

TRANSCRIPT OF VIDEOTAPED INTERVIEW

TYLER BROCKMAN  
APRIL 29, 2014

TERRI PORTER - REPORTER  
CJV REPORTING COMPANY  
130 DUDLEY ROAD, SUITE 170  
EDGEWOOD, KENTUCKY 41017  
(859) 581-9794  
FAX (859) 581-6899

1 Q So this is a criminal  
 2 investigation where I'm investigating two things,  
 3 one, an assault case where you're the victim?  
 4 A Uh-huh.  
 5 Q And another case that's a  
 6 death investigation. So with that, this is a  
 7 criminal investigation and not an administrative  
 8 investigation so you're entitled to these rights.  
 9 We're at the Boone County Sheriff's Office,  
 10 today's April 29, 2014, it's 9:39 a.m. Before we  
 11 ask you any questions you must know your rights.  
 12 You have the right to remain silent. Anything  
 13 you say can be used against you in court. You  
 14 have the right to talk to a lawyer for advice  
 15 before we ask you any questions and have one with  
 16 you during questioning. If you cannot afford a  
 17 lawyer one will be appointed to you before any  
 18 questions if you wish. If you decide to answer  
 19 any questions now without a lawyer present you  
 20 will still have the right to stop answering at  
 21 any time. You also have the right to stop  
 22 answering at any time until you talk to a lawyer.  
 23 Do you understand those?  
 24 A Yes, sir.

INTERVIEW OF TYLER BROCKMAN  
DISK ONE OF TWO  
APRIL 29, 2014 9:37 A.M.

PRESENT: DETECTIVE JIM WAGNER  
DEPUTY TYLER BROCKMAN  
PHILIP TALIAFERRO, ESQ.  
TOM SZURLINSKI, ESQ.

BY DETECTIVE JIM WAGNER:

Q In fairness, I'm not going to  
question your intelligence like you don't know  
Miranda and I'm not going to -- But just for,  
just the purpose for me giving you Miranda is,  
one, it, you have your rights, you know what they  
are, these two gentlemen are here?

A Yes, sir.

Q But at the same time,  
literally, I need to separate what I, what I'm  
here for --

A Uh-huh.

Q -- from the things that could  
come in the future?

A Yes, sir.

Q If you understand those  
 please sign here that you understand them. Do  
 you have any questions of me about that?  
 A No, sir.  
 Q This is a waiver of my  
 rights -- And I understand that your, your  
 attorneys are present so this will, this will,  
 these are still your rights no matter what. But  
 they're, they're present. I know it says I do  
 not want a lawyer at this time within it but,  
 obviously, they're here.  
 A Yes, sir.  
 Q I read the statement of my  
 rights and I understand what my rights are. I'm  
 willing to make a statement and answer questions.  
 I do not want a lawyer at this time. I  
 understand and know what I'm doing. No promises  
 or threats have been made to me, no pressure or  
 coercion of any kind has been (inaudible.) I'm  
 going to note on here, I'm just going to cross  
 out this line that says I don't want a lawyer at  
 this time since they're here.  
 A Yes, sir.  
 Q (Inaudible) -- you guys --

1           LAWYER: Absolutely.  
2           Q     And then if you agree with  
3 everything else --  
4           A     Yes, sir.  
5           Q     If you understand  
6 (inaudible.)  
7           A     (Writing.)  
8           Q     Thank you. I know you're, I  
9 know you're injured.  
10          A     Well --  
11          Q     Are you willing to talk to me  
12 about these incidents?  
13          A     Yes, sir. Yes, sir.  
14          Q     I know you're injured and,  
15 and this might be a great shot, I don't know the  
16 severity?  
17          A     Uh-huh.  
18          Q     I really don't?  
19          A     Okay.  
20          Q     So I want to ask you about  
21 this in just a minute but, in all fairness, with  
22 your injuries are you on any medication that  
23 would limit you from --  
24

1           A     Hundred percent --  
2           Q     -- (inaudible?)  
3           A     Hundred percent comfortable  
4 with that.  
5           Q     What injuries did you  
6 sustain?  
7           A     That I know of so far, I've  
8 broken the right side of my foot. They said on  
9 top of that they're not sure if there's ligament  
10 damage. They only x-rayed my foot because at the  
11 time while at the hospital that's what I couldn't  
12 walk on, and while I was on the scene that was my  
13 greatest concern, was my leg. They said as I  
14 woke up the next day to start documenting further  
15 pains that I'm feeling. And then when I go to  
16 the orthopaedic doctor today they will do  
17 further, I don't know if x-rays of other parts  
18 that are hurting.  
19           A     But now, I mean as you can see, my foot  
20 is very bruised all the way up. Pretty much  
21 hurts all the way to the knee, my shin, my shin  
22 all the way to my knee. My shoulder hurts. I've  
23 got a decent bruise on my left knee, it started  
24 to get down. But there was bruises over here

1           A     The last time I took medicine  
2 was when I woke up in the middle of the night and  
3 I was unable to sleep, I took it again. Once I  
4 woke up for the morning I knew that I was going  
5 to have this so I did not want to take any  
6 medication because I didn't want to be under the  
7 influence of something while I spoke with you.  
8           Q     Can I ask you what, what you  
9 took?  
10          A     It was oxycodone, I believe  
11 it is. I've actually got a list of my  
12 medications. Oxycodone. And then throughout the  
13 previous night there was the alprazolam for  
14 anxiety. Believe there was one more that I used  
15 to help me get to sleep, he said take at  
16 9:00 p.m. the night before you go to bed just to  
17 start getting in your system to help you go to  
18 sleep.  
19          Q     And if, I'm sure we're going  
20 to kind of go through the chronology for a couple  
21 of days so why don't we go back over that again?  
22          A     Okay.  
23          Q     And my question to you is do  
24 you feel comfortable answering questions --

1           A     that I had pictures of. And then just random  
2 scrapes throughout the body. But my most severe  
3 injury is the broken foot that they confirmed  
4 was, was broken.  
5           Q     Okay, with your permission  
6 I'd like to have one of the crime scene guys that  
7 takes better pictures than I do --  
8           A     And me.  
9           Q     -- photograph those later on?  
10          A     Yes, sir.  
11          Q     Okay. And, also, I would  
12 like, I would like to support the case that I'm  
13 putting together and I'd like to ask your  
14 permission at some point for any medical records  
15 that --  
16          A     Be more than happy to give  
17 them to you.  
18          Q     Have you had an opportunity  
19 to review the statement you gave the other night?  
20          A     As in my use of force?  
21          Q     Yes.  
22          A     Yes, I have.  
23          Q     Do you, do you still, do you  
24 still feel this is a fair and accurate --

1 A I think it's a --  
 2 Q -- representation --  
 3 A -- very, very accurate  
 4 representation.  
 5 Q Have you had an opportunity  
 6 to view the video that I, that I had Brian  
 7 Cochran bring to you yesterday?  
 8 A I have. I both viewed it on  
 9 the disk that you provided and I saw the short  
 10 clip on the news media.  
 11 Q Okay?  
 12 A That they provided.  
 13 Q And I didn't, I'll be honest  
 14 with you, I didn't watch any news between  
 15 yesterday and today purposely so --  
 16 A Uh-huh, yes.  
 17 Q -- so didn't, I really  
 18 didn't, I don't, I don't know what cut they had  
 19 of it.  
 20 A And they, they had a much  
 21 shorter cut and they, I could tell that, and  
 22 we'll get in to it later --  
 23 Q Sure.  
 24

1 A Yes, sir.  
 2 Q On Friday you were on, were  
 3 you on third shift that night?  
 4 A That night I was on third  
 5 shift.  
 6 Q Okay?  
 7 A It was my first night back, I  
 8 believe, on third shift because the previous week  
 9 I'd been doing day shift interdiction with the  
 10 (inaudible) team or the traffic unit.  
 11 Q And my question is going to  
 12 revolve around drug and alcohol use. I'm not  
 13 asking about, currently asking about medications  
 14 that were prescribed to you as a result of  
 15 injuries?  
 16 A Yes.  
 17 Q Other than those were you on  
 18 any prescription medication?  
 19 A Yes, I was on one  
 20 prescription medication. That prescription  
 21 medication the doctor gave me for the reason of  
 22 being, jumping back and forth from shifts. It  
 23 was the alprazolam that they give me to go to  
 24 sleep and I used the previous day to go to sleep.

1 A But they did cut out about a  
 2 minute of when she drove past me to where the  
 3 vehicle started smoking, which we'll talk about  
 4 that later. But I do know they had an edited  
 5 version compared to the full version I saw.  
 6 Q Okay. Did Brian Cochran drop  
 7 that off --  
 8 A It was --  
 9 Q -- at or around, minutes,  
 10 about around 4:00 yesterday?  
 11 A I would assume so. As soon  
 12 as they said they were on their way over they  
 13 were, they were there.  
 14 Q Okay. I have a couple  
 15 questions that are, that are general?  
 16 A Yes, sir.  
 17 Q Before we get in to the  
 18 incident how I'd like to start out is do you, and  
 19 this is going to seem ridiculous, but --  
 20 A Ask away.  
 21 Q Prior to the incident --  
 22 A Uh-huh.  
 23 Q -- and prior, let's just say  
 24 prior to reporting to the shift?

1 Q Okay?  
 2 A And that was the only drug.  
 3 Q And when would it have been  
 4 that you would have taken the alprazolam?  
 5 A Some time in the very early  
 6 morning hours because I was trying to stay up as  
 7 late as I could in the night because I knew I was  
 8 going to third shift the next night and I had  
 9 been on the day shift schedule. So I wouldn't  
 10 know the exact hour but I tried to stay up as  
 11 long as I could. And then I was like I really  
 12 need to go to sleep now, I took the medicine,  
 13 went to sleep. And then throughout the day I  
 14 just slept on and off throughout the day.  
 15 Q So this would have been early  
 16 morning hours on Friday?  
 17 A Yes, early morning hours on,  
 18 if the incident happened Saturday morning, yes,  
 19 early, early morning hours of Friday.  
 20 Q Okay.  
 21 A That would be correct.  
 22 Q And if you were to guess,  
 23 would it have been like between midnight and 6:00  
 24 or have you got a --

1 A Yes. Somewhere in that time,  
2 somewhere in that time frame.  
3 Q Is there, is there a way to  
4 narrow that down any more than that or --  
5 A I mean it was probably closer  
6 to 6:00.  
7 Q Okay?  
8 A Because I know it was  
9 later --  
10 Q And I understand what you're  
11 saying --  
12 A Yes.  
13 Q -- what your thought process  
14 was?  
15 A Yes. I'm, I couldn't give  
16 you an exact time but I would say it was closer  
17 to 6:00 than midnight.  
18 Q Other than the alprazolam was  
19 there anything, any other medicine?  
20 A No, sir.  
21 Q Is there, is there, was there  
22 any other drug in your system other than what was  
23 prescribed?  
24

1 A No, sir. Except for the  
2 stuff they pumped me full of at the hospital but  
3 other than that --  
4 Q Yeah?  
5 A The only other thing that  
6 they give me, I think I have a blood pressure  
7 medicine. I do not believe I took it that day  
8 because I have been mountain biking a lot so the  
9 doctor said when, due to mountain biking try not  
10 to take it and see if it does lower your blood  
11 pressure. So I don't believe that was taken that  
12 day but that is also prescribed to me. Those are  
13 the only medications.  
14 Q And are you prescribed any  
15 other ones other than the alprazolam and --  
16 A Drysol which is something  
17 just for sweating. You rub it on just to, it's  
18 basically a antiperspirant. But I use that very  
19 rarely and it's just to keep from your armpits  
20 sweating or other things like that.  
21 Q So other than alprazolam and  
22 your blood pressure meds and your Drysol --  
23 A Dry, whatever it's called,  
24 Drysol, that is it.

1 Q Okay. And other than those  
2 three things is there any, was there anything in  
3 your system --  
4 A No, sir.  
5 Q -- prior to the incident, no  
6 other drug whether it be legal or illegal?  
7 A Absolutely not.  
8 Q What about alcohol?  
9 A No, there would have not been  
10 any.  
11 Q Okay. Do you know when the  
12 last time you drank alcohol was that preceded the  
13 incident?  
14 A Probably the day, the day  
15 prior to that I may have had a beer.  
16 Q Singular, one?  
17 A Singular, one.  
18 Q Okay. Before that have you  
19 reached the level of intoxication in the past  
20 week with alcohol?  
21 A Oh, no.  
22 Q Let's go back to (inaudible)  
23 my days run together, I know yours are.  
24

1 A Especially on third shift,  
2 takes up two days.  
3 Q (Inaudible) -- so here we  
4 are --  
5 A Do you mind if I pull up my  
6 calendar?  
7 Q No, I don't.  
8 A Okay?  
9 Q I don't at all.  
10 (Inaudible) -- Friday, Friday's the 25th.  
11 Saturday's the 26th.  
12 A Yes. Friday, I believe the,  
13 that was when Mandy was returning from Phoenix.  
14 And I believe they, was Friday. Yeah, Friday I  
15 went in to work, actually, ten o'clock that night  
16 because I had adjustment time.  
17 Q Friday you went in to work at  
18 10:00?  
19 A I believe it was 10:00 p.m.  
20 that night.  
21 Q And what shift did you work  
22 that day?  
23 A That was third shift.  
24

1 Q So you worked from 10:00 to  
2 7:00?  
3 A It would have been 10:00 till  
4 7:00 which I guess that led us in to Saturday  
5 morning which is when the incident happened.  
6 Q What was your, what was the  
7 last shift you worked before that shift on  
8 Friday?  
9 A Let's see, it would have  
10 been, I'm off Monday, Tuesday, Wednesday.  
11 Thursday they also gave me a adjustment day  
12 because on Wednesday, Wednesday we did a drug  
13 inter, or a drug sweep at Boone County High  
14 School. So we had a four-hour drug sweep at  
15 Boone County High School on Wednesday the 23rd.  
16 And that's typically an RDO but I was scheduled  
17 to work that day.  
18 Q So what was your hours that  
19 day, about?  
20 A We came in around 12:00, I  
21 believe the search started at about one o'clock.  
22 Q 12:00 to 4:00-ish?  
23 A Roughly, between all of our  
24 paperwork, yes, sir.

1 Q So, okay, that's good. Now I  
2 think I understand, now I know what question I  
3 wanted to ask. So from the time you left your  
4 drug sweep shift --  
5 A 23rd.  
6 Q -- on Wednesday the 23rd?  
7 A Uh-huh.  
8 Q Which would have been  
9 somewhere in the late afternoon?  
10 A Yes.  
11 Q The next time you reported to  
12 a shift was --  
13 A Friday night.  
14 Q Friday at 10:00?  
15 A At 10:00 p.m. Which I  
16 actually, actually came out about 9:20 because I  
17 was going to go fill my gas tank up. And even  
18 though they told me to report at 10:00 there was  
19 a call that needed a dog, they thought, right off  
20 the bat. So I, I probably started about 9:20,  
21 9:30, but I wasn't scheduled until 10:00.  
22 Q Right.  
23 A And I believe also on Friday  
24 before at, let's see, Friday at two o'clock I had

1 a meeting with the Commonwealth as I had a,  
2 Monday I was supposed to have a circuit court  
3 suppression hearing.  
4 Q Uh-huh?  
5 A So I did also spend time at  
6 the Commonwealth's office which is why they told  
7 me I could come in later that night, for the  
8 adjustment.  
9 Q Okay. All right, good. I'm  
10 going to rip this out so I can look at it as we  
11 go. And if you get confused on the day please  
12 look at, look at my --  
13 A Yes, sir.  
14 Q -- calendar, your calendar or  
15 whatever we need so we can kind of move forward.  
16 Let's see, Thursday, do you have any idea what  
17 you did on Thursday?  
18 A I believe I, I know I was  
19 trying to get everything set up for Mandy before  
20 she got home from Phoenix. So my entire week was  
21 dedicated to buying comforters for the house. I  
22 was really just trying to surprise her when she  
23 got home. I believe I, I think, I don't know if  
24 Thursday was the day I installed the light

1 fixture in the house. But I've done everything  
2 from install a light fixture, I dug out the side  
3 yard and put stones in the ground, for walking  
4 stones. I was mulching, I was cutting the grass.  
5 I went up and got, Mandy, she's part of a wine  
6 club from Cooper's Hawk.  
7 Q A what club?  
8 A A wine club.  
9 Q Oh?  
10 A Cooper's Hawk. And every  
11 month they'll give her two bottles of wine. This  
12 is actually the first one that we've been a part  
13 of it. So I ended up driving up there to get  
14 that. Like I said, I'm not sure which days those  
15 were all, all I know is I had a honey-do list of  
16 about 15 things to do.  
17 Q If mom ain't happy ain't  
18 nobody happy?  
19 A Absolutely. So I had, I had  
20 run around and done that. But I do know I rode  
21 my, on Thursday I did ride my, I can actually  
22 tell you the time, I want to make sure I'm not  
23 saying the wrong thing. Because I keep a track  
24 of my workouts and mountain biking. On Thursday,

1 what date would Thursday be?  
 2 Q 24th.  
 3 A 24th, history. April 24th I  
 4 rode eight miles on my bicycle starting at, I  
 5 believe, 1645. And the duration is an hour and  
 6 fourteen minutes. And that was at Idlewild Park.  
 7 Q Okay. So and I'm going to  
 8 pick back up from exactly there in just a second?  
 9 A Okay.  
 10 Q But so I keep straight in my  
 11 mind, when did Mandy get home?  
 12 A Mandy got home on Friday at,  
 13 I've got her flight details right here. Friday  
 14 the 25th Mandy arrived home, this says 5:00. I  
 15 believe around 5:30 or so after, I think she may  
 16 have had a delay but my, my mother picked her up,  
 17 actually, because she wanted me to be able to  
 18 sleep as much as possible before I went in to  
 19 third shift.  
 20 Q (Inaudible?)  
 21 A Yes, sir.  
 22 Q So after you get done riding,  
 23 mountain biking on Thursday --  
 24 A Uh-huh.

1 Q You ride for an hour and  
 2 fourteen minutes?  
 3 A Roughly.  
 4 Q What do you do after that?  
 5 A I think that day I just went  
 6 home. A couple of us talked about going out but  
 7 I said I was too tired. I think, I really think  
 8 I stayed home that night. Nothing stands out  
 9 that I went anywhere.  
 10 Q Were you by yourself?  
 11 A Yes, sir.  
 12 Q Do you have kids?  
 13 A No, sir. My two dogs.  
 14 Q Two dogs?  
 15 A Those are my kids.  
 16 Q So you stayed home?  
 17 A Uh-huh.  
 18 Q That would, do you have any  
 19 approximate or an idea of when you went to bed?  
 20 A I know that on Thursday it  
 21 was an earlier, because I believe I started  
 22 watching Anchorman II and I thought it was a  
 23 horrible movie so I fell asleep. But I believe  
 24 that night was before, let's see, Thursday would

1 have been, Thursday I dozed off (inaudible) I was  
 2 trying to stay awake as long as possible until  
 3 the early morning hours of Friday. Sorry, this  
 4 whole jumping --  
 5 Q No, I'm with you, trust me,  
 6 that's why I --  
 7 A Yeah. I worked Friday night  
 8 so Thursday, I really wouldn't know what time I  
 9 fell asleep on Thursday.  
 10 Q Do you have any idea when you  
 11 woke up Friday morning?  
 12 A It was enough that I know I  
 13 just got a nap which is why I took the medicine  
 14 Friday morning between 6:00-7:00, somewhere  
 15 around there, to go to sleep for most of the day  
 16 so I could be ready for that night.  
 17 Q So 6:00-7:00, 6:00 or 7:00 in  
 18 the morning on Friday and after you, what time  
 19 did you get up after that do you think?  
 20 A I don't know, not a clue.  
 21 Q I mean would you, would you  
 22 estimate the afternoon or, or --  
 23 A I mean we got the blackout  
 24 blinds in our bedroom now so I just know that

1 every time I woke and I'd see a little bit of sun  
 2 and I'd try to go back to bed. (Inaudible) --  
 3 when I was awake I know would, after I, once I'd  
 4 go downstairs and let the dogs out. Because I  
 5 have to make sure, because I always try to feed  
 6 the dogs on a normal schedule so it doesn't throw  
 7 Frazier off when he's in the cruiser and flip his  
 8 stomach. So at some point probably in the  
 9 morning I fed him, not exactly sure what time  
 10 that was. About an hour after that I'll let him  
 11 go to the bathroom. Come back in, I know I go  
 12 back to sleep.  
 13 Q Did you actually, and just to  
 14 clarify this, did you actually sleep from the  
 15 overnight period on Thursday, did you sleep  
 16 Thursday night and got up for a while and then  
 17 took a nap Friday morning like --  
 18 A Friday morning was my --  
 19 Q (Inaudible) you stay --  
 20 A Yes.  
 21 Q Thursday night?  
 22 A Thursday night was more of a  
 23 nap, like an on and off, then Friday I was trying  
 24 to sleep for a third shift.

1 Q And then the next thing on  
2 Friday that you would have did when you left, did  
3 you, did you go anywhere other than straight to  
4 the Commonwealth's office?

5 A Trying to think if I went to  
6 the gun store that day. (Inaudible.) No, I  
7 think that the Commonwealth was -- Let me make  
8 sure I didn't ride my bike that day also in the  
9 morning, or in the afternoon. I know I went to  
10 the Commonwealth. And then, no, I did not ride  
11 anything on the 23rd.

12 Q Okay?

13 A So the Commonwealth was the  
14 only thing I would have done outside of the  
15 house.

16 Q Which was at or around 2:00?

17 A Would have been two o'clock.  
18 And then after that I know I went back home and  
19 tried to get a little bit more sleep.

20 Q Okay. So after you left the  
21 Commonwealth you went straight home?

22 A Uh-huh. I believe, actually,  
23 right before the Commonwealth I think I swung up,  
24 like 15 minutes before, and got some Chinese food

1 at House of Tang, now that I'm, and this is my  
2 lunch.

3 Q Okay, was it House of Tang  
4 after the Commonwealth?

5 A Before.

6 Q Oh, before?

7 A Before the Commonwealth. And  
8 then I went straight to the Commonwealth. Then  
9 after the Commonwealth is when I went home.

10 Q Do you have any idea what  
11 time you got home?

12 A Roughly an hour after I had  
13 met, met at the Commonwealth.

14 Q So around 3:00 in the  
15 afternoon?

16 A Approximately.

17 Q And I'm good with  
18 approximates --

19 A Yeah.

20 Q I understand.

21 A Yeah, it's --

22 Q So, okay, so it's  
23 approximately three o'clock?

24 A Uh-huh.

1 Q And do you do anything or do  
2 you take a nap next or --

3 A Try to, try to take a nap  
4 which probably involved a lot of, which I know  
5 involved a lot of just rolling around.

6 Q Yeah?

7 A Because my body was going,  
8 hey, we just got done with first shift, drug  
9 search and first-shift interdiction the  
10 (inaudible) before.

11 Q So do you know, do you know  
12 approximately what time you got (inaudible) --

13 A I do not because there was  
14 probably multiple doze off 30 minutes, wake up,  
15 watch some TV, doze off 30 minutes.

16 Q Okay. So after that do you  
17 do anything else before you get ready for work?

18 A I do not.

19 Q Okay?

20 A Except say hello to my wife  
21 when she got home and --

22 Q Okay. And who did you say  
23 picked her up?

24 A My mother, Candy Brockman.

1 Q So you get ready for work and  
2 you go in to work --

3 A Earlier than I was supposed  
4 to, but I fill the gas tank and -- Because I was  
5 going to try to even run in to get a roster. But  
6 then I don't know what the call was but they  
7 dispatched a call and I said if no one else is  
8 available I'll go and head south. And I know I  
9 originally started going south to Richwood  
10 because Tanner, because we had two dogs out that  
11 night and Tanner wrote me and said, once I got  
12 south Tanner goes would you mind switching me and  
13 being the north dog, I been north all night and  
14 I'd like to get south, work this kind  
15 (inaudible.) And I said that's no problem at  
16 all, I've got some investigation to do on [REDACTED]  
17 [REDACTED] anyway.

18 Q Okay. So you leave for work,  
19 go to work at roughly 9:00, 9:20 p.m.?

20 A 9:20, 9:30, yes, sir.

21 Q Up until this point when you  
22 report to work --

23 A Uh-huh.  
24

1 Q In the past few days during  
 2 this time period everything good, anything going  
 3 on?  
 4 A No.  
 5 Q No (inaudible) --  
 6 A No.  
 7 Q -- interactions, no fight  
 8 with the Mrs., no --  
 9 A No. I mean she was, she was  
 10 gone for a week and, as a matter of fact, and I  
 11 had missed her because the first day it's like,  
 12 oh, the wife's gone -- The first day it's like,  
 13 oh, the wife's gone, I got the whole bed to  
 14 myself, the dogs can cuddle up with me. And  
 15 then, obviously, by day two and three I'm like  
 16 I'd rather cuddle with my wife --  
 17 Q Yeah, right.  
 18 A -- than with the dogs. So,  
 19 no, everything, everything was going great, no  
 20 complaints. I was happy that I was getting stuff  
 21 done around the house. My dad kept coming over  
 22 and was like, wow, you've really done a lot  
 23 around this house. And I'm like I'm pretty proud  
 24 because my dad's the engineer and when he saw

1 A Started off, I don't really  
 2 remember the calls when I was going down south, I  
 3 know there was quite a few calls. I had been  
 4 dealing with the, the CRU and they'd been giving  
 5 me quite a few drug tips. Usually when they get  
 6 a drug tip they like to hand it to me because  
 7 they know without a doubt I'm going to run with  
 8 it, I'm going to find out what I can do with it  
 9 and handle it.  
 10 So they had sent me an e-mail and I had  
 11 actually been called in and had a meeting with  
 12 them previous, actually, it was the day of the  
 13 drug search. I came in an hour even before the  
 14 drug search to have a meeting with them  
 15 specifically about what they were going to want  
 16 me to try to do on Friday, Saturday, Thursday,  
 17 Friday, Saturday nights whenever I worked. So I  
 18 had an hour meeting with Deputy Taylor, Sergeant  
 19 Stallsworth, Deputy Phillips and Deputy Schepis.  
 20 And one of the complaints was on [REDACTED] so  
 21 that night that was my goal, I wanted to just  
 22 kind of hang around the [REDACTED] area.  
 23 So I called Deputy Hehman and Deputy  
 24 Hehman, because he also knew about this drug

1 that I was able to install the light fixture and  
 2 all the stuff he's like maybe some of me did rub  
 3 off on you.  
 4 Q Proud. Everything went good  
 5 with the search at, which was it, which school  
 6 was it?  
 7 A Boone County High School.  
 8 That search went great.  
 9 Q Okay?  
 10 A We located a vehicle that we  
 11 hit narcotics on, my dog actually did. And then  
 12 we ran another one just to make sure because  
 13 they'd been searching for a while and dog hit on  
 14 it too. And I'm not sure what the school  
 15 administer, school administrators ultimately  
 16 ended up doing with the car. I know the kid told  
 17 us he ended up smoking weed in there. But as you  
 18 know, we're not allowed to search the car because  
 19 it's the administrator's duty.  
 20 Q Okay. So you report to work  
 21 9:20?  
 22 A Uh-huh.  
 23 Q Tell me, tell me about your  
 24 shift?

1 complaint because I believe somebody had flipped  
 2 or given him information, so I called him. I  
 3 said, hey, would you like to go do a foot patrol  
 4 on [REDACTED]. He goes absolutely. So we parked  
 5 our cars, I don't know the address, but off of  
 6 [REDACTED] because we didn't want to pull down  
 7 [REDACTED].  
 8 And we just merely did foot patrol,  
 9 walked up and down the street, heard some people  
 10 yelling from a house so we actually intervened in  
 11 what we thought was a verbal domestic, handled  
 12 that. It was just actually a dispute between the  
 13 neighbors. We calmed that down. And we, we  
 14 walked around for a good amount of time back  
 15 there. And I had let Lieutenant Reed know our  
 16 radios would probably be down so if we didn't  
 17 hear anything we're not in trouble, just to call  
 18 me on the cell phone, because we just didn't want  
 19 all of a sudden people hearing chirp and us  
 20 keying up.  
 21 So that's where, that was the last call  
 22 that I had taken place before the events actually  
 23 started unfolding. And Frazier was in the car at  
 24 that time too, we did foot patrol, just Dave



1     Hehman and me and (inaudible) and Frazier stayed  
2     in the vehicle. So that's when we get back to  
3     our cars and we're just kind of recapping what we  
4     saw, what we thought, what we were feeling about  
5     the situation. And we're like I guess we're  
6     going to have to let CRU know what we know and  
7     we'll go, we'll go from there.

8           Q     Your recap involved just --

9           A     Just what we, what we  
10     witnessed.

11          Q     Just you and him?

12          A     Just me and Hehman.

13          Q     Okay?

14          A     What we witnessed. And I  
15     said, well, I'll get with Deputy Hehman, or, I'm  
16     sorry, I'll get with CRU next time I, I speak  
17     with them. So as we're getting back into the car  
18     which is getting, it's not two o'clock yet but it  
19     may be 1:30, they start, they dispatch second  
20     shift to a, and it was a very confusing call, it  
21     said a truck has hit a deer, the truck is on  
22     Fawn, the deer's on Conrad or 237, the deer needs  
23     to be taken out of the way and he needs an  
24     accident report. And we're just sitting there

1     like why did he, why didn't he just stay with the  
2     deer.

3           And they dispatched second shift but  
4     being it's toward the end of second shift's call  
5     I get on the radio and said, hey, second shift  
6     can disregard, I'll go take care of it. Because  
7     I believe both third shift district four cars  
8     were on investigation follow ups. I believe  
9     Deputy Keipert was at the firehouse and I believe  
10    Deputy Conrad was at the office dealing with  
11    something that had happened prior.

12          So as I'm driving to that I guess  
13    Deputy Tanner in his car looked at pending notes,  
14    something that hadn't been dispatched yet, and he  
15    goes, dispatch, is there a call holding on River  
16    Road. And they're like, yes, there is. And he  
17    goes I'll take that. So I wrote Deputy Tanner  
18    and said did I miss something on the radio  
19    because I'm going to this accident and I can get  
20    River Road. And he goes, well, if third shift is  
21    all tied up doing their investigation follow ups  
22    and, apparently, there's somebody on River Road  
23    that was in another accident.  
24

1           So I read the notes and it said there  
2     was a black male outside of his car trying to  
3     stop cars frantically and waving his arm, looked  
4     very panicked. Well, I went that seems a little  
5     bit more important than a guy who hit a deer and  
6     he's apparently on Fawn Drive with no injuries.  
7     So I get on the radio and I say, dispatch, I will  
8     go back to the deer call but the call on River  
9     Road's more important, I will go to that first,  
10    and since I'm sort of -- That wasn't verbatim but  
11    that's why I let them know that I was going to go  
12    to that first.

13          So I start heading down there. So I'm  
14    driving up 237 or I go East End to 18, turn left  
15    on 237 and start heading up 237. Right when I  
16    get to Tanners Lane where I make a right-hand  
17    turn I notice a car full of juveniles, they  
18    appeared to be juveniles, hats on backwards I  
19    mean --

20          Q     Where was that?

21          A     Right as I was turning right  
22    onto Tanners and they were coming off Tanners, I  
23    believe, making a left onto 237 or southbound  
24    237.

1           Q     Give me one second?

2           A     Okay.

3           Q     Because I want to, I want to  
4     make sure I know the chronology of deputies  
5     where --

6           A     Okay.

7           Q     -- we're getting ready to  
8     talk about.

9           A     Okay.

10          Q     So you took the call from  
11    Tanner based on prior, based on priority?

12          A     Priority.

13          Q     Any subjects walking we're  
14    getting ready to talk about, again, it wasn't,  
15    this was a product of what you came across, not a  
16    police run or a police call through dispatch?

17          A     What I'm about to mention are  
18    just products of what I just crossed, crossing --

19          Q     Yes.

20          A     -- but (inaudible) still  
21    standing out in my mind.

22          Q     So you go to Tanner Road?

23          A     Go Tanner Road and start to  
24    travel down Tanner.

1 Q Which was, you make a right  
2 so you're traveling east?  
3 A Going to be east down Tanner.  
4 Q East. How far down do you  
5 think?  
6 A Well, I saw them right at the  
7 very top coming up off of Tanner.  
8 Q Oh, okay?  
9 A That's when I noticed the  
10 first car.  
11 Q Okay.  
12 A And every kid, I remember  
13 when I looked over at them, because usually I  
14 don't see that many kids.  
15 Q How many kids were there?  
16 A I, there had to have been at  
17 least four.  
18 Q Okay?  
19 A And they gave me that look  
20 like, it's the cops. But I'm trying to go to  
21 something else and, obviously, they haven't  
22 created a traffic infringement so I continued  
23 down. I believe I passed at least one more car  
24 that I saw kids in. But once again, I mean it

1 was just a car with kids, I've got nothing else.  
2 So I make a right --  
3 And, I'm sorry, when I got to the  
4 bottom of the hill I could hear cars revving, I  
5 heard screaming, part, I mean it sounded like  
6 there was a party going on. And I'd seen some  
7 cars coming from the 6661 address, or 661 side,  
8 I'm not going to say it was coming out of the  
9 address, but I saw cars over there whooping and  
10 hollering as I was making my right-hand turn.  
11 Q So you're making, well, let  
12 me ask you this?  
13 A Uh-huh.  
14 Q I'm going to back up one  
15 second then we'll come back to that spot. The  
16 four kids you saw, were they actually on River  
17 Road when you saw them?  
18 A Like there, there was four?  
19 Q If those four were on --  
20 A They were on Tanners Road.  
21 Q They were on Tanners?  
22 A Yes. So I, I don't, I can't  
23 say they were for sure coming from River Road.  
24 Q Right. Right?

1 A Because there are a couple  
2 pull offs.  
3 Q And then what you do here,  
4 when you said that the 66 --  
5 A 61.  
6 Q -- 61 side?  
7 A Uh-huh.  
8 Q Are you talking about the  
9 north side of River Road, the river side --  
10 A The river side of River Road.  
11 I heard --  
12 Q Okay, (inaudible) --  
13 A I heard commotion coming from  
14 that side.  
15 Q From the river side?  
16 A Yes.  
17 Q Okay.  
18 A But I continue to turn right  
19 and as, pretty much as soon as I turn right, I  
20 don't remember how many feet it is but there's a  
21 bridge, a little bridge that I guess water,  
22 tributary, runs underneath of, and I see a white  
23 male in I believe it was a blue shirt sitting on  
24 a rock. And I call dispatch and I said,

1 dispatch, I'm sorry, I'm going to have to divert,  
2 I've got a white male sitting on a rock right off  
3 the road.  
4 So I get out (inaudible) and I go, hey,  
5 how are you doing. And he goes, well, just  
6 trying to get to my car. I'm like, well, where's  
7 your car. He's like it's way down the road. I  
8 said, well, what are you doing here. And he  
9 goes, uh, just walking. And, okay, well, why are  
10 you walking. Well, I, I been, I been drinking.  
11 I'm like, okay, where are you coming from. He's  
12 like I'm coming from a party. And I said  
13 where's, well, where's that at. He's like, uh,  
14 it's down the road. Doesn't, doesn't tell me  
15 specifically where. At least I don't recall him  
16 specifically telling where.  
17 I know throughout the, or throughout  
18 the investigation multiple people said 6661. But  
19 he said, pointed in the direction of where I'd  
20 heard the commotion coming from originally. So  
21 at that point I call Deputy Hehman and I said --  
22 Q Did he say he'd been drinking  
23 or is that your (inaudible) --  
24

1 A I could, I could smell it. I  
2 (inaudible) if he said he'd had, he had a few  
3 beers.

4 Q Okay?

5 A So I called Deputy Hehman and  
6 I said you're going to need to come down here  
7 because I can't transport, whether we decide to  
8 give him a ride home, whether we decide to call  
9 his parents, I still need to get to this  
10 accident. So I stayed with him, didn't put him  
11 in handcuffs, just kind of talked with him on the  
12 side of the road. I remember his ID said he was  
13 from Caroline Williams Way. And, basically, just  
14 stood there and talked with him.

15 While I was talking with him I saw cars  
16 leaving from the area of 6661 and just people  
17 screaming out the window, whoooo, look, the cops,  
18 just screaming. And that's when I knew that,  
19 obviously, this is going to start turning in to  
20 something that we're going to need multiple cars.  
21 So as Deputy Hehman's coming down I called  
22 Lieutenant Reed on the phone and I said, hey,  
23 Lieutenant Reed, I said, I know we are busy, I  
24 was like, but we're going to need quite a few

1 cars down here because I'm out with this  
2 individual who says he came from a party, I'm  
3 still trying to get to an accident, I've got a  
4 feeling the accident's probably involved maybe  
5 somewhat with the party because of the amount of  
6 cars leaving. And he goes, okay, I'll be on my  
7 way. So Deputy Hehman, I don't know if he  
8 arrested him at this time but I left Deputy  
9 Hehman with the first kid that I encountered.

10 So I continue traveling east on River  
11 Road. When I get further down I see a black male  
12 walking in the eastbound lanes but he was walking  
13 westbound. So I initiate my equipment, I get  
14 out. I'm like, hey, sir, how you doing.

15 Q He's, he's walking eastbound?

16 A He's walking westbound in the  
17 eastbound lane. So he's walking toward me.

18 Q Okay?

19 A Walking toward the party  
20 area. And I said are you okay. And he goes,  
21 yeah, why. And I said were you involved in a car  
22 accident. And he said, no, but our car back  
23 there is out of gas, I'm walking to get gas. I'm  
24 like do you even know where the closest gas

1 station is. He's like, no, I just figured I'd  
2 walk on this road and I'd run in to a gas  
3 station. I said, okay, is anybody else with you.  
4 He's like, yeah, my buddy's passed out back in  
5 the car. And I'm like, oh, okay. And I'm like  
6 are you sure you're not in an accident and aren't  
7 hurt. He goes, no, I'm, I'm whatever.

8 And I said, well, I'll be honest, I can  
9 smell the alcohol on you, have you had a bunch to  
10 drink. And he, yeah, we came from a bar. And I  
11 said where were you coming from. He goes I'm  
12 coming from Campbell County. And I said where  
13 are you going. He goes we're going to Covington.  
14 I'm like do you have any idea where you were,  
15 are. And he goes no. I said Boone County. He's  
16 like (makes sound) didn't really know where Boone  
17 County was.

18 So at that point I got his  
19 identification cards. I let dispatch know and I  
20 asked for a status check to see if he was wanted  
21 or anything. Dispatch pretty quickly got back to  
22 me and said signal 30, he's got a warrant. And I  
23 believe they said it was for AI, resisting arrest  
24 and maybe fleeing.

1 Q And this guy's walking by  
2 himself?

3 A This guy's walking by  
4 himself. And this is while Lieutenant Reed is on  
5 his way to me because he knows that I'm out with  
6 another person walking.

7 Q And the guy that Hehman took,  
8 was he arrested?

9 A I think so. I can't say for  
10 sure and I'll get back to why I think he was here  
11 in a minute.

12 Q Okay.

13 A So this individual, as  
14 Lieutenant Reed's pulling up, I said, hey, man, I  
15 said, I'm going to be honest with you, you got a  
16 warrant, you're under arrest, I need you to turn  
17 around. And he goes you've been cool with me, I  
18 understand. Turns around, lets me put him in  
19 handcuffs, no problem. That's when Lieutenant  
20 Reed comes up. I said, hey, L-T, I was like,  
21 obviously, somebody else is going to need to put  
22 handcuffs on him and so I can have mine back so I  
23 can continue down to the accident. Lieutenant  
24 Reed tells, I believe he's already told Kotzbauer

1 to start heading our way and I believe he has  
2 told, and I think he's told Keipert to come our  
3 way.

4 So I don't know if, I don't know who  
5 came back, may have been Hehman came back and  
6 switched handcuffs out but I know, ultimately,  
7 they took the handcuffs off, my handcuffs off and  
8 put somebody else's handcuff on, off of him. And  
9 Lieutenant Reed goes, okay, Jason and you, Tyler,  
10 Deputy Keipert and Tyler, I want you to go down  
11 to the 6661 address because that number kept  
12 coming up through talking to people.

13 But with that said, another car comes  
14 flying down the road. And I forget if it was  
15 Lieutenant Reed or Deputy Keipert yells stop.  
16 They stopped, pulled up. I look in the window  
17 and it turns out it's one of my students that I  
18 used to teach at Cooper High School when I was a  
19 substitute for the Boone County School System.  
20 He was one of my students. And he was like, ah,  
21 Mr. Brockman. I said, hey, how are you doing.  
22 And I don't remember his name. He's a black  
23 male. He goes to Thomas More and I believe he  
24 either plays basketball or football but he did go

1 to Cooper High School. But I've, I've forgotten  
2 his name since then.

3 But he recognized me and I started  
4 talking to him and I said, hey, have you had  
5 anything to drink. He's like, no, I'm completely  
6 sober. Talking to him, seemed sober, I couldn't  
7 smell alcohol coming off of his breath. And I  
8 asked is there any weed in the car, just asking  
9 the question. And he goes, no, but everybody  
10 back at that party is smoking weed, everybody is  
11 drunk. I said okay. And once we determined that  
12 he was okay to leave, I said, Lieutenant Reed,  
13 he's good, I'm going to let him go and we let him  
14 go, so he continues on down the road.

15 So at that point Deputy Keipert and I  
16 begin heading --

17 Q (Inaudible.)

18 A (Inaudible) -- Deputy Keipert  
19 and I began headed, heading back, began heading  
20 back west toward the party. Well, sure enough,  
21 cars were passing us, we see more people in the  
22 road, stop with them. And I don't know how many  
23 more people we stopped with but I do remember  
24 stopping with a, two individuals and they said,

1 hey, have you seen Taylor. And I said was he  
2 wearing a blue shirt and they said yes. And I'm  
3 like, well, I think he's already under arrest.  
4 Because Deputy Hehman was still down there and  
5 said, hey, I've got a car full of people I've  
6 already arrested, you want me to put them in  
7 there with us.

8 Well, one of the individuals was sober,  
9 I had him EVT, even though he wasn't in a car I  
10 wanted to make sure he could get in to a car, all  
11 zeros. And then I said, well, what are you guys  
12 leaving for. He's like there's a fight,  
13 everyone's drunk, everyone's high, we're just  
14 trying to get out of here. So and we still had  
15 cars flying by and there was two points where  
16 Deputy Keipert had to yell slow down at a car  
17 passing and then I had to yell at a car that was  
18 passing, slow down. And because of that they  
19 even said one of my friends was killed down here.  
20 Whenever I guess the pedestrian was struck by, I  
21 don't know, was that a year or two or ago, I  
22 forget exactly --

23 Q Yeah, I don't know.

24

1 A -- when it was. But he, they  
2 referred to that and said, yeah, one of our  
3 friends was killed down here when a drunk driver  
4 hit them. And I said, okay. And because of that  
5 Keipert goes, you know, I'd feel safer if I drove  
6 them down to their car. And they said they were  
7 parked so far away because the field party was so  
8 big that there was no parking spots for it. So  
9 Deputy Keipert said I'll take them.

10 I said that's okay, I was like I'm just  
11 going to turn on my emergency equipment, just my,  
12 just my overhead lights, my red and blue lights,  
13 my strobes. And I was like I'm just going to  
14 roll up to the rest of the party, stop at the top  
15 of the driveway and at least start stopping  
16 people to figure out what's going on and start  
17 stopping.

18 Q Did you, these conversations  
19 that you had with the folks --

20 A Uh-huh.

21 Q -- on the, on the road  
22 like --

23 A Yes.

24

1 Q -- you were continuing to  
2 stop?  
3 A Uh-huh.  
4 Q Were, were they, were they, I  
5 guess you turned your lights on because I  
6 guess --  
7 A I believe my lights, every  
8 time I stopped my lights were on. Now I don't  
9 remember if I turned the front and back on for  
10 every one of those encounters. I know my back  
11 were at least on so somebody wouldn't come up and  
12 hit me.  
13 Q Uh-huh?  
14 A But I know rolling up to the  
15 party everything was on.  
16 Q So you had, so your video was  
17 rolling so some of those interactions are on  
18 video?  
19 A I would, I would believe so.  
20 I know the camera doesn't turn on unless the  
21 fronts are turned on so, like I said, with some  
22 of the interactions, I believe the first kid I  
23 dealt with I may have had my floods on and then  
24 just turned my rears on just to light up the road

1 so I don't know if that would have been recorded.  
2 I'm not, I mean I cannot say for sure which ones  
3 I activated all of my lights on.  
4 Q Would, would your audio be  
5 picking up?  
6 A My, my, I been on four,  
7 through four mics and none of them work.  
8 Q Okay. When --  
9 A Three to four mics, I mean,  
10 yeah. And then I've got it all documented that  
11 I've sent in requests saying my mic doesn't work,  
12 my mic still doesn't work.  
13 Q Who have you submitted those  
14 to?  
15 A I've submitted them to  
16 Sergeant Kotzbauer. I believe even at one point  
17 Major Steinborn was asking for them. And I  
18 believe I have some of them saved on my desktop  
19 showing that I've had problems with my mic and my  
20 computer camera system. Because there are some  
21 days when my camera system just doesn't record.  
22 Q Right?  
23 A And those are all documented  
24 which is why I'm glad that it at least recorded

1 to, this night.  
2 Q No, I understand. I was  
3 hoping, I was, I was just hoping some of that  
4 interaction --  
5 A Yes, and it, it may, it may.  
6 I'm not, I'm not exactly sure.  
7 Q So did you have a mic on that  
8 night?  
9 A No, because it doesn't work.  
10 And I, I was told if it doesn't work then it  
11 doesn't work. I mean it doesn't even charge.  
12 Q Okay?  
13 A So.  
14 Q So Keip's going to  
15 transport --  
16 A Keip's going to transport the  
17 two back to their vehicle and he says I will be  
18 right behind you, I'll be back as soon as  
19 possible. I said that is no problem whatsoever.  
20 So I turn on my overhead lights. And I'm not  
21 running a signal nine, I just got my lights on,  
22 first of all, to, if there, case there's more  
23 kids in the road, because there were kids walking  
24 all over. And second of all, I was still trying

1 to see exactly which house was the address so it  
2 helped to see.  
3 So, finally, right when I passed  
4 Tanners Road on the left I see that 6661 is one  
5 of the next driveways on the right. That's when  
6 I made sure my emergency equipment was on, I put  
7 it in park and I angled my car just so the  
8 headlights were facing, just to give me as much  
9 light on the scene as possible. There was one --  
10 Q Okay.  
11 A I was going to say, as I was  
12 rolling up the first car that was coming out of  
13 the driveway saw me coming up, he stopped. And  
14 when he stopped I get out of the car, I said,  
15 hey, put your window down. No problem, puts the  
16 window down. I said, hey, what's going on. He's  
17 like it's a big field party, everyone's drinking.  
18 And I said are you drinking. He goes no, sir.  
19 He said you can field sobriety test me, you can  
20 PVT me --  
21 Q Was this when you get out of  
22 your, when you get out of your car?  
23 A This is as soon as I get out  
24 of my car. There's, and there's other people

1 walking to cars so I'm trying to do as brief of a  
2 interview with him as possible because his --  
3 Sorry.

4 Q Yeah. River Road? (Looking  
5 at papers.)

6 A Uh-huh.

7 Q And I know, and let's just  
8 say this is where people are starting to come  
9 out?

10 A Yes.

11 Q Where did you interact with  
12 that guy, where was he parked at?

13 A My car was parked -- That's a  
14 terrible drawing but my car was parked at an  
15 angle this way and he was actually sitting --

16 Q Oh, okay?

17 A -- right in the driveway.

18 Lowered his window, I talked to him and he  
19 said I'm -- I mean I can, I mean you can just  
20 tell when you talk to people most of the time if  
21 they're under the influence, anything like that.  
22 He seemed super respectful, wasn't slurring any  
23 words. So I immediately looked at him, I said,  
24 okay, get on out of here. I remember taking my

1 hand and saying get on out of here. Soon as --  
2 And the reason I also did that is there  
3 was a second individual, there was a car parked,  
4 parked right here, and there was a male walking  
5 to that car. So as I tell him to get out here, I  
6 look at him, I said, hey, you, stop. And he  
7 goes, yes, sir. I mean very polite. And I said  
8 have you been drinking. I'm drunk. And I go how  
9 old are you. Twenty. And I said, okay, well,  
10 you're not allowed to get in that car, do not get  
11 in that car. He goes you have no problem, I will  
12 stand right here. And as that's happening --  
13 Sorry. That's when --

14 Q Do you want to take a break  
15 or use the restroom or anything or do you want  
16 something to drink before we go on?

17 A I'm, I'm okay.

18 MR. TALIAFERRO: Let's take a  
19 break.

20 DETECTIVE WAGNER: Sure.

21 A I'm okay, it's just now that  
22 we're getting to the --

23 MR. TALIAFERRO: Let's take a  
24 break.

1 (OFF THE RECORD FOR APPROXIMATELY 11 MINUTES.)  
2 BY DETECTIVE WAGNER:

3 Q Are you ready?

4 A Uh-huh.

5 Q If you want to --

6 A Yeah, if I could have that  
7 picture back just to kind of help.

8 Q Turn it however you want.  
9 We'll call this River, that's Tanner.

10 A Uh-huh. And this is 6661.

11 Q All right?

12 A So after I deal with the  
13 individual and he says he's not going to get back  
14 in his car I see this car coming up the driveway  
15 full of occupants. And at that point I'm  
16 thinking she's going to stop just like the first  
17 car that stopped because he sees the police car.  
18 So I shine my light over there and she looks at  
19 me. And I noticed, and I remember as plain as  
20 day when she looked at me, glassy, watery eyes  
21 and was lethargic, just I'm looking at it. And  
22 then she looked back forward.

23 So then I, she starts to slow down, I  
24 think she's going to stop as she's coming to the

1 road. So I'm trying to get her, I mean I'm  
2 trying to run up to the car. And I actually  
3 started banging on the window, hey, sheriff's  
4 department, stop, put your window down. And I'm  
5 telling her this. And she's doing the start-stop  
6 slowly. And I, I remember she looks at me, looks  
7 back forward, looks at me one more time kind of  
8 like do I do this or not. She looks forward.  
9 She takes off and that's, I mean, obviously, when  
10 it goes off camera.

11 And I was at the front of the car and I  
12 remember, because I was trying to get away from  
13 my cruiser because I didn't know how close my  
14 cruiser was behind me, I didn't want to get  
15 pinned. And I just jumped and when I jumped I  
16 remember landing right on the hood. I remember  
17 landing right on the hood and grabbing on to the,  
18 you know, the hood goes, I guess the windshield  
19 comes down and there's a, the, the hood goes up  
20 to it so there's that gap there. I remember  
21 grabbing on to that.

22 And I hear everybody on the side, the,  
23 well, the (inaudible) from the field party just  
24 start yelling, stop, please, stop for him, it's

1 not worth it, just stop. And I, and I hear them  
2 say that. And I'm sitting there going maybe she  
3 will stop, maybe, maybe.

4 And then I just hear the engine keep  
5 getting higher and it's revving and it's revving  
6 and I feel cold air, I feel the cold air on my  
7 back. And I feel the cold air on my back and I  
8 just know we're going. And at that point I go  
9 I'm going to die, she is about to kill me, I, I'm  
10 going to die. And, and I went, no, I'm not going  
11 to die here, I'm not going to die like this, I'm  
12 not going to die on River Road. And I was  
13 looking right at her, she was looking right at  
14 me. And I'm just thinking to myself, how, why is  
15 she still driving, she sees me on her hood.

16 And I reached down and I grabbed my  
17 pistol and I put it up to the window and I fired,  
18 I thought I fired three shots. I later learned  
19 that it was, it was four shots. But I fired what  
20 I thought was three shots. And then I hear the  
21 engine make a noise and I felt the car kind of  
22 jerk and I fell off.

23 And when I fell off I just remember  
24 turning to get out of the way of the car so I

1 not running, I'm just stumbling, gimping up to  
2 the rear of my car.

3 So I get to my, back of my car and I  
4 start yelling on the radio. And I don't, I don't  
5 remember everything I yelled on the radio, I just  
6 remember saying shots fired, shots fired, I've  
7 been hit, I need an ambulance. And from there I  
8 don't remember what else I said on the radio.

9 I'm pointing the gun at the car yelling  
10 let me see your hands, let me see your hands, let  
11 me see your hands. And I see individuals just  
12 start jumping out and laying on the ground. The  
13 only person I don't see jump out, the only person  
14 I don't see jump out is the driver.

15 And I, I couldn't move any further and  
16 thankfully Keipert, that's when Keipert pulls up.  
17 And Keipert comes running up to me, he goes are  
18 you okay. And I said I'm still alive, she just  
19 tried to kill me, I can't move, but you need to  
20 go over there and take care of that because I  
21 can't move. So Keipert runs up there and he's  
22 trying to keep everybody at bay because people  
23 are getting up, there's still people in their car  
24 that are at the edge of the driveway trying to, I

1 don't get run over. Because I'm thinking if  
2 she's going to keep going I'm going to get run  
3 over. So I get over into, I guess it would be  
4 the westbound lanes of traffic because she's  
5 still in the east. And when I fall off I feel  
6 excruciating pain in my leg and I just start  
7 going, oh, my gosh, it's got to be broken.

8 But I'm still trying to watch the car  
9 because I don't want her coming at me. So I'm  
10 holding my gun at the car still yelling stop,  
11 stop. And at that point the car finally slowed,  
12 it comes to a stop. And I'm like, okay, she's  
13 stopped. And all of a sudden I hear (makes  
14 sound) and I'm like what's going on. And then  
15 the car starts rolling in reverse and it rolls  
16 all the way back down the road and it keeps  
17 rolling.

18 So I, I'm not sure if she's trying to  
19 get another run on me, I don't know if, if I've  
20 killed her. I don't know what's going on at this  
21 point. So I am trying to get behind my car  
22 because I'm afraid she's going to take another  
23 run at me and I know my car is cover, I need to  
24 get to my car. So I'm trying to run, which is

1 don't know if they're trying to pull out but  
2 they're there.

3 So Keipert's got his gun out because  
4 he's, I mean he (inaudible) I don't think he  
5 knows completely everything that's going on. He  
6 just hears on the radio that I've been hit so he  
7 doesn't know if I've been shot or not. And then  
8 ambulances start showing up, cop cars start  
9 showing up. And everybody's running to me and  
10 I'm saying, no, you need to go, go to her, you  
11 need to get to her. And Lieutenant Reed gets  
12 there and grabs his medical bag and starts giving  
13 her CPR.

14 And, and all -- I forget which  
15 department it was, I think it was Airport but I  
16 can't be sure, he just stood over top of me with  
17 his gun out because there was people just  
18 swarming. And he's yelling get back, get away.  
19 And he's trying to keep people away from anybody  
20 doing anything to me. And, finally, I got a  
21 ambulance there and they put me on the ambulance.  
22 And after that I, I couldn't do anything else.  
23 And I don't remember much of what I was saying  
24 but the guys just kept saying, I was looking at

1 them going she just tried to kill me, she just  
2 tried to kill me. And then I went to the  
3 hospital (inaudible.)

4 And I didn't know if I had, if I'd  
5 actually shot her, I didn't know how many times I  
6 had shot her, I didn't, I thought I shot three  
7 times. And it wasn't until afterwards when I  
8 came back here and because I didn't, Lieutenant  
9 Reed took my weapon right away and gave me his.  
10 And it wasn't till I got back here that I was  
11 told that she had succumbed to her, her injuries.  
12 But that was the first time in my entire life I,  
13 I was, I knew I was dead. And I was like I'm not  
14 going to let myself die here on River Road, so.  
15 And, thankfully, I am alive, but.

16 Q Let's do this, ask a couple  
17 of questions but let's start out with a clean  
18 piece of paper here.

19 A Okay.

20 Q We'll do the same thing again  
21 and I'll ask you some clarifying questions. It's  
22 kind of the same picture as before, Tanner,  
23 River. We'll say this is, is the drive at 6661  
24 or what, what you believe to be 6661. And you,

1 thought about everything. I was thinking about  
2 Mandy, I was thinking about I want a car, I was  
3 thinking about I'm about to die. I mean I had a  
4 lot of thoughts going through my head. And when  
5 I, I just remember bang, bang, bang, which, bang  
6 is the, the fourth one, and we're still going.  
7 And I remember falling off and coming to this  
8 side.

9 Q Okay.

10 A And then slowly, I don't  
11 believe we made it to Tanners Road, I don't  
12 believe that's, that we got that, we may have  
13 gotten close. I mean, like I said, I don't  
14 remember looking back and seeing how close to  
15 Tanners we were. And that's when I heard the,  
16 after I heard the engine revving and they were  
17 going this way, then I heard it just go (makes  
18 sound) and then it started slowly just creeping  
19 backwards, creeping backwards this way. And it  
20 started to go off road and then came to a rest in  
21 the ditch. It wasn't even that far, I think it  
22 was about even with my car. It probably came up  
23 even with my car backwards.  
24

1 you parked here. (Drawing.) When, when she comes  
2 around let's just say that the course is -- Well,  
3 I'll tell you what, if you would, kind of, kind  
4 of --

5 A Draw her?

6 Q Just kind of dot where you  
7 think that her, her travel was?

8 A I believe her travel went  
9 like this. And I know I was trying to knock on  
10 her window at some point.

11 Q Okay?

12 A Some point in this area I  
13 believe.

14 Q Okay?

15 A And when I got right about  
16 here, that's when she took a sharp left right in,  
17 and that's when I jumped.

18 Q Okay?

19 A And I started traveling this  
20 way while I was on her hood.

21 Q Okay?

22 A Several seconds passed where  
23 I was thinking, I mean literally, they, they say  
24 you think about everything and I literally

1 And then I, I saw people dive out here,  
2 saw people dive out there. And then one of these  
3 individuals, there was, at this point another car  
4 had already pulled up and I remember seeing this  
5 individual walk over to this car. And that's  
6 when other deputies started showing up and were  
7 trying to separate them and figure out what was  
8 going on.

9 Q When you're, when you're  
10 introduced to the vehicle where, and I know you  
11 say you jumped, where are you at in relationship  
12 to the vehicle if this is being the nose and this  
13 is the rear?

14 A This is the nose. When I,  
15 first I was knocking on the window. And then I,  
16 I was trying to back up. And then when she  
17 turned left I think, and it happened so quickly,  
18 I think to keep from being run over by the tire  
19 over here as she was turning left, and I knew it  
20 was the headlight, I believe I jumped right in  
21 here.

22 Q Actually at the front corner?

23 A Close to the headlight, I  
24 believe so. I'm not sure how, I mean it could



1 have been further over, I don't remember. I just  
2 remember going, reaction, seeing it, jumping  
3 because I know I don't want to get drug under  
4 this vehicle. And when I jumped I just remember  
5 reaching for the first thing I could which was  
6 right there. I believe my hand was just held,  
7 held right on there.

8 Q The hood at the bottom of the  
9 windshield?

10 A Hood at the bottom of the  
11 windshield. I believe that's what I was holding  
12 on to because I couldn't think of anything else.  
13 I'm going like there, I've nothing to grab on to.

14 Q Were you, at this point in  
15 time were you on your knees or how were you on  
16 the vehicle?

17 A I would, I think I was on my  
18 knees. It's kind of hard to demonstrate. I  
19 believe that I was, when I jumped up and got hit  
20 I ended up landed on my knees and holding like  
21 this. And I'm just sitting there looking at her  
22 like face to face. I mean I'm not off center to  
23 her. I mean my body I know when I am up here is  
24 square to her. If, if he was the driver I am

1 A I don't know where it hits, I  
2 mean it happened so quick. I know that that's  
3 probably why I got hit to my, if I ended up on my  
4 knees, which is what I'm thinking. I mean I  
5 don't, I know I wasn't standing on top of the car  
6 like car surfing.

7 Q What do you mean as if --

8 A Well, I was, I don't --

9 Q (Inaudible.)

10 A -- I don't --

11 Q -- your knees?

12 A Yeah, I don't believe, I'm  
13 almost, I don't want to say it for sure but I'm  
14 pretty positive I was not standing with my boots  
15 on the hood. I had gotten hit in the shin area  
16 which is what caused me to land -- I mean I'll  
17 try to --

18 Q Well, I'll tell you what, why  
19 don't we go through this --

20 A Okay.

21 Q And then maybe when we  
22 graduate from here, maybe we can just do it on  
23 the, you can show me on the --

24 A Okay.

1 square on to her looking right at her hoping that  
2 these people's pleas are actually going to stop  
3 her.

4 And just I couldn't keep my eyes off  
5 her, I wasn't looking around because I was just  
6 going, oh, my gosh, I'm going. Looking straight  
7 at her and that's when I pulled it out when I  
8 thought I was dead and just bang, bang, bang.  
9 And then felt a jerk and then came off the car on  
10 the side and that's when I felt the, the pop and  
11 break in my leg. And but I think I was still so  
12 much in shock from falling off that I felt the  
13 pain but I was still able to move to get behind  
14 my car. And then once I got there and I saw a  
15 unit show up, that's when I couldn't move  
16 anymore.

17 Q So and I know just a second  
18 ago you said when you got hit, where, describe  
19 that, what, what on your body got hit with what  
20 part of her car?

21 A I just remember feeling the  
22 impact of some part of the, the hood area.

23 Q Uh-huh?

24

1 Q -- way out --

2 A Okay.

3 Q -- something. We'll clarify  
4 that late --

5 A But I just remember landing,  
6 getting hit and landing right on my knees and was  
7 using my knees as my base, hand holding on and  
8 looking at her and trying to maintain my balance  
9 so I don't slide off, so I don't fall off. But I  
10 was using my, I was using the hood to keep from  
11 sliding down and getting run over or anything  
12 like that. And then, like I said, I fired the  
13 shots and --

14 Q Is it your belief that after  
15 you, you get hit and let me, correct where I'm  
16 at?

17 A Uh-huh.

18 Q The vehicle hits you some --

19 A Yes.

20 Q -- some manner in your shin  
21 area?

22 A Yeah, it was when I, when I  
23 was jumping, yes.

24 Q And you jump --

1 A So I don't get taken under  
2 the vehicle.  
3 Q So you don't get taken  
4 under --  
5 A Whether it's the tire,  
6 whether it's front, I know I jumped so I didn't  
7 get run over. And, and in your mind, because  
8 you're going through this picture in your mind  
9 and, and I can't see it but I want to --  
10 Q Yeah?  
11 A It's hard for me to --  
12 Q So -- (inaudible.)  
13 A -- (inaudible) -- see it as  
14 it happened like that.  
15 Q When you're jumping --  
16 A Yes.  
17 Q Are you facing the car, what  
18 are you looking at, what's directly ahead of you  
19 when you're jumping?  
20 A It would have had, it would  
21 have had to be the car. I mean whether I was  
22 canting a, I don't know how I was canted but it  
23 was the car because as I jumped I just  
24 (inaudible) forward and grabbing the, the hood.

1 Q So as soon as you grabbed you  
2 think --  
3 A I think (inaudible) --  
4 Q -- you make it to the, you  
5 think you make it to the hood --  
6 A I think that --  
7 Q -- that's your first grab?  
8 A I think that's my first grab.  
9 Q So and based on what you're  
10 telling me, you're saying that it's your belief  
11 that when you ran you grabbed the hood so you're  
12 kind of, if you would, minus one, you got one  
13 hand down or one hand on, you're essentially kind  
14 of on all fours but it being your knees?  
15 A Yes.  
16 Q Knees and your hands?  
17 A Yes. That's what I'm  
18 essentially believing (inaudible) --  
19 Q When you, when you, do you,  
20 at that point in time after your first grasp on  
21 to the hood, what happens then?  
22 A I started hearing people  
23 screaming.  
24 Q Okay?

1 A Screaming please stop, stop,  
2 stop, it's -- And I even could have sworn one of  
3 them said it's not worth it. And that's when I  
4 was looking at her and I was hoping that she did  
5 realize it's not worth it. And that's when I  
6 started hearing the engine throttle, the (makes  
7 sound) as in she was speeding up.  
8 Q While you're on it?  
9 A While I'm on it. While I'm  
10 on it I'm hearing the vehicle speed up. And what  
11 particularly reminds -- Well, on top of that I  
12 just, I remember the cold air just hitting the  
13 back of my neck, going over my ears. And I  
14 started going we're not just sitting still  
15 anymore. I can feel the cold because I'm wearing  
16 short sleeves and it's --  
17 Q Well, when you jumped up did  
18 she stop?  
19 A I don't believe so. Oh, I  
20 think I just jumped and when I jumped I hit and  
21 we weren't going by any means a million miles per  
22 hour at that point. And I'm not saying it ever  
23 got to a million miles per hour. But I jumped,  
24 she continued to move and I was just waiting for

1 her to be like, I am going to stop. But,  
2 obviously, she didn't, she obviously kept going  
3 and was trying to kill me. And that's when I,  
4 like I said, I felt the cold air.  
5 I don't remember hearing any gunshots.  
6 That's when, I guess, the auditory exclusion  
7 kicked in, I don't remember hearing any gunshots.  
8 I remember seeing the glass, I remember seeing  
9 her face looking right at me when it happened.  
10 And the next thing I remember is hearing the  
11 engine just (makes sound) some type of noise, and  
12 a jerk is what caused me to fall off.  
13 Q When you -- We'll go back to  
14 this.  
15 A Uh-huh.  
16 Q When she makes the turn --  
17 A Uh-huh.  
18 Q And I'm going to, and using  
19 the video as a tool --  
20 A Yes.  
21 Q -- please think about when  
22 you guys come around the corner?  
23 A Uh-huh.  
24

1 Q Do you back pedal the whole  
2 time?  
3 A I think I came up to her to  
4 knock on her window and stay stop, stop, stop.  
5 And I think it was more of a, first, of a side  
6 step and then I think it was a back pedal because  
7 I don't know where my cruiser is so I, that, I  
8 don't exactly remember how my, my foot, I don't  
9 know where my foot placement was. But I just  
10 remember seeing her and, and making turns trying  
11 to get back. And then, like I said, when she  
12 finally made the final cut somehow I was in that  
13 area where I just got hit and there, I knew that  
14 I was about to hit so I jumped and that's when I  
15 got hit and (inaudible) onto the hood. Because  
16 I, if I wouldn't have jumped she would have ran  
17 right over top of me.  
18 Q Okay. As you were at the  
19 corner were you, do you think you ever made it in  
20 front of the vehicle?  
21 A I can't honest, I, I would  
22 say I would have to have been to have -- With the  
23 way I landed and where I grabbed and able to look  
24 at her square on, I feel I would have had to have

1 been in front of the vehicle because I don't,  
2 because I don't remember getting up there and  
3 adjusting my weight to, to get squared with her.  
4 All I know, as soon as I was up and landed I was  
5 facing her. So it had to have been from the, the  
6 front area. Not dead center of the vehicle, by  
7 no means the middle.  
8 Q I understand.  
9 A But it was the front when  
10 I --  
11 Q And understand, I keep asking  
12 these questions --  
13 A Uh-huh.  
14 Q Not because -- I want to make  
15 sure that whatever you can articulate to me --  
16 A Yes.  
17 Q I want to make sure that  
18 there's nothing that you're thinking that you're,  
19 you're --  
20 A (Inaudible.)  
21 Q -- that you're conveying to  
22 me --  
23 A Yeah.  
24 Q Because you've, I have --

1 A I, I have --  
2 Q So I'm just trying to  
3 understand as much as I can. So don't think I'm  
4 not listening.  
5 A No. No.  
6 Q First --  
7 A I, I'm not --  
8 Q -- (inaudible) because I'm  
9 not.  
10 A Yeah, it's, it all, it, it  
11 happened so quick and.  
12 Q So you, she pulls out, you  
13 tap on the glass?  
14 A I banged on, I think I even  
15 hit it with my flashlight. Like lower that  
16 window, lower the window, stop --  
17 Q (Inaudible.)  
18 A And she start, and she  
19 started to stop. I remember she started to. And  
20 that's when she did her lethargic double take,  
21 looked back forward. And that's when I was  
22 trying to back pedal, get back, whether it was  
23 sideways, back pedal. And then she just, she  
24 just went for it.

1 Q But you said it's right at  
2 the corner. At what point did she make the sharp  
3 left?  
4 A Once she's, I believe it's  
5 once she's past my cruiser. I mean as she's  
6 driving past the cruiser she's making a, she's  
7 starting to turn. But once she gets past it I  
8 guess she sees daylight, I guess you would call,  
9 as in open road, that's when she just turned it  
10 and that's when I got caught and had to, had to  
11 jump.  
12 Q Is there anything that I have  
13 failed to ask that you can think that you want me  
14 to know?  
15 A I mean I, not that you would  
16 know. I mean I'd like to know how far I actually  
17 went on the hood. I mean I know I went a  
18 distance. But that you failed to ask me, I mean  
19 I really don't, I really don't think so. I think  
20 you've covered from point A when, when I started  
21 my shift to when I had to make that decision.  
22 Q (Inaudible) -- somewhere to  
23 talk about mostly it's the after --  
24 A Uh-huh.

1 Q -- after, after effects of  
2 this. After she turns do you have any knowledge  
3 of her, her travel, whether she maintained the  
4 eastbound lane, if you will, or where, what her  
5 travels were?

6 A No, because I, I was  
7 (inaudible) locked on her. I know I did not sit  
8 there and look around seeing where we were going.  
9 I know we were just traveling and I felt the, the  
10 air on my neck. So I know we were at least going  
11 eastbound. I don't know what lane she was in. I  
12 don't know any of the, any of that. I just know  
13 she was going.

14 Q When you get on the vehicle  
15 and you, and you make the decision to fire the  
16 shots is your hand still on the hood?

17 A I believe I kept my hand  
18 there and I was like, because I, I even remember  
19 thinking, there are other people in this vehicle.  
20 And I just remember pointing it at her going I'm  
21 looking at you, bang, bang, bang. I mean I was,  
22 I was keyed on her and I mean, obviously, I  
23 didn't want to shoot anybody else in the car.  
24 But my goal was to stop her from killing me, so.

1 Q When you, when you come off  
2 the vehicle was the, was the vehicle accelerating  
3 or --

4 A Like I said, I don't remember  
5 that part. I remember hearing a noise. It still  
6 may have been accelerating. I don't know if it  
7 was her punching it harder or not but I know  
8 that -- And I don't even know which direction I  
9 came off. I think I tried, when I felt this  
10 movement I think I tried, I remember trying to  
11 push myself as far away to the side as I could so  
12 in case she kept going I wouldn't get run over by  
13 the vehicle. I just remember, I just remember  
14 get away from the vehicle as I started to, to  
15 fall.

16 Q Did you, did you slide off or  
17 did you roll off?

18 A I don't remember. I just  
19 know that I wouldn't, I know that when I ended up  
20 getting off I landed on my foot. I mean I, it's  
21 not like I landed on my back and took a roll. I  
22 know that as I was coming off I pushed myself  
23 hard enough to just try, I don't know if I was  
24 trying to land on my feet or if it was just

1 natural instinct to land on my feet. But I  
2 remember hitting (inaudible) and just feeling the  
3 pop and the buckle and.

4 Q So your injury was sustained  
5 exiting the vehicle?

6 A I, if I remember that part, I  
7 don't know when I was knocking on the door if she  
8 ran over my foot too. Because talking to the  
9 doctor, he was even saying you can break that  
10 side of your foot also just from a car running  
11 over you, and especially being the outside of my  
12 foot when I'm knocking on the window. And, like  
13 I said, but I don't remember the, the  
14 excruciating pain until coming off of the  
15 vehicle.

16 Q Do you believe she ran over  
17 your foot?

18 A I think she could. I, I  
19 don't, I don't remember that though. I just  
20 remember, because I think if she ran over my foot  
21 I wouldn't have been able to jump at the location  
22 I did. So in that sense I don't think she ran  
23 over me because if she ran over my foot I would  
24 have been at the passenger side door. So I

1 think, I think it was, I mean I know I felt the  
2 pop when I came off.

3 Q Okay?

4 A So.

5 Q Okay, but when you exit you  
6 do, you do exit somehow from the hood area and  
7 wind up in --

8 A In this lane of travel  
9 because --

10 Q The west, westbound lane of  
11 travel?

12 A Yes, in the westbound lane of  
13 travel.

14 Q Okay. After that you're  
15 transported, does anybody accompany you in the  
16 squad --

17 A Just the medics.

18 Q -- from the sheriff's office?

19 A Just the medics.

20 Q The flashlight that you  
21 tapped on the window, where, where is that?

22 A I think that's my, because I  
23 usually carry two flashlights, one my little one  
24 that I carry right here, and I also carry my big

1 one. I think I had my big one out during the,  
2 when I went up, which has the strobe effect and  
3 everything like that. I think I had that out.  
4 And then I'm trying to, I know I had it out when  
5 I tapped on, I think I tapped on her window with  
6 that because I do remember seeing video and  
7 going, oh, I've got it in my right hand, that's  
8 my gun hand. And I remember going it's in my gun  
9 hand which made me feel like whatever. But and  
10 it's behind me, I (inaudible) out of the car just  
11 the way it was.

12 I think as I tapped and she started  
13 backing up, I think I was even reaching back  
14 to -- I don't even know if I put it away. I  
15 don't know if I transferred hands and it was in  
16 my hand. I don't know if I put it away or at  
17 what point. I just know that I had the big  
18 flashlight out at some point. And it's still in  
19 my web gear so I don't know if somebody brought  
20 it to me, I don't know if I put it back in my  
21 belt. I don't know any of that.

22 Because I mean my gun has a flashlight  
23 on it so I, I knew that once, once I go off the  
24 car and I had my gun out I know that's the

1 it's just an extra knife to get to. I had my dog  
2 leash on around my waist like a belt. That's how  
3 I put it on because my magazines and stuff hold  
4 it there. In my left, I guess in the Prosper  
5 pants or Propper, whatever they're called, they  
6 have a thing that looks like a magazine pouch. I  
7 had a knife there but it did not, my, the, the  
8 thing that clips onto a belt broke off so I just  
9 leave it in there and I leave it velcroed shut so  
10 nothing metal, I think, would have been sticking  
11 out of that. I had my ankle gun on on my left  
12 leg, yeah, like my 40 caliber big Glock.

13 I had, I also had an under-the-uniform  
14 suspender system which actually has very, very  
15 strong belt keepers connected to it. And it's  
16 actually got, I mean they've got, I've given it  
17 to them, but it's got like metal to hold up your  
18 belt so it, your belt never falls down. And ever  
19 since I broke my pelvis it actually supports the  
20 weight on my back instead of putting all the gun  
21 belt on my, my waist. I had my Boone County, I  
22 believe I had my Boone County Sheriff Department  
23 hat on which would have been a baseball cap.  
24

1 flashlight I was using, was my gun flashlight.  
2 So I don't know how I got, I don't know if I put  
3 it in the left hand. I, I don't know how the  
4 flashlight got back on me or where it went but I  
5 know that I was using my gun flashlight once I  
6 got off the car and I was trying to, trying to  
7 point at people.

8 Q But you think that was your  
9 big one, you don't think you got your small  
10 flashlight out during that incident?

11 A I don't think so.

12 Q What were you wearing?

13 A My canine uniform which was  
14 my 5.11 or my, I guess they're Prosper now, I  
15 think they were my Prosper pants.

16 Q They were the dark brown?

17 A The dark brown pants. My web  
18 belt with my thigh holster. On my thigh holster  
19 behind my gun I have a knife that goes into a  
20 hidden sheath that you can pull out with your  
21 finger.

22 Q Where is (inaudible?)

23 A With my thigh holster, it's  
24 actually tucked behind my, my thigh holster. So

1 Q All of these things Brian  
2 Cochran collected yesterday?

3 A I believe my biggest, yeah,  
4 he may have got the biggest one unless somebody  
5 put it back in my cruiser. But everything of  
6 this, he has, he's collected all of it. I mean I  
7 had my ASP, I had my Taser, my radio, I even gave  
8 them my radio. I gave them everything that, that  
9 was on me at the hospital that they had taken off  
10 except for maybe my socks.

11 Q Okay. Do you know how many  
12 people were in the vehicle that you engaged for  
13 this incident?

14 A I, I thought there was four,  
15 the driver and three occupants.

16 Q Do you know the sex, race of  
17 any of those people?

18 A I know the driver was white  
19 and I believe the other three were, were black.  
20 I don't know sexes though.

21 Q So I know you said female, or  
22 female driver earlier so --

23 A Female driver.  
24

1 Q You know the driver was  
2 white?  
3 A White female, heavier set. I  
4 believe blondish hair. And I even want to say  
5 blue eyes just because I mean I just remember  
6 looking right in her eyes. I don't know.  
7 Q The other three you believe  
8 were black?  
9 A Black. And I believe there  
10 was, I know there was at least one black male and  
11 I believe one black female, just out of recalling  
12 seeing people jump out of the car.  
13 Q That black male ever  
14 (inaudible?)  
15 A I'll tell you what, I don't  
16 remember, I just remember him walking across the  
17 street to this car here. And I believe he was  
18 actually the one that I remember seeing take off  
19 running and got in to a confrontation with  
20 Jonathan Ball.  
21 Q Did you see that  
22 confrontation?  
23 A Well, I saw right after. I  
24 thought I heard something and then I saw Ball

1 walk up and he was just, he's like I just got in  
2 a fight. And he was dirty, he was like he just  
3 tried to run from me but -- And I said was it the  
4 individual that, he's like I believe he was one  
5 of the passengers of the car. So I didn't see  
6 that confrontation but I could tell Ball was  
7 amped up and wounded from it.  
8 Q In your observations did you  
9 recognize anybody in the vehicle?  
10 A In the, this vehicle? I mean  
11 like I knew them?  
12 Q At the time, at the time of  
13 this incident --  
14 A I don't believe I've ever  
15 seen them before.  
16 Q Okay. To the best of your  
17 recollection do you, had you ever had any contact  
18 with that vehicle before?  
19 A I don't believe so.  
20 Q And I am referring to, you  
21 know how some people stand out that?  
22 A Yeah.  
23 Q For instance, I stopped a  
24 pink Cadillac, some guy had sped past me down by

1 the gas pumps one day and (inaudible) and I  
2 arrested him and he had dope in a (inaudible)  
3 bag, it was funny and I'll never forget it. Like  
4 I just didn't know if there's something --  
5 A No, these --  
6 Q -- (inaudible?)  
7 A I didn't even know it was a  
8 Subaru until when I was doing my use-of-force  
9 report, they show you the NIBRS and that's where,  
10 where I got the 2001 Subaru. I didn't even know  
11 it was a Subaru at the time of the incident.  
12 Q Okay?  
13 A I just knew it was a car  
14 with, occupied.  
15 Q I want to run, I want to run  
16 four names past you and these are, these are the  
17 occupants of the vehicle and you tell me if you  
18 know --  
19 A Okay.  
20 Q -- recognize the names.  
21 Samantha Ramsey?  
22 A I do now from --  
23 Q Not before though?  
24 A No.

1 Q Kevin Harlen?  
2 A No.  
3 Q Bobby Turner?  
4 A No.  
5 Q Chelsey Pendleton?  
6 A No.  
7 Q I'm sure, I don't doubt for a  
8 second at some point in time I'm going to,  
9 something's going to come up where I'm going to  
10 have more questions. And, obviously, I'm going  
11 to reach out to these gentlemen before I do that.  
12 If you can give me like just a few minutes. And  
13 I'll tell you what, and in turn, I'm going, I'm  
14 going to go in the other room and I'm going to  
15 stop the recording, because I'm pretty sure I'm  
16 done for today.  
17 MR. SZURLINSKI: Can I just  
18 ask one question?  
19 DETECTIVE WAGNER: Sure.  
20 MR. SZURLINSKI: Tyler, going  
21 back to you're on the hood of the car?  
22 MR. BROCKMAN: Uh-huh.  
23 MR. SZURLINSKI: Is there  
24 anybody else in that area walking or --

1 MR. BROCKMAN: Yes. I, I  
 2 knew that there was quite a few  
 3 officers down the road that were in the  
 4 process of arresting people. I knew  
 5 that there were people walk, I mean  
 6 just from the amount of time driving up  
 7 and down the road we just kept seeing  
 8 people walking in the road. I knew  
 9 that there were other people that were  
 10 behind on the road, whether they were  
 11 officers outside of their vehicle  
 12 arresting them or other people that  
 13 were, when I pulled up, trying to sneak  
 14 away through the woods walking on the  
 15 road. Because I heard people in the  
 16 woods when I pulled up so I knew there  
 17 were other people on that road.  
 18 MR. SZURLINSKI: Okay,  
 19 thanks.  
 20 MR. TALIAFERRO: Did you have  
 21 any fear of her killing other people  
 22 just, not just you?  
 23 MR. BROCKMAN: Yeah, I,  
 24 there, while I was there there was even

1 the point where I thought I was about  
 2 to slam into, because like I said, I  
 3 didn't look behind me but I was afraid  
 4 that I was going to, we were going to  
 5 end up slamming in to another car that  
 6 was behind us, whether it was a cop car  
 7 coming to the aid or whether it was  
 8 just a car parked there trying to pick  
 9 up their friends who were running. I  
 10 was just waiting for an impact while I  
 11 was up there also.  
 12 DETECTIVE WAGNER: I'm going  
 13 to stop the recording. Thank you.  
 14 END OF DISK ONE OF TWO  
 15 DISK TWO OF TWO  
 16 APRIL 29, 2014 11:21 A.M.  
 17 BY DETECTIVE JIM WAGNER:  
 18 Q I want to go back to this  
 19 drawing that we drew?  
 20 A Uh-huh.  
 21 Q When, when you're on the  
 22 vehicle and the vehicle's continuing --  
 23 A Yes.  
 24 Q You fire the shots?

1 A Yes.  
 2 Q And at some point you exit  
 3 the vehicle?  
 4 A Yes.  
 5 Q Essentially, from what you  
 6 explained --  
 7 A Yes.  
 8 Q -- on the driver's side?  
 9 A Yes.  
 10 Q When you come off the vehicle  
 11 what does the vehicle do from that point forward?  
 12 A From what I remember, is it  
 13 continues starting to slow down but it's still  
 14 coming at me, still going forward. It doesn't,  
 15 it doesn't just stop, it is still coming but it's  
 16 slowly started to slow down and then eventually  
 17 comes to a complete stop. That's when I either  
 18 thought that --  
 19 Q So do you, are you saying  
 20 that you came off the front of it and it's coming  
 21 at you and you're rolling out of the way?  
 22 A It was still, it's still  
 23 moving. It's not going as fast as it was.  
 24

1 Q So when you come off you  
 2 think it's slowing?  
 3 A It's, I believe it's slowing  
 4 but it's still coming, I believe so, it's still  
 5 coming in one direction.  
 6 Q So if this is the vehicle a  
 7 probably more appropriate place for the  
 8 windshield would be right in this area  
 9 (inaudible) the hood line here. Do you feel like  
 10 the vehicle's slowing, you come off the front,  
 11 not the side?  
 12 A I, like I said, I just  
 13 remember I was out of the way of the tire. But I  
 14 know --  
 15 Q I'm not talking about when  
 16 you're, when you're --  
 17 A Yes.  
 18 Q -- introduced to it --  
 19 A No, I know. When I came off  
 20 I still believe I, I may have came off from this  
 21 side because I didn't want to get run over when I  
 22 felt the jerk and started coming off. So as I  
 23 come off I notice it's slowing. So I'm still  
 24 trying to take steps back when it's coming off or

1 when I, after I come off I'm still trying to get  
 2 back. I don't know if it got past me. I don't  
 3 know the extent that it got. But it was slowing,  
 4 slowing, then came to a stop and then (makes  
 5 sound) and then just starts rolling backwards.  
 6 So it was, after I fired the shots it was  
 7 slowing.  
 8 Q Okay. And the best, just  
 9 tell me if you know or not. When, after you fire  
 10 the shots how much farther do you go before you  
 11 exit? The best you can imagine you --  
 12 A (Inaudible.)  
 13 Q -- (inaudible) -- articulate  
 14 it?  
 15 A I was still on the hood. It  
 16 wasn't fire shots, fall off. It was fire shots,  
 17 I hope this car slows down now. And then I get,  
 18 I mean there was, there was some time when I was  
 19 still on the hood. It wasn't bang, bang, bang,  
 20 bang, fall off. It was bang, bang, bang, bang,  
 21 hold on, sound, fall off. So I mean I believe it  
 22 was seconds.  
 23 Q But do you think it was more  
 24 of a, more of a path in the direction of the

1 front more so than just --  
 2 A Yes, I believe --  
 3 Q -- (inaudible) here?  
 4 A I believe it was, it was --  
 5 Q And you go off right here?  
 6 A Yes, I believe it was still  
 7 more of a direction in the (inaudible) --  
 8 Q When you're off --  
 9 A As I'm trying to push myself  
 10 off to, to, because I'm just trying to get away  
 11 from the vehicle as I'm starting to fall.  
 12 Q So the best of your  
 13 recollection it was a more, it was a similar path  
 14 going off as it was coming on?  
 15 A I believe so.  
 16 Q Okay. And that's, that was  
 17 my questions that I wanted to clarify. I  
 18 misunderstood, I thought you were coming off --  
 19 A No.  
 20 Q -- and either jump, either  
 21 rolling, sliding, jumping, pushing off, and  
 22 that's what I wanted to clarify because  
 23 (inaudible) --  
 24

1 A And it, see, it, and it could  
 2 --  
 3 Q And that's what I was going  
 4 to ask you --  
 5 A That's what I'm trying to  
 6 really remember. I just don't know if, what  
 7 angle exactly I came off. I just know it was  
 8 away from the, it was away from that front tire.  
 9 It was away from there. It may have been, I,  
 10 honestly, I can't, couldn't even begin to  
 11 remember. It was just away from the front of the  
 12 vehicle to keep from being run over.  
 13 Q When you were on the vehicle  
 14 did you issue any more commands?  
 15 A I think I was, from what I  
 16 know I was yelling stop the entire time. I know  
 17 when I was banging on the window, stop, sheriff's  
 18 department, stop, and I'm jumping, stop, and just  
 19 screaming stop along with everybody else yelling  
 20 stop.  
 21 Q Did anyone from the, the  
 22 passenger compartment, do you remember anybody  
 23 saying anything?  
 24

1 A I don't remember hearing them  
 2 say anything.  
 3 Q All right. Now I offered you  
 4 this last time, I'll offer it again. Anything  
 5 else that you think based on this exhibit that  
 6 you're thinking that I didn't ask you?  
 7 A No, I think you asked, I  
 8 think I must admit you've asked as many things  
 9 that I, if I came in here and just presented it  
 10 to you and to say everything, I think you've  
 11 asked every question that I would have imagined  
 12 telling you.  
 13 Q And the only other thing I  
 14 got on my desk --  
 15 A Uh-huh.  
 16 Q Is I'd asked Sergeant  
 17 (inaudible) --  
 18 A Uh-huh.  
 19 Q To ask you for your  
 20 consent --  
 21 A Uh-huh.  
 22 Q For, for your blood?  
 23 A Uh-huh.  
 24



1 Q Obviously, on a, for this  
 2 investigation and not as an administrative --  
 3 A Yes.  
 4 Q And we need your blood for  
 5 Concentra?  
 6 A Uh-huh.  
 7 Q For, procedurally. Did he do  
 8 that?  
 9 A Yes.  
 10 Q And did they take a --  
 11 A They, they --  
 12 Q -- some blood draw as a  
 13 result --  
 14 A They did a blood draw at the  
 15 hospital and then we took a blood draw in the  
 16 firing range.  
 17 Q Okay, and that's for  
 18 Concentra. And as far as --  
 19 A (Inaudible) -- Concentra.  
 20 Q And in fairness, let's not  
 21 talk about that because that's not, that's not  
 22 why I'm here?  
 23 A Okay.  
 24 Q But?

1 COMMONWEALTH OF KENTUCKY  
 2 STATE AT LARGE  
 3 I, THERESA PORTER, a Notary Public  
 4 within and for the Commonwealth of Kentucky, do  
 5 hereby certify that the foregoing videotaped  
 6 interview was transcribed by me to the best of  
 7 my ability.  
 8  
 9  
 10  
 11  
 12  
 13 WITNESS MY SIGNATURE  
 14 THIS 10TH DAY OF JULY, 2014  
 15  
 16 My Commission Expires: February 8, 2017  
 17  
 18  
 19 \_\_\_\_\_  
 20 Theresa Porter - Notary Public  
 21 Notary ID No. 480580  
 22 COMMONWEALTH OF KENTUCKY  
 23  
 24

1 A Okay.  
 2 Q And not, and trust me, you  
 3 and your attorneys have not given me any  
 4 inclination that you wouldn't provide me  
 5 whatever?  
 6 A Yes.  
 7 Q For anything anyway. I just  
 8 wanted to separate that for, for purposes of my  
 9 investigation so I don't look like an idiot for  
 10 not doing my job. All right, thank you sir.  
 11 I'll be right back.  
 12 (CONCLUSION OF INTERVIEW.)  
 13  
 14  
 15  
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