DEPUTY SHERIFF