

1 to any parts of these.

2 (Recess)

3

4 of lawful age, having been first duly sworn to

5 testify the truth, the whole truth, and

6 nothing but the truth in the case aforesaid,

7 deposes and says in reply to oral

8 interrogatories, propounded as follows, to-wit:

9 EXAMINATION

10 BY MS. ALIZADEH:

11 Q Would you state your name and spell it for  
12 the court reporter, please?

13 A My name is

14 Q Where are you employed?

15 A City of Ferguson Police Department.

16 Q How long have you been a police officer?

17 A 38 years.

18 Q Have all of these 38 years been with the  
19 Ferguson Police Department?

20 A Yes, ma'am.

21 Q Where did you get your training to become  
22 a police officer?

23 A I attended the greater St. Louis Police  
24 Academy in 1976.

25 Q And do you, are you a certified police

1 officer?

2 **A** Yes, ma'am, I am.

3 **Q** And do you have to undergo regular  
4 training and updates to keep that certification?

5 **A** Yes, I do.

6 **Q** And currently, what is your rank with the  
7 Ferguson Police Department?

8 **A** I'm sergeant of police.

9 **Q** How long have you been a sergeant?

10 **A** December 2002, no, December 2001.

11 **Q** What are your duties and responsibilities  
12 as a sergeant with the Ferguson Police Department?

13 **A** Currently I'm a squad supervisor.

14 **Q** Were those duties similar in August of  
15 this year?

16 **A** Yes, ma'am.

17 **Q** 2014?

18 **A** Yes, ma'am.

19 **Q** Was Darren Wilson one of the officers that  
20 you supervised?

21 **A** Yes, ma'am, he is.

22 **Q** Now, just in the interest of full  
23 disclosure, you and I had a conversation yesterday  
24 about your testimony today, correct?

25 **A** That is correct.

1           **Q**     You've not prepared a report, an incident  
2 report in relation to this shooting, have you?

3           **A**     No, ma'am, I have not.

4           **Q**     So did I have you come in, and you and I  
5 talked about what you knew, what you saw, what you  
6 might be able to testify about, correct?

7           **A**     That is correct.

8           **Q**     And previously you were interviewed by a  
9 county detective as well as an FBI agent, an  
10 attorney from the Department of Justice, and gave a  
11 tape recorded statement; is that right?

12          **A**     Yes, ma'am.

13          **Q**     Now, I didn't play that statement for you  
14 yesterday, did I?

15          **A**     No, ma'am.

16          **Q**     And since you gave that statement, have  
17 you ever heard that recorded statement again?

18          **A**     No, ma'am.

19          **Q**     And do you think that the events of  
20 August 9th, 2014, are still clear in your mind?

21          **A**     Yes, ma'am.

22          **Q**     So that day we've heard, we know a little  
23 bit about the shift and how many officers were  
24 working that day, Darren Wilson was working on your  
25 squad that day; is that right?

1           **A**     That is correct.

2           **Q**     And his shift would have been from 6:00  
3 a.m. to 6:00 p.m.?

4           **A**     Actually 6:30 a.m. to 6:30 p.m.

5           **Q**     Is that the entire squad has that same  
6 shift; is that right?

7           **A**     That is correct.

8           **Q**     And we know that you received a call at  
9 some point to go to the area of the Canfield Green  
10 Apartments; is that right?

11          **A**     Yes, ma'am.

12          **Q**     And at the time that you received that  
13 call, you were on duty; is that right?

14          **A**     Yes, ma'am.

15          **Q**     And you were actually at a call at that  
16 time, correct?

17          **A**     Yes, ma'am.

18          **Q**     Did you know what the nature of why it was  
19 that you were being asked to respond to that scene?

20          **A**     No, ma'am.

21          **Q**     Is there any kind of code that your police  
22 department uses to indicate that there's some kind  
23 of critical incident that may have occurred?

24          **A**     We have a J code, J-1 would be immediate  
25 response.

1           **Q**     Now, is Ferguson Police Department  
2     dispatched by their own dispatchers?

3           **A**     Yes, ma'am, we have our own dispatching  
4     staff.

5           **Q**     I want you to make sure you keep your  
6     voice up so everybody can hear you because with the  
7     fans sometimes it is kind of hard. That mike is  
8     recording, it is not necessarily amplifying your  
9     voice, okay?

10          **A**     Understood.

11          **Q**     So you don't go through county's dispatch,  
12     you have your own dispatching system, correct?

13          **A**     Correct.

14          **Q**     And are you aware that on your radios you  
15     can get county dispatch channels?

16          **A**     We have several various channels on our in  
17     car radios and on our walkie-talkies.

18          **Q**     As you are dressed today, you have a  
19     uniform on, is that how you would have been dressed  
20     that day?

21          **A**     I was in short sleeves and no tie, but  
22     yes, ma'am.

23          **Q**     And I see that you have a mike that is  
24     clipped to your epaulet on the shoulder of your  
25     uniform shirt?

1           **A**     Yes, ma'am.

2           **Q**     Is that how you carry that all the time?

3           **A**     Yes, ma'am.

4           **Q**     And is there, is that mike attached then  
5 to a portable or mobile walkie-talkie?

6           **A**     Yes, it is.

7           **Q**     And does that radio on your belt have the  
8 same channels or can it get the same channels that  
9 your police vehicles can get?

10          **A**     That is correct.

11          **Q**     And so when you're on duty, is there a  
12 particular channel that you just stay on so that you  
13 can hear the radio traffic and what's going on in  
14 Ferguson?

15          **A**     We have a primary channel and we are  
16 usually on that during our work shift.

17          **Q**     What's the primary channel?

18          **A**     The frequency?

19          **Q**     Is there a number like?

20          **A**     It is Channel 1.

21          **Q**     Okay. Let me ask you this. When there  
22 are officers out in the City of Ferguson patrolling  
23 and an officer uses his radio on Channel 1 and says  
24 something regarding a call or just anything, hey,  
25 I'm going out of service, I am going to go get

1 dinner, does everybody that's carrying a  
2 walkie-talkie hear that then?

3 **A** Not necessarily.

4 **Q** Do you know why that is?

5 **A** Well, the walkie-talkies are only 5 watt  
6 transmission power. If they are out in the far  
7 sector or far enough away from a receiver, not  
8 everybody will hear it. Dispatch will hear it  
9 because the receivers will transfer that message to  
10 them, but not necessarily broadcast it out through  
11 the entire area.

12 **Q** Okay. Now, you now know as you sit here  
13 today that there was an incident that occurred at  
14 the Ferguson Market shortly before this shooting  
15 incident involving Officer Wilson, you now know  
16 about that, correct?

17 **A** Yes, I do.

18 **Q** That day when you were in service and on  
19 duty, did you hear any radio calls involving a  
20 larceny in progress or that there was officers  
21 responding to the Ferguson Market?

22 **A** No, ma'am.

23 **Q** And is that, do you think that's because  
24 wherever, if there was a call made, that that was  
25 just something that you were out of range to

1 actually have heard?

2 **A** It could have been because I was tied up  
3 with another situation that I was trying to deal  
4 with.

5 **Q** And so is it, and we've all kind of seen  
6 this, I think, as you are walking around, you can  
7 have the volume turned up on your mobile  
8 walkie-talkie so that you hear what's being  
9 transmitted, correct?

10 **A** That is correct.

11 **Q** Are there times when you might be  
12 interacting with somebody or in a situation where  
13 you turn that volume down so that that noise doesn't  
14 interrupt what you are doing?

15 **A** Yes, ma'am. Usually when I'm on the  
16 telephone or I'm trying to get control of a  
17 situation, I may turn the volume down so that they  
18 can hear just me speaking.

19 **Q** Okay. But at any rate, you didn't hear  
20 the call that came out if the call came out that  
21 there was something going on or taken place at the  
22 Ferguson Market, is that fair to say?

23 **A** Correct.

24 **Q** And then while you were on this call, you  
25 did receive a call to respond to the Canfield Green

1 Apartment complex, correct?

2 **A** Yes, ma'am.

3 **Q** And was there any mention, did that call  
4 come to you from an officer or did that come from  
5 dispatch?

6 **A** That came from dispatch.

7 **Q** And prior to getting that call, had you  
8 heard any transmissions by Officer Wilson?

9 **A** No, ma'am.

10 **Q** And so when you got that call, was there a  
11 code with that call that meant respond immediately?

12 **A** I was told that I was needed at the  
13 intersection of Canfield and Copper Creek  
14 immediately.

15 **Q** Immediately?

16 **A** Uh-huh.

17 **Q** And so did you then finish up what you  
18 were doing or did you leave immediately and respond?

19 **A** I turned the scene over to the first  
20 responding officer and I left immediately.

21 **Q** So there was, the scene you were at at  
22 that time, there was another police officer also  
23 working that scene?

24 **A** Yes, ma'am.

25 **Q** And so you left then immediately and

1       responded to the Canfield Apartment complex?

2           **A**     Yes, ma'am.

3           **Q**     And about how long, how far away were you,  
4       like how many minutes did it take you to get there?

5           **A**     It took me probably about two, two and a  
6       half minutes. I mean, travel time, not travel time,  
7       but travel distance was probably three quarters of a  
8       mile.

9           **Q**     Okay. So you were really close?

10          **A**     Yes, ma'am.

11          **Q**     And when you got to that location, you've  
12       been patrolling the street of Ferguson for 38 years,  
13       is that fair to say?

14          **A**     Yes, ma'am.

15          **Q**     Very familiar with all the streets and how  
16       to get around?

17          **A**     Yes, ma'am.

18          **Q**     When you arrived at that location, did you  
19       come in off of West Florissant down Canfield or did  
20       you come in like the back way through the  
21       Northwinds?

22          **A**     Northwinds Apartment.

23          **Q**     Did you come in the back way?

24          **A**     No, I came in from West Florissant on  
25       Canfield.

1           **Q**     So when you were going down Canfield, at  
2     that point you are going east on Canfield?

3           **A**     Yes.

4           **Q**     I know Canfield kind of winds, isn't  
5     necessarily a straight shot, you are heading in the  
6     general vicinity of east?

7           **A**     Yes, ma'am.

8           **Q**     Were you in a marked police vehicle?

9           **A**     Yes, ma'am, I was.

10          **Q**     Did you go to the scene with emergency  
11     lights and sirens on?

12          **A**     I don't recall. I believe the traffic was  
13     relatively sparse at that time, I don't believe it  
14     was needed.

15          **Q**     Okay. So when you arrived at the scene,  
16     did you see Mr. Darren Wilson's vehicle?

17          **A**     Yes, ma'am, I did.

18          **Q**     Did you notice any other vehicles, whether  
19     it be police officer vehicles or other just civilian  
20     vehicles?

21          **A**     I saw two other police vehicles.

22          **Q**     All right. I guess for, as far as the  
23     police vehicles in Ferguson, we know that Officer  
24     Wilson had a Tahoe?

25          **A**     Yes, ma'am.

1           **Q**     And did you also have a Tahoe?

2           **A**     Yes, ma'am.

3           **Q**     Are all the police vehicles in Ferguson  
4     Tahoes?

5           **A**     Primarily the entire fleet are Tahoes, but  
6     we also have a secondary fleet of Crown Victorias.

7           **Q**     So the two police vehicles that you saw  
8     there, besides Officer Wilson, which we've seen  
9     pictures of, were those also marked Tahoes?

10          **A**     Yes, ma'am.

11          **Q**     So when you got there, you notice Officer  
12     Wilson's vehicle, which direction was it facing in  
13     the street?

14          **A**     It was kind of catty-corner to the, or  
15     angular to the traffic lane, but it was pointing  
16     more in a westerly direction.

17          **Q**     Towards West Florissant?

18          **A**     Yes, ma'am.

19          **Q**     And were the lights on on his vehicle at  
20     all?

21          **A**     No, ma'am.

22          **Q**     Siren in his vehicle?

23          **A**     No, ma'am.

24          **Q**     What about the other two Durangos, (sic)  
25     can you describe where those were, were they on

1 Canfield?

2 **A** Yes, ma'am, they both were on Canfield.

3 Both of them were further east than Officer Wilson's  
4 location.

5 **Q** And when you arrived at that location, did  
6 you see a body?

7 **A** Yes, ma'am.

8 **Q** And was that, where was that body or where  
9 were those two police vehicles in relation to the  
10 body?

11 **A** One police vehicle was beyond the location  
12 of the body parked across the traffic lane to  
13 prevent any vehicle from coming that direction and  
14 the second car was parked off to the right side of  
15 the roadway.

16 **Q** So the vehicle that was, I guess,  
17 perpendicular to the street, that would have been  
18 farther east of the body; is that right?

19 **A** Yes, ma'am.

20 **Q** And the entire time from the time you got  
21 there until the scene was cleared, did you ever  
22 observe Officer Wilson's vehicle move or be moved,  
23 other than when it was towed away?

24 **A** No, ma'am.

25 **Q** When you arrived there, do you recall was

1 the door to his vehicle, and I'm talking about  
2 Darren Wilson's vehicle, was any of the doors open?

3 **A** No, ma'am.

4 **Q** Did you see Darren Wilson?

5 **A** Yes, ma'am, I did.

6 **Q** Where was he?

7 **A** He was behind, he was on the driver's seat  
8 of the vehicle.

9 **Q** Of his vehicle?

10 **A** Yes, ma'am.

11 **Q** What about the other officers whose  
12 vehicles were at the scene, did you see where they  
13 were?

14 **A** I believe they were in a position to  
15 protect the area where the body was located.

16 **Q** Now at this time, and I know you don't  
17 know when everybody else got there, we know that two  
18 officers, obviously, responded prior to your  
19 arrival; is that right?

20 **A** Yes, ma'am.

21 **Q** Were those two officers, did you see them  
22 interact with Darren Wilson or did you see them  
23 talking to him at all?

24 **A** No, ma'am.

25 **Q** And did you, at that point have any crime

1 scene tape gone up?

2 **A** No, ma'am, not at that time.

3 **Q** And at that point, were there any cones in  
4 the street or around the area?

5 **A** One of the officers had placed a few cones  
6 around to indicate location of possible evidence,  
7 but not all the cones had been placed out yet.

8 **Q** Okay. And I asked you if you noticed were  
9 there any civilian vehicles, I know it is an  
10 apartment complex and there is parking lots, but I'm  
11 talking about in the street itself. Were there any  
12 civilian vehicles that were stopped in the street  
13 when you arrived?

14 **A** No, ma'am.

15 **Q** Did you notice any pedestrians, civilians  
16 that were on foot in the area?

17 **A** There were several pedestrians about the  
18 area.

19 **Q** When you say several, when you first  
20 arrived, give me an idea how many you think, an  
21 estimate how many you would say at the scene?

22 **A** I'd say 10 to 15.

23 **Q** Okay. Now, we've heard that there was  
24 obviously a larger crowd that gathered during the  
25 day and that there was some unstableness in the

1 crowd, but at this point, were those 10 to 15  
2 people, were they interfering at all, were they  
3 creating a disturbance?

4 **A** They were making some noise regarding who  
5 the body was and it was at that point in time that I  
6 grabbed some crime scene tape out of my police  
7 vehicle, gave it to the two officers that were  
8 already there and told them to start setting up a  
9 perimeter to keep people back.

10 **Q** And so at this point it is fair to say  
11 that you didn't know whose body was in the street,  
12 correct?

13 **A** That is correct.

14 **Q** And none of the other officers at this  
15 point had identified who was in the street, correct?

16 **A** To the best of my knowledge, that's  
17 correct.

18 **Q** And then other people that were gathering  
19 in the area, people were wondering who it was  
20 because maybe it was someone they knew or a loved  
21 one of their's, correct?

22 **A** Yes, ma'am.

23 **Q** So there was some agitation or stress  
24 involved with people that were there, they were  
25 concerned about who that was?

1           **A**     Yes, ma'am.

2           **Q**     When you arrived, was the body of Michael  
3 Brown covered?

4           **A**     No, ma'am.

5           **Q**     And so when you first arrived, were there  
6 any medical personnel, EMS?

7           **A**     I believe they showed up shortly after I  
8 did.

9           **Q**     And did the fire department also show up?

10          **A**     Yes, ma'am.

11          **Q**     And is that typical that when EMS is  
12 called, a firetruck or a rescue vehicle will also go  
13 to the call?

14          **A**     It actually depends on the call. If it is  
15 a more critical call, such as a life threat, a heart  
16 attack, difficulty breathing, yes, they would  
17 respond with the EMS personnel.

18          **Q**     So it is not unusual that on this type of  
19 call that the firetruck came too?

20          **A**     Not at all, no, ma'am.

21          **Q**     There was no fire or anything of that  
22 nature, correct?

23          **A**     Correct.

24          **Q**     Okay. Did those officers then begin to  
25 put up the crime scene tape to create the perimeter

1 around the crime scene?

2 **A** The two police officers did, no other fire  
3 personnel or ambulance personnel.

4 **Q** Now, at this point is Darren Wilson still  
5 in the vehicle?

6 **A** Yes, ma'am.

7 **Q** Did he get out of the car when you got  
8 there?

9 **A** The only time he got out of the car is  
10 when I told him to get into my vehicle and leave the  
11 scene.

12 **Q** Okay. So he stayed in his own car until  
13 you told him to take your car and go back to  
14 Ferguson Police Department?

15 **A** That is correct.

16 **Q** So going back now, we kind of got the  
17 scene what it looked like when you first got there,  
18 what's the first thing you did when you drove down  
19 the street and saw Darren Wilson's car facing you in  
20 the street the way it was?

21 **A** I pulled off onto a driveway apron, right  
22 off the street, parked my car and then I walked over  
23 to speak with Officer Wilson.

24 **Q** So contacting Officer Wilson was the first  
25 thing you did?

1           **A**     Yes, ma'am.

2           **Q**     But from where you were, could you see  
3 that there was a body in the street?

4           **A**     Yes, ma'am.

5           **Q**     And what did you say to Officer Wilson?

6           **A**     I initially asked him what had happened.

7           **Q**     Now, you and I talked yesterday about your  
8 recollection of Officer Wilson's statement. And we  
9 talked about the fact that sometimes when you are  
10 recounting a statement, you kind of like use your  
11 own words to paraphrase?

12          **A**     Correct.

13          **Q**     We also talked about that police officers  
14 have what we call like cop talk, where you use  
15 phrases and words that are typical in police lingo  
16 or vernacular, wouldn't that be fair to say?

17          **A**     Oh, yes, ma'am.

18          **Q**     And remember and recall that yesterday  
19 when you and I talked about this, it is important  
20 for today that you as best you can use Darren  
21 Wilson's words, don't try to paraphrase, don't try  
22 to put your spin on things. And I know I don't mean  
23 that you would do that intentionally, but if he  
24 didn't say that it was, you know, forceful or if he  
25 didn't use the words, try not to use your own words,

1     okay?

2             **A**     I understand.

3             **Q**     And so when you walked up, the best you  
4     can recall your words were, what happened?

5             **A**     That's what I asked him, yes, ma'am.

6             **Q**     All right. And as best you recall, what's  
7     the first thing he said to you?

8             **A**     He said I had to shoot him.

9                     I asked him why?

10                    He said he had been walking in the  
11     street, I told him to get off the sidewalk, or get  
12     on the sidewalk.

13                    I said okay.

14                    He said well, they told me to fuck  
15     off. I slowed my car down, or he slowed his car  
16     down and I told him, hey, all you got to do is get  
17     out of the street and get on the sidewalk.

18             **Q**     Okay. Now, let me stop you. You're  
19     saying I told them, so you are talking as Officer  
20     Wilson and that's good.

21             **A**     That is what he told me.

22             **Q**     That's how I want you to do this. So  
23     speak as best you can the way Officer Wilson spoke  
24     as if you were Officer Wilson?

25             **A**     Okay. And he said he stopped his vehicle

1 and he said the individual laying on the street came  
2 up to the side of his car and started hitting on him  
3 through the window.

4 I said hitting you?

5 He goes, yeah, he reached in, he hit me on  
6 the side of my face several times, and grabbed at my  
7 shirt, grabbed at my hands and arms.

8 He said I was trying to get out of the  
9 vehicle and he wouldn't let me out, he kept pushing  
10 the door closed.

11 The individual reached in and was trying  
12 to grab at his pistol, his pistol came out of his  
13 holster. He told me he had control of the weapon,  
14 but it was being pointed at him. He had the gun in  
15 his hand, but the muzzle of the weapon had been  
16 turned where his hand was actually turned toward  
17 him.

18 And he said he was still getting hit  
19 with one hand at times and there was a struggle over  
20 the gun. He said the weapon was, he didn't get  
21 control of the weapon, but he was able to turn the  
22 weapon away from himself and the firearm discharged.  
23 He said the gun went off.

24 Q Is that how he described it, the gun went  
25 off?

1           **A**     The gun went off.

2           **Q**     Or did he say I fired a shot?

3           **A**     No, he said the gun went off.

4           **Q**     Okay.

5           **A**     He said at that point the individual  
6 backed up away from the car and Darren thought he  
7 actually got shot, he said I think I shot him in the  
8 stomach. And I looked at the side of the car door,  
9 and there was no exit on the door, it was just a  
10 dimple in the sheet metal.

11                     I said what happened then?

12                     He said he started running, I got out  
13 of the car to chase after him. He said he got down  
14 about 30, 40 feet from where the car was parked and  
15 for some reason the individual stopped and turned  
16 toward him.

17                     I said okay.

18                     He said, at that point he said  
19 something to the effect of, you're too much of a  
20 pussy to shoot me and turned, he had faced him and  
21 started to charge at Officer Wilson.

22           **Q**     Did Officer Wilson use those words that he  
23 started to charge?

24           **A**     Yes, along with, said he had had an angry  
25 look in his face or in his eyes and he says I know

1 this man was bigger than me, I wasn't going to be  
2 able to fight him.

3 Q What did he say happened next?

4 A He said he shot him.

5 Q I asked him how many times?

6 A He says I think four.

7 Q Now, were you recording his statement?

8 A No, ma'am.

9 Q Were you taking notes as he was giving you  
10 his statement?

11 A No, ma'am, I did not.

12 Q After his statement, did you go back to  
13 your department and write down notes to help you  
14 recall the statement?

15 A No, ma'am, I did not.

16 Q So this is from your memory of August 9th  
17 as far as what Darren Wilson told you and what you  
18 saw, correct?

19 A That is correct.

20 Q And Sergeant have you been involved  
21 in investigations of police officer involved  
22 shootings?

23 A Yes, ma'am.

24 Q Have you investigated those incidents?

25 A Yes, ma'am.

1           **Q**     Have you also been the subject of an  
2     investigation in a police officer shooting?

3           **A**     Yes, ma'am.

4           **Q**     So you've discharged your weapon at  
5     someone in your career?

6           **A**     Yes, I have.

7           **Q**     And, in fact, the incident that we're  
8     talking about was the courthouse shooting involving  
9                   ; is that right?

10          **A**     That is correct.

11          **Q**     Were you one of the officers that shot  
12                   ?

13          **A**     Yes, ma'am.

14          **Q**     Following that shooting, I don't want to  
15     get into the details of that, but were you asked by  
16     other investigators how many times you discharged  
17     your weapon that day?

18          **A**     Yes, ma'am.

19          **Q**     And what was your answer?

20          **A**     Three times.

21          **Q**     And so you thought you had fired three  
22     times, correct?

23          **A**     Correct.

24          **Q**     Did you later after having downloaded your  
25     weapon or have your weapon examined, did you later

1 discover how many times you actually did fire that  
2 day?

3 **A** Yes, ma'am.

4 **Q** How many times?

5 **A** Four times.

6 **Q** So on that day, you believed you fired  
7 your weapon three times and you discovered actually  
8 you fired it four times?

9 **A** Yes, ma'am.

10 **Q** And as you sit here today, do you still in  
11 your mind recall three shots?

12 **A** I still recall three shots.

13 **Q** And in your experience investigating  
14 officer involved shooting, is that unusual that the  
15 officer involved in the shooting does not accurately  
16 recount the number of shots that he fired?

17 **A** That is correct.

18 **Q** And I know you're not an expert and I'm  
19 not going to ask you about the mind of someone when  
20 they're going through that scenario, but you've  
21 actually been there, correct?

22 **A** That is correct.

23 **Q** You have a unique perspective that  
24 probably none of the other witnesses who are going  
25 to testify in this investigation have. When you are

1 involved in that type of critical scene, what is  
2 your focus and what's your training tell you to  
3 focus on?

4 **A** You focus on your target. I'm sorry, not  
5 target, but you focus on whose angry at you, whose  
6 coming at you or whose trying to harm you.

7 **Q** So would it be fair to say that you focus  
8 on the threat?

9 **A** Yes, ma'am.

10 **Q** And is it unusual or typical, I guess,  
11 that you kind of lose focus of other things that  
12 might be going on around you?

13 **A** No, it is not unusual. You get kind of  
14 like tunnel vision. You only see, like you said,  
15 the threat.

16 **Q** All right. And so let me ask you this.  
17 When Darren Wilson told you about, for example, he  
18 said that there were two men walking in the street  
19 and he told them to get on the sidewalk, did he tell  
20 you whatever became or happened to that other  
21 individual?

22 **A** No, ma'am.

23 **Q** Did you see, we now know Michael Brown was  
24 shot dead in the street, did you see the other  
25 individual at the scene who might have been the

1 individual that Officer Wilson saw walking with  
2 Michael Brown?

3 **A** No, ma'am.

4 **Q** Now, understanding how important this  
5 initial statement might be, is there a reason why  
6 you did not record his statement?

7 **A** Number one, I did not have a recorder.  
8 Number two, I didn't take notes because at that  
9 point in time I had multiple things going through my  
10 mind besides what Darren was telling me.

11 **Q** You've already said that before arriving  
12 at the scene you didn't even know that this was a  
13 shooting, would that be fair to say?

14 **A** Correct.

15 **Q** You didn't hear other radio traffic from  
16 other officers saying that there had been a  
17 shooting?

18 **A** No, ma'am.

19 **Q** So describe for the jurors how Darren  
20 Wilson appeared to you, his demeanor, first of all?

21 **A** He appeared in a state of shock. He was  
22 staring at the dashboard of his vehicle initially.  
23 It was only after maybe a couple of questions that  
24 he finally looked at me. I could see the side of  
25 his face, especially around his mouth starting to

1 puff up and swell. Also the same thing along the  
2 side of his left eye, see a mouse starting to grow.

3 His uniform shirt was disheveled,  
4 kind of pulled out of his waistband.

5 **Q** Did you notice any blood on him?

6 **A** No, ma'am, I did not notice any blood on  
7 him.

8 **Q** Did you ask him if he was shot or injured?

9 **A** Yes, I did.

10 **Q** What did he say?

11 **A** He said the only thing that he knew of was  
12 his face from being hit several times.

13 **Q** And you didn't see anything on him to  
14 indicate that he was bleeding?

15 **A** No, ma'am.

16 **Q** And so after you, at this point I'm kind  
17 of circling back now.

18 **A** That's okay.

19 **Q** He's told you that he pursued Michael  
20 Brown and Michael Brown stopped and turned in his  
21 direction and charged him. I'm just kind of  
22 catching up. So I know it was in a little more  
23 detail and then he shot him and Michael Brown went  
24 down on the street?

25 **A** Correct.

1           **Q**     What did Darren Wilson say he did then or  
2     did he say anything?

3           **A**     He didn't indicate anything other than he  
4     called it into the dispatch.

5           **Q**     All right. Now, when you were there, did  
6     you see anyone place a sheet over the body of  
7     Michael Brown?

8           **A**     Yes, ma'am, one of the paramedics  
9     initially put one sheet over Brown.

10          **Q**     Did you assist in that at all?

11          **A**     Not at that time, no, ma'am.

12          **Q**     Did that sheet completely cover the body  
13     of Michael Brown?

14          **A**     No, ma'am, it did not.

15          **Q**     Did you assist in getting other sheets to  
16     try?

17          **A**     Yes, I asked a paramedic if he had another  
18     sheet so I could fully cover Mr. Brown up, and  
19     actually he handed me two.

20          **Q**     Did you observe the paramedics approach  
21     the body and attend to the body of Mr. Brown?

22          **A**     I saw one approach the body, bent down and  
23     I guess checked for life signs. He got up maybe 10,  
24     15 seconds and just walked away.

25          **Q**     Do you know what a strip is?

1           **A**     Yes, ma'am.

2           **Q**     What is a strip?

3           **A**     It is a cardiac monitor like you see on TV  
4     that indicates heart rhythm or no rhythm at all.

5           **Q**     And you've seen paramedics use a strip  
6     before on someone that may still be alive?

7           **A**     Yes, ma'am.

8           **Q**     Or check for life signs?

9           **A**     That is correct.

10          **Q**     Did he do that in this case?

11          **A**     They did not.

12          **Q**     And other than that paramedic who had  
13     checked for life signs presumably, did you see  
14     anyone else, either law enforcement or any other  
15     civilians get close to the body?

16          **A**     There was a, I believe it was a copper  
17     projectile about 3 feet from his foot, his right  
18     foot and somebody walked over there and put a marker  
19     to make sure nobody kicked it or disturbed its  
20     location.

21          **Q**     Okay. So other than that, you didn't see  
22     anyone move the body, roll him over, reconfigure the  
23     way he was laying?

24          **A**     No, ma'am.

25          **Q**     And eventually, and you said in your

1 statement that you were at the scene until the scene  
2 was done, which would have been after 5:00?

3 **A** It was closer to 6:15, 6:30, yes, ma'am.

4 **Q** And now you are aware then that the body  
5 of Michael Brown lay in the street under that sheet  
6 for several hours on that day; is that right?

7 **A** Yes, ma'am.

8 **Q** Is that, do you know the reason for that?

9 **A** After I made notification to command  
10 staff, I was recontacted and advised that St. Louis  
11 County would be handling the investigation and the  
12 crime scene and I had to await their arrival. Once  
13 they arrived, the crime scene was relinquished to  
14 them.

15 **Q** And then any decision about what would  
16 happen with the body, that wasn't your decision or  
17 anything you had to do with, is that fair to say?

18 **A** That is correct.

19 **Q** Were you the most senior ranking Ferguson  
20 police officer at the scene that day?

21 **A** Uh, I had two lieutenants show up later on  
22 shortly after, maybe around 1:00 or so.

23 **Q** Now, you testified that you made  
24 notification, who is the first person you called?

25 **A** Chief of Police.

1           **Q**     Did you speak with him or leave a message?

2           **A**     I had to leave a message on his cell  
3     phone.

4           **Q**     Who is the next person you called?

5           **A**     Lieutenant Colonel

6           **Q**     Did you speak with him or did you leave a  
7     message?

8           **A**     Left a message for him.

9           **Q**     Whose the next person you called?

10          **A**     Captain

11          **Q**     Did you speak with him or leave a message?

12          **A**     Left a message.

13          **Q**     Everybody, it is Saturday afternoon,  
14     correct?

15          **A**     Correct.

16          **Q**     And so then who is the next person you  
17     called?

18          **A**     Captain

19          **Q**     Did you speak with him or leave a message.

20          **A**     I spoke with him.

21          **Q**     And after speaking with him and telling  
22     him what the situation was, did you make any other  
23     notifications after that?

24          **A**     I contacted Lieutenant  
25     and I believe that was the last contact I made.

1           **Q**     All right. Now, you've already said that  
2     at some point you told Darren Wilson to get into  
3     your vehicle and go up to the Ferguson Police  
4     Department?

5           **A**     Yes, ma'am.

6           **Q**     And what was the reason, are you aware  
7     that an officer involved shooting, typically the  
8     officer remains on scene until investigators come  
9     and walk through the scene with him?

10          **A**     Yes, ma'am.

11          **Q**     Why didn't you have him remain at the  
12     scene?

13          **A**     The crowd was growing rather rapidly.  
14     They were very agitated and for the safety of the  
15     officers on the scene and for Officer Wilson, I had  
16     him leave and go to the police department.

17          **Q**     So you had him get in your vehicle and go  
18     to the police department?

19          **A**     Yes, ma'am. I left his vehicle where it  
20     was, where I found it and told him to take my car  
21     and go back to the station and wait for a  
22     supervisor.

23          **Q**     And after he got out of his car, did  
24     anyone, did you enter his vehicle?

25          **A**     No, ma'am.

1           **Q**     Did you look inside the vehicle?

2           **A**     Yes, ma'am.

3           **Q**     And why were you looking inside the  
4 vehicle?

5           **A**     Just to see what I could see. If there  
6 was possible evidence or anything like that.

7           **Q**     Did you notice glass inside the vehicle?

8           **A**     Yes, I did.

9           **Q**     Did you notice any bullet holes inside the  
10 vehicle?

11          **A**     I saw a bullet into the door panel of the  
12 driver's side door, yes, ma'am.

13          **Q**     Did you see any shell casings inside the  
14 vehicle?

15          **A**     No, ma'am, I did not.

16          **Q**     Any blood inside the vehicle?

17          **A**     No, ma'am, I did not.

18          **Q**     Now, to be clear, you're not actually a  
19 crime, you're role is not to document the scene and,  
20 you know, you knew other officers were going to be  
21 processing that vehicle, didn't you?

22          **A**     Correct.

23          **Q**     In fact, I think in your statement, but  
24 you do as a part of your job place cones or other  
25 markers around pieces of evidence if you see them,

1 correct?

2           **A**     Yes, when I got the crime scene tape out,  
3 I had obtained some traffic cones from another  
4 responding officer's vehicle, I marked a few items  
5 that I could.

6           **Q**     And you knew that another officer then was  
7 going to document those items, correct?

8           **A**     That is correct.

9           **Q**     After Darren Wilson left the scene, did  
10 you see him again at all that day?

11          **A**     No, ma'am, I did not.

12          **Q**     Now, we've heard that you said in your  
13 statement that you had contacted Darren Wilson after  
14 this time, after this date just to say hello and how  
15 you doing; is that right?

16          **A**     Yes, ma'am.

17          **Q**     Have you and he ever since that day had a  
18 detailed conversation about what happened?

19          **A**     After his interview and my interview with  
20 Justice and FBI and U.S. Attorney and St. Louis  
21 County, he asked me if he could tell me everything  
22 that happened. I told him, yeah.

23          **Q**     So was this in person or on the phone?

24          **A**     On the telephone.

25          **Q**     And do you recall, you said it was after

1 the FBI talked to you?

2 **A** Correct.

3 **Q** And did you only talk to the authorities  
4 investigators one time?

5 **A** Yes, ma'am.

6 **Q** And then you said to your knowledge, he  
7 had already talked to the investigators; is that  
8 right?

9 **A** I asked him if he had been interviewed by  
10 them yet, and he said he had.

11 **Q** And so he told you his version or the  
12 story of what happened?

13 **A** Yes, ma'am.

14 **Q** Now, is there anything about this second  
15 version, I don't mean to use the word version like  
16 it is different or implying that it is different,  
17 his second time telling you what happened?

18 **A** There was some more things that he added.

19 **Q** Details that he added?

20 **A** Yes, ma'am.

21 **Q** Was there anything inconsistent with what  
22 he had told you previously?

23 **A** No, ma'am.

24 **Q** Now, just to summarize, that day on the  
25 scene he told you that he fired or that the weapon

1     went off?

2           **A**     Correct.

3           **Q**     One time while he was seated in the  
4     vehicle?

5           **A**     Correct.

6           **Q**     And he didn't describe shooting his gun  
7     while he was running after Michael Brown?

8           **A**     He did not say he shot at Michael Brown  
9     while he was running at him.

10          **Q**     And then he describes after Michael Brown  
11     turned around, a series of shots that he fired at  
12     Mr. Brown?

13          **A**     Correct.

14          **Q**     And you said he said maybe I can't  
15     remember if you said four or five?

16          **A**     He said he thought he was shot, discharged  
17     four rounds.

18          **Q**     Okay. Now, when you had a subsequent  
19     conversation with him, did any part of that change,  
20     did he tell you any more details about the number of  
21     shots?

22          **A**     No, he said he had learned that he had  
23     fired more than four shots. I didn't specifically  
24     ask him a number, but he said he was told that he  
25     fired more than he thought.

1           **Q**     Okay. So you didn't talk with him about  
2     how many shots were in the vehicle, how many shots  
3     were out of the vehicle, whether there was a pause  
4     and then more shots or anything like that?

5           **A**     That is correct.

6           **Q**     Were there any details in this second  
7     conversation with him that are or changed the  
8     perspective that you have about what happened?

9           **A**     No, ma'am.

10          **Q**     Is there anything, so you had an  
11     additional conversation with him about what  
12     happened?

13                     After that, did you have any other  
14     conversation with him about what happened?

15          **A**     No, ma'am, not about what happened, but I  
16     have had other conversations with Officer Wilson.

17          **Q**     Okay. And Officer Wilson is still on  
18     administrative leave; is that correct?

19          **A**     That's correct.

20                     MS. ALIZADEH: Does anybody have any  
21     questions?

22                     MS. WHIRLEY: I have a few, this is Sheila  
23     Whirley.

24          **Q**     (By Ms. Whirley) Have you ever appeared  
25     before this grand jury before?

1           **A**     Multiple times.

2           **Q**     This particular grand jury that is sitting  
3 here today to your knowledge?

4           **A**     No, ma'am, no.

5           **Q**     You have not?

6           **A**     Not before this grand jury, no, ma'am.

7           **Q**     All right. Regarding Canfield Green  
8 Apartments, you have been in the community for over  
9 38 years. Did you know the relationship that the  
10 police had with that community?

11          **A**     I have responded to numerous calls, I've  
12 assisted numerous calls over there.

13          **Q**     Was it known what the relationship was  
14 between the community and the police?

15          **A**     We, as far as my squad and myself is  
16 concerned, every time we responded over there, we  
17 responded for whatever the call is, we handle the  
18 call and we left.

19          **Q**     Was it a relationship that was friendly or  
20 did the residence --

21          **A**     Business relationship.

22          **Q**     Business.

23          **A**     A business relationship. I mean, some of  
24 the officers knew tenants and whatnot from previous  
25 encounters.

1           **Q**     Okay.  So there was no understanding that  
2     the residents just hated the police, it wasn't like  
3     that?

4           **A**     No, ma'am, no.

5           **Q**     So when Officer Wilson, well, first of all  
6     you said you did not hear him ask, announce on the  
7     radio that shots were fired?

8           **A**     No, ma'am.

9           **Q**     At any point?

10          **A**     No, ma'am, I did not.

11          **Q**     You did not know that a shooting had even  
12     occurred until you were told to go there?

13          **A**     Until I arrived on the scene is when I  
14     first learned there were shots discharged by an  
15     officer.

16          **Q**     How did you get the call to go to the  
17     scene, what were you told?

18          **A**     I was told I was needed at the  
19     intersection of Canfield and Copper Creek as soon as  
20     possible or immediately.

21          **Q**     Nobody said what for?

22          **A**     No, ma'am.

23          **Q**     Okay.  Did Wilson ever tell you that,  
24     because you said you have talked to him a couple of  
25     times since this has occurred?

1           **A**     Uh-huh.

2           **Q**     And in more detail recently, your last  
3 talking was more in detail, correct?

4           **A**     My last conversation with Darren was about  
5 ten days ago maybe.

6           **Q**     He was a little bit more detailed over the  
7 phone during that conversation?

8           **A**     During the conversation that I had with  
9 Darren was probably five or six days after the  
10 incident.

11          **Q**     Okay.

12          **A**     That's when he was more, a little bit more  
13 detailed.

14          **Q**     More detailed. Did he talk about anything  
15 about the stealing that occurred at Ferguson Market  
16 that he was stopping these two to investigate that?

17          **A**     He said he did not have that call, that  
18 call I later found out was given to Officer

19  
20          **Q**     Did he know about it, did he talk about  
21 knowing about the stealing?

22          **A**     He did not know anything about the  
23 stealing call.

24          **Q**     He told you he did not know anything about  
25 the stealing?

1           **A**     He did not know anything. He was out on  
2 another call in the apartment complex adjacent to  
3 Canfield Green.

4           **Q**     Okay. And so when he's stopping these two  
5 it is strictly about the sidewalk, it has nothing to  
6 do with him investigating the stealing of  
7 Cigarillos; is that correct?

8           **A**     That is correct.

9           **Q**     Did he indicate that he was angered at all  
10 when he was told to fuck off?

11          **A**     Well, no police officer likes being told  
12 that. I don't think he was angered as much as he  
13 was just taken aback by it for no reason whatsoever.

14          **Q**     Is that like a sign of disrespect, I would  
15 feel disrespected if somebody told me to fuck off?

16          **A**     You know, respect toward the police  
17 nowadays is not like it used to be. Most of the  
18 time it is under their breath or just barely within  
19 earshot, but evidently at this point in time it was  
20 told quite directly at him.

21          **Q**     Okay. Did Wilson indicate, Officer Wilson  
22 indicate that when he chased Michael Brown, that  
23 assistance had been called for at that point?

24          **A**     He did not indicate to me, no, ma'am.

25          **Q**     Did you have any understanding or any

1 knowledge about how it occurred regarding him  
2 chasing after Michael Brown whether or not  
3 assistance was on its way or anything like that?

4 **A** No, ma'am, I don't know.

5 **Q** Okay. Now, have you ever known Officer  
6 Wilson to discharge his weapon?

7 **A** Not to my knowledge, other than on the  
8 practice range or the firing range at the police  
9 department, that's the only time I know he's ever  
10 discharged a weapon.

11 **Q** Have you ever known him to get into a  
12 physical altercation with a suspect?

13 **A** Only when the suspect had initiated the  
14 resistance.

15 **Q** You do know of a particular incident where  
16 that has occurred?

17 **A** Yes, ma'am.

18 **Q** What happened in that situation?

19 **A** Officer Wilson was able to gain control of  
20 the individual and put him in handcuffs before  
21 assistance arrived.

22 **Q** Was he alone?

23 **A** Yes, ma'am.

24 **Q** Do you know what transpired why there was  
25 even a physical altercation?

1           **A**     It was a suspicious vehicle call, occupied  
2     suspicious vehicle. And when he walked up to the  
3     car, he could smell an odor what he associated with  
4     marijuana and he told the driver to get out of the  
5     car, at which time he did. When he was trying to  
6     take him into custody is when the resistance  
7     occurred.

8           **Q**     That's the only occasion you are aware of?

9           **A**     He's had minor ones with other officers,  
10    exactly who, how it started, you know, I know of one  
11    where an individual resisted the arrest with Officer  
12    Wilson and another one of my officers and the  
13    subject ended up having to be tasered in order to  
14    comply with the officers.

15          **Q**     Did Officer Wilson use a taser?

16          **A**     No, ma'am, he did not carry one.

17          **Q**     It was known that he did not carry a  
18    taser?

19          **A**     That is correct.

20          **Q**     It wasn't required that he carry a taser?

21          **A**     No.

22          **Q**     What about mace, did you know of an  
23    incident where he maced an individual?

24          **A**     Never.

25                 MS. WHIRLEY: Anybody else have any

1 questions? Go ahead.

2 : My

3 question is, did Officer Wilson, did he state  
4 specifically that it was Michael Brown that made  
5 those derogatory or offensive comments to him or did  
6 he indicate if it was Dorian Johnson?

7 **A** He did not indicate to me who made the  
8 comments, ma'am.

9 I see.

10 I've got a  
11 couple questions. Did Officer Wilson indicate at  
12 all that he said anything to Michael Brown as he was  
13 chasing after him?

14 **A** He yelled at him to stop or halt, but  
15 nothing more than that.

16 : Are those the words he  
17 used stop, halt?

18 **A** I don't know, I believe he just told him  
19 to stop.

20 : Okay. Did he indicate at  
21 any point when he, right after he had first contact  
22 with him and told him, asked him to get out of the  
23 street, that at any point he had to reverse his car  
24 back towards them?

25 **A** I believe he did go backwards, reverse his

1 automobile for a short distance, then stopped.

2 Asked them again to get out of the street.

3 : Okay.

4 MS. ALIZADEH: Sergeant I just want  
5 to clarify. I know you know things about what  
6 happened, I want to make sure that we're clear on  
7 this. Are you saying that you know that that  
8 happened because you've since learned that, or are  
9 you saying that Officer Wilson that day told you  
10 that he reversed his vehicle?

11 **A** Officer Wilson did not tell me that day  
12 that he had to do that.

13 MS. ALIZADEH: Okay.

14 **A** I've learned that through a later  
15 conversation.

16 **Q** (By Ms. Alizadeh) So when we talk about  
17 things that he says he did, I want to make sure it  
18 is clear to everybody, you know, to clarify whether  
19 or not it is something that he knows happened  
20 because of subsequent investigation or if it is  
21 something that Officer Wilson said to you.

22 I also want to clarify something else  
23 and I'm sorry to interrupt, but it is along the same  
24 lines. You testified that when Sheila asked you  
25 some questions, Miss Whirley, that Officer Wilson

1 did not know about the stealing that was going on or  
2 had just occurred at the Ferguson Market.

3 Now, my question to you is this, are  
4 you saying that because he told you he didn't know  
5 about it or you saying that because he didn't  
6 mention it to you when you were talking to him?

7 **A** He did not mention it to me again. I  
8 learned about it at a later time.

9 **Q** Has he ever told you, yeah, I didn't know  
10 anything about what happened up at the Ferguson  
11 Market?

12 **A** Yes, he has told me that in subsequent  
13 conversations.

14 **Q** He told you he didn't know about there  
15 being a stealing at the Ferguson Market?

16 **A** Correct.

17 **Q** Okay.

18 : Just one last follow-up,  
19 Did Officer Wilson at any point say  
20 anything or infer at any time that maybe he thought  
21 that Michael Brown was under some type of influence  
22 of something?

23 **A** No, sir, he did not.

24 : . My  
25 question goes back to Officer Darren Wilson's first

1 call to dispatch, which initiated a call to you.  
2 You know, I understand from watching the news when  
3 someone calls 911, the recording is timestamped and  
4 there is an audio recording. In this instance or in  
5 a regular instance, when an officer calls dispatch,  
6 is there any sort of timestamp or recording, or  
7 secondary recording so we would know exactly what  
8 that call would be or when that call took place?

9 **A** Yes, all of our incoming calls, including  
10 radio traffic, is recorded digitally. That would be  
11 available to the investigators through our  
12 communications supervisor.

13 : Are you aware of what that  
14 original call would have been when he called?

15 **A** His original call?

16 : Uh-huh.

17 **A** I have since learned what it was, is that  
18 what you want to hear?

19 : Sure.

20 **A** It was a sick case on Glenark was the  
21 street. Again, next apartment complex over is  
22 Northwinds Apartments and Glenark is small, like  
23 eight apartments on that street. He responded to a  
24 sick case at that location.

25 : . Again, my

1     apologies, I might not have made myself clear.

2                     After the shooting of Michael Brown, was  
3     that call when he dispatched that first call, was  
4     that again recorded that you would have known what  
5     the call would have been for him to call dispatch  
6     and say XYZ happened?

7             **A**     Yeah, I believe the answer to that  
8     question would be yes. When he called it into  
9     dispatch, he would have probably told them what was  
10    going on and what happened.

11                    MS. ALIZADEH: I'm sorry, just so you all  
12    know, we have radio calls that we'll be playing for  
13    you at some point in this investigation.

14                    MS. WHIRLEY: Let me follow-up on that  
15    real quick.

16             **Q**     (By Ms. Whirley) Do you have any knowledge  
17    that there was a radio call that has been recorded  
18    and seized that where Darren Wilson is saying shots  
19    fired, asking for assistance before he gets out of  
20    the car or around the time this is happening?

21             **A**     No, ma'am.

22             **Q**     There is no recording that you know of  
23    that exist?

24             **A**     I know there is one exist.

25             **Q**     You do?

1           **A**     Yes.

2           **Q**     Okay. Do you know where we might get it?

3           **A**     The communication supervisor at Ferguson  
4 Police Department can provide it to you.

5           **Q**     Okay, all right. Thank you.

6           MS. ALIZADEH: Sergeant           just to  
7 clarify, have you ever heard the radio calls, have  
8 you ever listened to them?

9           **A**     No, ma'am.

10          **Q**     (By Ms. Alizadeh) So it is important that  
11 you testify about your own personal knowledge and  
12 not what maybe somebody has told you that you  
13 believe. Would it be fair to say that you don't  
14 know what those calls consisted of because you have  
15 never heard them, right?

16          **A**     I don't know what the calls consist of,  
17 that is correct.

18          **Q**     And maybe somebody told you that there is  
19 a call, but you have never heard that yourself?

20          **A**     No, ma'am.

21          **Q**     Whatever those calls would be, they would  
22 have been recorded and burned on a disc for purpose  
23 of this investigation, could that have occurred?

24          **A**     Yes.

25          MS. ALIZADEH: Okay.

1 MS. WHIRLEY: .

2 : At the  
3 beginning when you were speaking, you said an  
4 incident report was not filed?

5 **A** I'm sorry?

6 An incident report was  
7 not filed?

8 **A** I did not complete any report regarding  
9 this incident because St. Louis County was handling  
10 the entire case.

11 In your recorded  
12 statement, I believe I heard you talk about a Use of  
13 Force Report?

14 **A** Yes, ma'am.

15 That's different?

16 **A** That is something different, yes, ma'am.

17 : Okay. At the beginning  
18 of your statement here you talked about a code, is  
19 that J-1?

20 **A** There's radio code for immediate  
21 assistance.

22 Okay.

23 **A** That's J-1.

24 : Okay. When you get  
25 those, you don't if an officer that's down, a

1 civilian that's down or something in progress. You  
2 just know you are needed somewhere right away?

3 **A** Correct.

4 : You didn't use your  
5 lights or your siren?

6 **A** No, ma'am. Like I said, the road traffic,  
7 I had pretty much of a clear lane to get there.

8 Okay. And do all the  
9 officers have mikes on their uniform or the radios  
10 in the car?

11 **A** We all have radios in the car.

12 Okay

13 **A** Majority of the officers wear their mikes  
14 up high so that they can hear it and respond  
15 relatively quickly.

16 : And you say that Officer  
17 Wilson was in his car with the door shut when you  
18 arrived?

19 **A** That is correct.

20 : Okay. This is the first  
21 time we heard about too much of a pussy to shoot me.  
22 In your recorded statement, we didn't hear that.  
23 Did you learn of that after your recorded statement  
24 or is that just something that you are recalling  
25 now?





1 he escorted by another PO considering that even  
2 though he left the scene of the crime, that someone  
3 could have noticed him and followed him, but yet he  
4 wouldn't of had any backup or protection, he still  
5 would have been left alone?

6 **A** I had, let's see, Darren made, Darren made  
7 my sixth officer for the day and that includes  
8 myself.

9 I already had three other officers  
10 and myself at the scene, I had another officer still  
11 out on a call. So I only had one officer that was  
12 left on the street. I honestly, truthfully, I  
13 didn't have the manpower to send somebody with him.

14 : Okay.

15 **A** But yes, you are correct, somebody could  
16 have followed him. But also on our radio we have  
17 Country Club Hills and Calverton Park. If there  
18 would have been a problem, there would have been  
19 other officers in the area from those two agencies  
20 that could have responded.

21 : Okay. My next question  
22 was or is, I seen pictures of the car, Officer  
23 Wilson's car. I only seen a little shattered glass  
24 that was on his driver's side seat?

25 **A** Uh-huh.

1 : Did he ever mention that  
2 the glass was half cracked, half down, or all the  
3 way down?

4 **A** He never told me what the window position  
5 was, ma'am.

6 : Okay. My last question  
7 is, after the incident, the crime was over and you  
8 had time to go back to your office, did you ever  
9 think to read Officer Wilson's history prior to  
10 coming to your department or when he came up under  
11 your leadership to understand his previous history?

12 **A** Anything that happened prior to his  
13 employment should have been covered by the officer  
14 who did his background investigation.

15 Now, I don't know who did his  
16 background investigation preemployment. I did speak  
17 with his supervisor prior to him coming to my squad  
18 and ask what kind of officer he was. And I believe  
19 I was presented with a few training certificates  
20 that he had obtained while he was on the other  
21 squad, but there were no corrective measures or any  
22 disciplinary notes or anything such as that in what  
23 I was given.

24 MS. WHIRLEY:

25 : How many

1 officer involved shootings occurred in Ferguson say  
2 in the last ten years?

3 **A** Last ten years?

4 : Yeah?

5 **A** I believe one, maybe two.

6 : So they're a rare  
7 occurrence and not an every day --

8 **A** They are very rare occurrence, sir.

9 : Okay. Thank you.

10 : Is it  
11 standard procedure basically for only one officer to  
12 be on patrol at any given time by themselves or do you  
13 do double duty where there is two officers so you  
14 have a ready backup in case of a situation that  
15 inflames?

16 **A** On a perfect day I would have seven  
17 officers out there.

18 : Uh-huh.

19 **A** I have four assigned sectors, which would  
20 be three cover cars to assist plus myself.

21 : Uh-huh.

22 **A** So basically we would have two officers  
23 respond to most every call depending on what the  
24 call is naturally.

25 : Yes, ma'am.

1 : . I just need  
2 clarification. Did Officer Wilson have blood on his  
3 hands?

4 **A** I did not see any blood.

5 : Okay. In the written, in  
6 the recorded statement we learned that he washed his  
7 hands because there was blood on them and he was  
8 checking for injury or the spread of infection?

9 **A** Whose recorded statement?

10 : Your recorded statement.

11 **A** It had to be something I learned after  
12 that day.

13 : All right, thank you.

14 : . Also to  
15 clarify. I want to make sure when you told Officer  
16 Darren Wilson to get in your vehicle and go back to  
17 the Ferguson Police Department, at that time he was  
18 still currently wearing his uniform he had on at the  
19 time of the incident and his gun was with him when  
20 he went back to Ferguson?

21 **A** His sidearm, yes, he carried his side arm  
22 back to Ferguson holstered.

23 : And at that point, I  
24 guess, you were at the scene, you wouldn't have  
25 known what happened to that gun or who would have

1 processed it or his clothes or anything because you  
2 were at the scene?

3 **A** At that point in time, no, sir, I would  
4 not know.

5 : Okay.

6 MS. ALIZADEH: Any other questions?

7 MS. WHIRLEY: I just have one. Whose  
8 decision was it to call county in to investigate?

9 **A** It was the chief of police's decision.

10 **Q** (By Ms. Whirley) This is pretty standard  
11 when there is a shooting, you say you have been  
12 involved in a few shootings, do you generally have  
13 another department investigate it or do you  
14 investigate it yourselves?

15 **A** One of the previous, or the one, I should  
16 say the two that I investigated, we investigated  
17 them. This one, well, the first two were only, they  
18 were not mortal wounds, they weren't fatalities.

19 I believe the chief made that  
20 decision because of, it would be better to have an  
21 outside agency such as county or state police to do  
22 the investigation to show that we were not trying to  
23 hide or cover up anything.

24 MS. WHIRLEY: Okay.

25 **Q** (By Ms. Alizadeh) Sergeant I know

1 you've said to me at least before, I can't remember  
2 if you testified today that you don't recall what  
3 time you got up to the scene, the time it was?

4 **A** Correct.

5 **Q** But assuming that we know that the  
6 shooting occurred somewhere like a quarter after  
7 noon, give or take a few minutes, but I'm just  
8 trying to use that as a reference, how long was it  
9 before you saw county officers responding up at the  
10 scene?

11 **A** Uh, I believe the first one arrived on the  
12 scene anywhere from an hour to an hour 15.

13 **Q** So were you privy to the decision to call  
14 county into the investigation, were you talking with  
15 the superiors when that decision was made?

16 **A** No, ma'am.

17 **Q** So whoever made that decision, you don't  
18 know when that decision was made?

19 **A** That is correct.

20 **Q** But you were at the scene for about an  
21 hour to an hour and a half you said?

22 **A** Hour 15, yeah.

23 **Q** Before you saw county arrive?

24 **A** Correct.

25 MS. WHIRLEY: I have one last question.

1 In your statement to, I guess it was Officer  
2 who did you give a statement to that was  
3 recorded?

4 **A** Detective

5 MS. WHIRLEY: Okay.

6 **A** And, I believe, Detective

7 MS. WHIRLEY: Okay. I believe you said in  
8 that statement that Officer Wilson told you that  
9 Michael Brown took off running and then he stopped  
10 and raised his arms and charged him?

11 **A** Yes, ma'am.

12 MS. WHIRLEY: Did he indicate to you how  
13 he raised his arms, how Michael Brown raised his  
14 arms?

15 **A** May I stand up?

16 MS. WHIRLEY: Sure.

17 **A** It was like this, like he was going to  
18 charge at him. (indicating)

19 MS. WHIRLEY: Okay. So he raised his arm  
20 in a charging motion?

21 **A** Correct.

22 MS. WHIRLEY: Did he say at that time he  
23 shot him?

24 **A** He told me when he took the step forward.

25 MS. WHIRLEY: He shot him.



1 want to ask you, is there anything that you think  
2 this grand jury should know about this incident or  
3 that you know that maybe we didn't ask you. I don't  
4 want anybody walking away from here saying well,  
5 they never asked me that or anything like that. Is  
6 there anything that you think would be important for  
7 this grand jury to know that you haven't told them  
8 yet?

9           **A**       I've worked with Officer Wilson for two  
10 and a half years. He's been under my supervision  
11 that long.

12                         Darren is a very easy going  
13 individual, always has a smile on his face. Doesn't  
14 go trying to start trouble or look for trouble, does  
15 a good job.

16                         I have very little supervisory hours  
17 dedicated to Darren Wilson. He knows his job very  
18 well and he does it very well.

19                         My opinion, put in this  
20 circumstances, I don't know what I would have done.  
21 I probably would have done the same thing.

22                         So, I mean, Darren did not just all  
23 of the sudden go from trying to chase this guy down  
24 and take him into custody to deciding just to shoot  
25 him because. So, I mean, Darren is a good officer.

1 MS. ALIZADEH: Anybody have anything else  
2 that they want to him?

3 All right, thank you Sergeant  
4 (Completion of Sergeant testimony.)

5  
6 of lawful age, having been first duly sworn to  
7 testify the truth, the whole truth, and  
8 nothing but the truth in the case aforesaid,  
9 deposes and says in reply to oral  
10 interrogatories, propounded as follows, to-wit:

11 EXAMINATION

12 BY MS. WHIRLEY:

13 Q Detective, spell your name for the court  
14 reporter, please?

15 A

16

17 Q All right. Detective you are a  
18 police officer with St. Louis County Police  
19 Department; is that correct?

20 A That is correct.

21 Q How long have you been a police officer?

22 A Approximately eight years.

23 Q And you are currently a detective, so how  
24 long have you been a detective?

25 A Two and a half years as a detective.