Case: State of Missouri v. Darren Wilson

Grand Jury, Volume XXI

Date: November 13, 2014

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STATE OF MISSOURI		
VS.		
DARREN WILSON		
GRAND JURY		
November 10, 2014		
VOLUME XXI		

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Page 2
           IN THE CIRCUIT COURT OF ST. LOUIS COUNTY
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 2
                       STATE OF MISSOURI
 3
 4
     STATE OF MISSOURI
 5
 6
 7
     VS.
 8
 9
     DARREN WILSON
10
11
          The following is a hearing before the Grand
12
     Jury of St. Louis County, at the offices of St.
13
     Louis County Prosecuting Attorney's Office, 100
14
     South Central Avenue, in the City of Clayton, State
15
     of Missouri, on the 10th day of November, 2014,
16
17
     before
18
19
20
21
22
23
24
25
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Page 3
 1
     APPEARANCES OF COUNSEL:
 2
 3
      FOR THE STATE:
         Ms. Kathi Alizadeh & Ms. Sheila Whirley
 4
         Assistant Prosecuting Attorneys for St. Louis
 5
 6
     County
         100 South Central Avenue, 2nd Floor
 7
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 8
 9
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23			
24			
25			

	Page 5
1 .	GRAND JURY HEARING VOLUME XXI
2	MS. ALIZADEH: Good morning. It is
3	Monday, November 10th. It is about 9:30 in the
4	morning. This is Kathi Alizadeh, Sheila Whirley is
5	here and all 12 grand jurors are here, as well as
6	, the court reporter.
7	We started this morning with a
8	conversation that was not on the record, but someone
9	from the prosecutor's office has talked to the grand
10	jurors about their concerns for security, safety and
11	giving you some tips on how to be secure and safe
12	from here on out.
13	I will stress again it is my 100,
14	110 percent sure that your identities will never be
15	released by this office or by the courts. I'm aware
16	that some of you are concerned that, you know, your
17	identities might be discovered by people in the
18	media or others, you know. We're doing our best
19	that you are safe and secure after your service here
20	no matter what your decision. And so that took up a
21	little bit of time this morning.
22	So we are getting started this morning. I
23	have Sergeant first, he's with the Ferguson
24	Police Department, and he is in charge of their
25	communications.

	Page 6
1 .	I will tell you that last week we had
2	quite a bit of conversation, not conversation,
3	testimony and evidence regarding radio
4	communications, and regarding the county RIOT A
5	channel.
6	I will tell you that after our last
7	meeting, I think we met last Thursday was when we
8	were last here, I have discovered that channel three
9	is not the RIOT A channel in Ferguson.
10	So working under that assumption that it
11	was, and there was some talk about having a map and
12	so forth.
13	You remember who was here
14	and testified, he's with county communications. He
15	did a map for me that has the location of all of the
16	county's voting receivers, you remember those ones
17	that pick up the RIOT A channel.
18	There's also on the map where the Ferguson
19	receiver is in relation to where the officer was, so
20	I will hand out these maps.
21	(Grand Jury Exhibit Number 85
22	marked for identification.)
23	MS. ALIZADEH: I've marked my copy as
24	Grand Jury Number 85. Mine is not in color.
25	There's a legend on this map that says

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Page 7
     that incident. Okay. So he describes on the map
 1
 2
     incident and that would be what happened on
     Canfield. The location of where the incident
 3
     occurred, okay.
 4
 5
               And if you will look on the map, there's
 6
     actually a little police car and that's on the map,
 7
     that's him marking where the incident occurred on
     Canfield.
 8
 9
               So in this legend it says, incident to
     Ferguson received, the main receiver at Ferguson
10
11
     Police Department is 1.57 miles from the place of
     the incident to the receiver.
12
13
               So I'll pass those around. But my
14
     understanding now is that the RIOT A channel might
15
     not be relevant to our, to what you guys are looking
16
     at. Maybe it was informative, but we are going to
17
                    talk about the Ferguson
     have Sergeant
18
     communications and how that works and what exactly,
19
     what channel is what and so forth, okay. So I will
     go get him and get started.
20
21
22
23
24
25
```

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Page 8
 1
 2
     of lawful age, having been first duly sworn to
     testify the truth, the whole truth, and
 3
     nothing but the truth in the case aforesaid,
 4
 5
     deposes and says in reply to oral
 6
     interrogatories, propounded as follows, to-wit:
 7
                          EXAMINATION
 8
     BY MS. ALIZADEH:
 9
               Could you state your name and spell it for
10
     the court reporter?
11
          Α
               Sergeant
12
13
               And Sergeant , where do you work?
          Q
14
               Ferguson Police Department.
          Α
               How long have you been a police officer?
15
          Q
               With Ferguson, 27 years.
16
          Α
17
               And prior to that?
          Q
               Three years with Bel-ridge.
18
          Α
               All right. So 30 year police veteran?
19
          Q
20
               Yes.
          Α
               And how long have you been a sergeant in
21
          Q
22
     Ferguson?
23
          Α
               Nine years.
               And what are -- you're currently a
24
25
     sergeant as well?
```

	Page 9
1 .	A Yes.
2	Q What are your duties and responsibility as
3	a sergeant in the City of Ferguson?
4	A I'm the supervisor for communications.
5	Q And so do you then, you're not a
6	supervisor of a squad of police officers?
7	A No, ma'am. The only time I do that is
8	when a supervisor goes on vacation and I will be a
9	substitute until they get back.
10	Q So when you're talking about being in
11	charge of communications, that would be 911 calls?
12	A Yes, ma'am.
13	Q So Ferguson receives and dispatches their
14	own 911 calls, correct?
15	A Yes, ma'am.
16	Q That doesn't go through St. Louis County
17	911?
18	A No, ma'am.
19	Q Regarding radio traffic that gets called
20	in from the officer's radios, you are in charge of
21	that as well?
22	A Yes, ma'am.
23	Q And so we've heard a bit of testimony
24	about radio traffic and how that works, but you,
25	Ferguson dispatches for themself; is that right?

		Page 10
1 .	A	Yes, ma'am.
2	Q	So you in the Ferguson Police Department
3	have an a	rea where it's a communication center?
4	A	Yes.
5	Q	And the dispatchers work there?
6	A	Yes, ma'am.
7	Q	How many dispatchers are employed by the
8	City of Fe	erguson?
9	A	We have currently 14. Six of which are
10	full-time	dispatchers, the rest are part-time.
11	Q	So how many dispatchers work a shift?
12	A	I try to get at least two in there,
13	sometimes	there's three.
14	Q	Does each dispatcher have their own
15	console?	
16	A	Yes, ma'am.
17	Q	And so when calls are coming in, can
18	either dis	spatcher, if there is two working, can
19	either dis	spatcher answer the call?
20	A	Yes, ma'am.
21	Q	And can each dispatcher hear what the
22	officers v	were saying?
23	A	Yes, ma'am.
24	Q	And can each dispatcher hear each other?
25	A	Yes.

		Page 11
1	Q	So one dispatcher can hear the other
2	dispatche	er?
3	A	Yes, uh-huh.
4	Q	Are they in the same room physically?
5	A	Yes, ma'am.
6	Q	And so you and I had a conversation, was
7	it last w	week that you came in to talk to me, I can't
8	remember	now?
9	A	No, ma'am, this is the first time I've
10	been in h	nere.
11	Q	Okay. We talked on the phone?
12	A	Talked on the phone.
13	Q	See, I knew I talked to you sometime. But
14	we talked	d on the phone about the channels that
15	Ferguson	has, correct?
16	A	Yes, ma'am.
17	Q	So now you brought radio with you today,
18	and this	is a portable radio?
19	A	Correct.
20	Q	And so when an officer is on duty in a
21	police ve	ehicle, we have a mobile radio which is
22	mounted i	n the car, correct?
23	A	Yes.
24	Q	And then he has a portable road?
25	A	Yes.

	Page 12
1 .	Q And you are wearing your own portable
2	radio, correct?
3	A Yes, ma'am.
4	${f Q}$ And so do all the radios in Ferguson, the
5	portables, are they all the same, do they all look
6	the same?
7	A Yes, ma'am.
8	${f Q}$ So the radio that you bought with you
9	today, whose radio is that?
10	A That's Darren Wilson's.
11	Q Is each officer assigned his own portable
12	radio?
13	A Yes, they are.
14	${f Q}$ So do they generally then take it home
15	with them at the end of their shift?
16	A They can take it home, they can do what
17	they want with it. It is theirs.
18	Q So it doesn't go to another officer?
19	A No, ma'am.
20	Q And then, obviously, well, not obvious,
21	well, let's talk about the cars. So the radio
22	itself is mounted in a police car, that doesn't get
23	removed, correct?
24	A Yes, ma'am.
25	Q That's the mobile?

		Page 13
1 .	A Yes.	
2	Q And so does	each officer have his own car
3	to take home?	
4	A No, ma'am.	The only ones that have their
5	own cars are resident	officers that live in town
6	that have their own ca	ar. The only thing they don't
7	have in those resident	cars are computers.
8	Everything else is set	up the same.
9	Q So we've see	en pictures and heard testimony
10	about Officer Wilson's	s car, that it was a Chevy
11	Tahoe?	
12	A Yes, ma'am.	
13	Q Are all the	Ferguson police vehicles like
14	that?	
15	A No, ma'am.	We have one Chevy detective
16	car, it's an Impala.	And then we also have Crown
17	Vics that are weeding	out of the system.
18	Q So the Tahoe	es are newer?
19	A Yes, they as	ce.
20	Q And so Offic	cer Wilson's car had a mobile
21	radio and then it also	o had a computer in it; is that
22	right?	
23	A Yes, it is.	
24	Q And you said	d that the resident officer,
25	people who live in the	e city limits get to take a car

	Page 14
1 ,	home?
2	A Yes, ma'am.
3	Q But they don't have computers?
4	A No.
5	Q Was Darren Wilson a resident officer?
6	A No, ma'am.
7	Q So when you are done with your shift as an
8	officer, if you're not a resident officer, you take
9	your car back to the station and then get your
10	personal car and go home?
11	A Yes, ma'am.
12	Q And then is that vehicle put back in
13	service like on the next shift?
14	A Yes, it is.
15	Q Okay. Um, so each car has a number; is
16	that right?
17	A Yes, ma'am.
18	Q And so when a radio in a car calls out,
19	can the dispatcher tell by the signal which car it
20	is?
21	A No, ma'am. The only time you can tell
22	which vehicle it is if the alert tone is sounded,
23	that's the emergency alert tone. It will come up
24	with what they call an alias on the screen and that
25	will tell which vehicle it is so that dispatcher is
1	

Page 15 1 aware. And so we already heard some testimony 2 Q. about the alert tone, and that's the orange button 3 that's on the mobile, the portable; is that right? 4 5 Yes, ma'am, it is this button. Α 6 There's an orange alert button also on the Q 7 mobile radio inside the car, correct? 8 Α Yes, there is. 9 And so if an officer activates that alert 10 button, can the dispatcher tell what radio it is by 11 his car 108? Yes, ma'am. 12 Α 13 And, obviously, each officer has their own Q 14 radio, they would know whose radio it is? 15 Α Yes. 16 If it is a portable? 17 Yes. It comes up on a screen with their name and also the radio number. 18 19 Q Okay. And then you also told me that it would say M, for mobile or P, is there P for 20 21 portable? 22 That's on the new system for the cars. Α Ιf 23 the cars, the alias will come up with the last letter M is for mobile. When we switch over to the 24 25 new radio system, that will still be with a P for

	Page 16
1 .	portable, but we do not have that yet.
2	Q We heard some talk about the County
3	installing or putting in place this new 800
4	megahertz radio communication system; is that right?
5	A Yes, ma'am.
6	Q But you are not apart of that yet?
7	A Not yet.
8	Q So the radio system that you are using
9	today, is that the same radio system that was in
10	place on August 9th?
11	A Yes, ma'am.
12	Q So everything that we're talking about so
13	far was the way it was on August 9th?
14	A Yes, ma'am.
15	${f Q}$ And so if an officer hits that alert tone,
16	we have already heard what happens then, but the
17	dispatcher is able to tell at least whether it is a
18	mobile radio or a portable radio?
19	A Yes, ma'am.
20	${f Q}$ And then the dispatcher would know by the
21	radio number whose portable it was?
22	A Yes.
23	${f Q}$ And they also know if it is a mobile
24	radio, what car it's in?
25	A Right.
1	

Page 17 All right. And so the radio that you 1 Q 2 brought with you, you said is Darren Wilson's radio, 3 correct? Yes, ma'am. Α 4 5 Q And you took the back off of it to show me 6 something earlier today? 7 Yes, it is the radio. Each radio comes Α 8 with a number, either their DSN is on there or their 9 name is the put on the radio itself. And it coincides with the inventory list that is made up 10 11 when the radio is passed out. 12 And so you just took the back off of that Q 13 portable radio and what's written on the inside of 14 it? 15 D. Wilson, radio 99. Α And so is 99 the radio number or is that 16 Q 17 his DSN? 18 That is the radio number. Α 19 Q Okay. And so if ever, I mean, all the 20 radios look alike. If ever two radios would get mixed up, you would be able to open that up, anybody 21 22 could open it up and see whose it is? 23 Yes, ma'am. We can also look at the 24 serial number also on there and determine whose it 25 is.

```
Page 18
                          (Grand jury Exhibit Number 90
 1
 2
                         marked for identification.)
 3
          Q
               (By Ms. Alizadeh) I'm going to hand you
     what I marked as Grand Jury Exhibit 90. You brought
 4
 5
     with you today some paperwork about the
     communication system and who is assigned to what
 6
     radio and so forth; is that right?
 7
 8
          Α
               Yes, ma'am.
               I am going to show you Grand Jury Exhibit
 9
     Number 90. It says portable radio inventory.
10
11
     you print that off and bring it with you this
     morning?
12
13
               Yes, I did.
          Α
               What does this show?
14
          Q
15
               This is telling me who has the radio,
          Α
     model number of the radio, the number of the radio
16
     and also the serial number of the radio.
17
18
                    It also tells me if it has a mike
19
     attached to it.
20
          Q
               Okay.
21
               Whose the patrol detectives, or the jail,
          Α
22
     who has the radio.
23
               Okay. So now in the column that says
     assignment vehicle, personnel, spare, cash, et
24
25
     cetera, it has officer's DSN as opposed to their
```

	Page 19
1	names, correct?
2	A Yes.
3	Q What is Officer Wilson's DSN?
4	A 609.
5	Q So on this record then we can see that DSN
6	609 has radio HT750 and then in the corner it says
7	99, who wrote that?
8	A I wrote that.
9	Q Did you write that prior to coming today?
10	A No, a lot of these when we were doing
11	inventories, either the officer was off that day or
12	they were on vacation. And I, as you can see there,
13	is like unknown what their numbers are.
14	So when they come back on duty, then
15	I can get with them and find out what their number
16	is and I will write it in.
17	${f Q}$ Okay. I'm going to pass copies of this
18	around to everybody.
19	And so not only can you tell that
20	that's Officer Wilson's radio by looking in the
21	back, but also you can double check with the
22	inventory that you have to make sure that the serial
23	number on that radio is the same as the radio
24	assigned to him, correct?
25	A Yes, ma'am.

	Page 20
1 ,	${f Q}$ Okay. And so again, when a radio, when
2	somebody on a portable radio calls in to dispatch,
3	is there anything on a screen that tells that
4	dispatcher who it is?
5	A No, ma'am.
6	Q And so how is it that officers then will
7	typically identify themselves when they are calling
8	in?
9	A They have sectors. And that's determined
10	when they come in in the morning and they are doing
11	the roll call, the supervisor will give them a
12	sector. That sector number, which will be like
13	maybe F22, F23, that's their sector number, that's
14	their call sign for dispatch.
15	Q Is that permanently their sector number or
16	does it change on a regular basis?
17	A It changes on a regular basis. They do
18	what they call a rotation of sector.
19	Q Okay. So is a sector a geographic area?
20	A Yes, it is.
21	Q How many sectors are there in Ferguson?
22	A There's four.
23	${f Q}$ So at any given time, how many officers
24	are on assignment in a sector?
25	A One officer will take care of their
I	

Page 21 sector. And then usually if the squad has a full 1 amount of officers, they will have what they call 2 cover cars. Those cover cars will assist the 3 sectors on any calls. 4 5 So if you have a sector car, say F25 goes out on a call, a sick case and he's tied up on 6 7 that sick case, dispatch will know that. She will 8 send a cover car to take another call in his sector. 9 So each sector has one officer that is assigned to it for that shift? 10 11 Yes, ma'am. Α And then how many cover cars are out on 12 Q 13 any given shift? 14 It can range from maybe one to three, and Α I've even seen four, depending on how many people 15 16 are working that day. 17 So the cover car is kind of roaming around 18 the city and can go anywhere whereas the sector car 19 is going to stay in their own sector? Yes, ma'am. 20 Α Unless they have to leave their sector for 21 Q 22 whatever reason? 23 Α Right. And then on any given shift, there's a 24 25 supervisor on duty, correct?

	Dama 22
	Page 22
1 .	A Yes, there is.
2	Q How many supervisors?
3	A There is usually two lieutenants and a
4	sergeant.
5	$oldsymbol{Q}$ Okay. So the sergeant would be directly
6	in charge of the officers that are riding around in
7	their sector and the cover cars?
8	A Yes, ma'am.
9	Q And then is that sergeant generally also
10	in uniform in a patrol car patrolling the city?
11	A Yes, ma'am.
12	Q And then what's the lieutenant doing?
13	A He's usually in the station doing
14	paperwork, doing the reports. When he usually gets
15	called, caught up with the paperwork he'll come out
16	on patrol also to assist.
17	Q So on any given shift there's just one
18	shift working, so there would be one sergeant and
19	four sector cars and maybe one to three cover cars?
20	A Yes, ma'am.
21	: . When an
22	officer, when a sector car is out on duty and he
23	takes a call.
24	A Uh-huh.
25	Does the cover car, do he

```
Page 23
     calls in and let you know, I'm in position to take
 1
 2
     this matter, this issue, blah, blah, blah. Does the
 3
     cover car gets called in to let him know, okay, I
     need the cover car to service the area or how it
 4
 5
     works?
 6
               I know what you are saying.
          Α
 7
                               Okay.
 8
          Α
               Usually it works like this. If I call a
 9
     car to a sector and that car is out on a sick case,
10
     the cover car automatically hears that they kind of
11
     move over to that area.
12
                               Okay.
13
          Α
               They are not actually told to cover it,
14
     but just in experience, they will move to that area
15
     knowing that something could break out in there so
     they have coverage. So it is mainly the officer, it
16
17
     takes the experience of the officer to hear that and
     he'll move over into that area.
18
19
                               The cover car should be
20
     able to hear?
21
               Oh, yeah.
          Α
22
                                      I lost my thought.
                             : Okay.
23
          Α
               Sometimes you'll hear a supervisor get on
24
     the radio and say Frank 28 centralized.
25
     they want him to move in closer to his area to cover
```

```
Page 24
     it.
 1
 2
                                Okay. You answered it,
 3
     okay, thanks.
               (By Ms. Alizadeh) So when an officer is on
 4
          Q
 5
     duty and patrolling, is he by himself in his
 6
     vehicle?
 7
               Yes, ma'am.
          Α
 8
          Q
               And currently you have two officers
     patrolling together; is that right?
 9
10
          Α
               Yes.
11
          Q
               And that's because of the unrest that has
     happened since August 9th?
12
13
          Α
               Yes, ma'am.
14
               Prior to August 9th you would have one man
          Q
15
     per car?
16
          Α
               Yes, ma'am.
17
               And so if the officers are out on patrol,
18
     you had people already testify that in the mobile
     car you can have like one channel tuned in and you
19
     can have a different channel tuned in on your
20
     portable. Are the officers to be monitoring the
21
22
     dispatch channel at all times?
23
               They do. You've got to remember the
24
     mobile units have what they call a scan portion in
25
     it and dispatch is put in on a priority button.
                                                        So
```

Page 25 even if you are on scan and say RIOT A comes up on 1 2 your radio and they're listening to the RIOT channel. As soon as dispatch hits their key in 3 dispatch, it will cut them off and put them in 4 5 priority. So they're constantly monitoring that 6 dispatch channel. 7 So the dispatcher at the station, she's on Q 8 a transmitter, he or she is on a transmitter. 9 you know how many watts that transmitter is? 10 Α No, I don't. 11 Can anybody in the city typically hear the Q transmission from the dispatcher? 12 13 Α They can. Sometimes you do miss calls. 14 And so, you know, we talked earlier about Q 15 this say, for example, an officer is going to go on a sick call, we've talked about, that would be 16 17 something that is like short of breath or there has 18 been somebody faint or something, so the officer is 19 going to go to a residence and they're going to walk up to the house. So they leave their mobile car, 20 the mobile radio in their car and now they're on 21 22 their walkie-talkie or their portable, right? 23 Α Yes, ma'am. 24 And so you've told me that it is not 25 unusual, or even it might be typical that the

Page 26

- 1 officer once he makes contact or goes into the
- 2 residence, might even turn down the volume on his
- 3 radio and why is that?
- 4 A That's to, when an officer goes into a
- 5 sick case, we have a lot of elderly folks, they are
- 6 hard to hear. An officer will walk up and just turn
- 7 the radio down a portion just so they can hear. You
- 8 can hear it through the mike, you don't hear it
- 9 through the receiver itself, you hear it through the
- 10 mike so it is pretty close. Even when it's down you
- 11 can hear it.
- 12 They want to have all of their
- 13 attention on that person or patient and not listen
- 14 to a bunch of garble.
- Okay. So is it also possible that if
- 16 you're on your portable radio and say you go into a
- 17 building or whatever, that your radio might not
- 18 actually receive a call because of you being inside
- 19 a building?
- 20 A Right. We have a lot of problems in what
- 21 we call one sector where Wal-Mart and Sam's.
- 22 Because of the metal building, our walkies won't get
- 23 out. A lot of time they can hear at dispatch, but
- 24 officers can't call out.
- 25 **Q** And if an officer is on the dispatch

```
Page 27
     channel and calls out, if that call is not heard by
 1
 2
     dispatch, how does the officer know that?
 3
          Α
               Say it again?
          Q
               If the officer calls out on the dispatch
 4
 5
     channel.
 6
          Α
               Okay.
 7
               And let's say that the dispatch doesn't
          Q
     get that call, they don't hear it or they can't make
 9
     it out?
10
          Α
               Uh-huh.
11
               How does the officer, how might you know
          Q
12
     that?
13
               Dispatch would constantly try to get in
          Α
14
     contact with the officer. All dispatchers have
15
     their cell phone numbers for officers. They have a
     paper in front of them.
16
                              It is in a book.
17
     can't get ahold of an officer, a lot of time, say
18
     they pick up shoplifter at Wal-Mart, they will
     attempt to call that officer several times. And if
19
     they can't get him, they realize they are in a metal
20
     building. So they'll right away get either on their
21
22
     cell phone or they will call Wal-Mart store to get
23
     ahold of them.
               So if an officer actually calls, makes a
24
25
     call on his mike.
```

```
Page 28
               Okay.
 1
          Α
 2
               And that doesn't get received, there's no
 3
     tone or anything that tells him it wasn't received,
 4
     correct?
 5
          Α
               No, no.
 6
               And so are there times then when the
          Q
 7
     officer, so when an officer makes a call into
 8
     dispatch and he may or may not use his call signal
 9
     for that day, correct?
10
          Α
               Right.
11
               And so he may call in Frank 21 and then
     dispatch will say Frank 21 repeat, to let him know I
12
13
     heard you?
14
          Α
               Right.
15
                          (Grand jury Exhibit Number 87
                         marked for identification.)
16
17
               (By Ms. Alizadeh) Okay. And I'm going to
18
     hand you what is marked as Grand Jury Exhibit Number
19
     87. This is another document that you brought with
     me today, or brought with you. This is entitled
20
21
     Federal Communication Commission Public Safety and
22
     Homeland Security Bureau Radio Station
23
     Authorization.
24
                    Does this document indicate what your
25
     callers are or whatever?
```

	Page 29
1 .	A Yes, ma'am. This is framed and put in our
2	dispatch and hanging on the wall. This is our
3	actual license to use the radio.
4	Q Okay.
5	A And there's a call sign at the top, it's
6	KAG843. That's what dispatchers use that number to
7	tell other departments that they're clear on
8	different calls.
9	${f Q}$ I am going to pass that out as well to
10	everyone.
11	And then I'm also going to show you
12	Grand Jury Exhibit Number 89. You brought that with
13	you today too, right?
14	A Yes, ma'am.
15	Q So this is something that looks like you
16	printed off on your computer; is that right?
17	A Yes, ma'am.
18	Q Is this a Word document or something?
19	A Yes, it is actually an email.
20	Q An email?
21	A Uh-huh.
22	${f Q}$ So now what is this that you are showing
23	me?
24	A Last, it is probably around April we
25	started getting from St. Louis County our new radio

Page 30 systems came in for the mobiles and we are supposed 1 to set up some time for all of our vehicles to be 2 3 taken to Wireless USA, which is in Maryland Heights to get new radios put in. 4 5 This here is an appointment list, so to speak, telling me what cars need to go, what time 6 and date they need to arrive there to get the car 7 8 radio put in. 9 Do you know back in August what car Darren Wilson was in? Let me ask you this, would he always 10 be in the same car every time he was on shift or 11 does he just get a different car every time? 12 13 Α They usually stay in the same car unless 14 it is out for service or something is wrong with the 15 vehicle. 16 Okay. How about vehicle 108? 17 Yes, ma'am. Does that document show whether or not 18 19 that vehicle had a new mobile radio put in? Yes, ma'am. 20 Α When did that happen? 21 Q 22 May the 28th. Α 23 Q Okay. So as of May of this year, car 108 had a new mobile radio put in it? 24 25 Yes, ma'am. Α

	Page 31
1	Q What about the walkie-talkies, were those
2	replaced as well?
3	A No, ma'am, they're still the same ones.
4	Q Okay. And we've already heard testimony
5	that the walkie-talkies are 5 watts and the mobile
6	radio are 10-watt, is that still true?
7	A Yes, ma'am.
8	Q Okay. And in your experience as an
9	officer patrolling the streets of Ferguson, is it
10	unusual for an officer to transmit a call from his
11	portable radio that dispatch does not get?
12	A No.
13	Q And why would that be?
14	A It could be a lot of circumstances. It
15	could be the terrain, it could be any number of
16	things where the officer is at if he's in a
17	building, depending on if he's in concrete, if he's
18	in a basement.
19	${f Q}$ Are there particular areas of the city
20	where transmissions are poor?
21	A Yes, ma'am.
22	Q And have you heard the phrase, dead zone?
23	A Yes, ma'am.
24	Q Is that an area where it might have poor
25	transmission?

	Page 32
1 .	A Yes.
2	${f Q}$ Do you know where the deadzones are in the
3	City of Ferguson?
4	A Yes, ma'am.
5	Q What about the area of Canfield Green
6	Apartment Complex, is that a dead zone?
7	A That could be considered a dead zone.
8	Q Okay. So is it sometimes difficult to get
9	transmissions from a portable from that dead zone
10	area?
11	A Yes.
12	Q And you and I and one of your dispatchers
13	actually sat and listened to a lot of calls this
14	morning; is that right?
15	A Yes, ma'am.
16	Q And we're going to hear those calls, but
17	are there times when a call might just be static?
18	A Yes.
19	${f Q}$ And that might be somebody calling in for
20	some reason, the signal strength does not allow him
21	to be heard?
22	A Right.
23	Q And are there times when there are calls
24	when you can kind of hear garbled talking?
25	A Uh-huh.

		Page 33
	1 .	Q Would that also be, again, possibly their
	2	signal is weak or there might be some building in
	3	between that transmitter and the receiver?
	4	A That could be a number of things. That
	5	could be either the signal is weak, could be that
	6	somebody is walking on them, meaning somebody is
	7	trying to call in at the same time they're talking.
	8	${f Q}$ Okay. And when that happens, is it the
	9	stronger signal that walks on top of the other call?
	10	A Yes, it is.
	11	Q It doesn't matter who keys their mike up
	12	first?
	13	A No.
	14	${f Q}$ If somebody keys their mike up and starts
	15	talking and the stronger signal keeps their mike up,
	16	the person who is weaker will cut out?
	17	A Correct. Usually that happens when an
	18	officer's in a vehicle with a higher range of power
	19	and it will cut the walkie.
	20	Q Okay. And so the walkies or the portables
	21	being the weaker signal, you would find that that
	22	would be something that would occur most often with
	23	a portable?
	24	A Yes.
	25	Q Now, we talked about in our phone
Ц		

	Page 34	
1	conversation last week, we talked about the channels	
2	that Ferguson has, correct?	
3	A Yes, ma'am.	
4	${f Q}$ Now, on your radios we already have heard	
5	that there are 16 selectors or positions that you	
6	can have, 16 channels. How many channels does	
7	Ferguson use?	
8	A We use two, or ten.	
9	Q Ten channels?	
10	A Ten channels.	
11	Q Are those one through ten or do you skip a	
12	number?	
13	A It is one through ten.	
14	Q And so did I ask you or did you provide	
15	for me a list of what channel is what today?	
16	A Yes, ma'am.	
17	(Grand Jury Exhibit Number 88	
18	marked for identification.)	
19	Q (By Ms. Alizadeh) I'm going to show you	
20	Grand Jury Exhibit Number 88. Is that what you gave	
21	me today that list what channels are what?	
22	A Yes, it is.	
23	Q And now, so I'm going to pass this out as	
24	well.	
25	So on that list it shows that channel	

		Page 35
1	one is th	ne dispatch channel?
2	A	Yes, ma'am.
3	Q	And then channel two is?
4	A	We used to have Cool Valley on our
5	channel,	they're not with us any more, but it's our
6	backup ch	nannel they call it.
7	Q	Okay. And then channel three is what?
8	A	North County Fire Department.
9	Q	Okay.
10	A	Fire district actually.
11	Q	And so channel three the North County Fire
12	District	back on August 9th?
13	A	Yes, it was.
14	Q	And then channel four is what?
15	A	That's used to be the old Public Works
16	slot. Th	ney went ahead and put Hazelwood and
17	surroundi	ng municipalities on there as a receive
18	only so v	we can hear what's going on.
19	Q	And then number five?
20	A	Number five is your RIOT A channel.
21	Q	So that's the county's RIOT A channel?
22	A	Yes, ma'am.
23	Q	And then number six?
24	A	Number six is mutual aid.
25	Q	We've heard mutual aid, what is that

Page 36 channel for? 1 2 Mutual aid is used like for airplane crashes, disasters, it is a whole bunch of people 3 getting on there. 4 5 Okay. And then channel eight is what? Point-to-point. 6 7 And that is you've got here, UMCL, what Q does that mean? That's UMCL and another surrounding area 9 we can hear also. 10 11 So that's a point-to-point channel? Q No, ma'am, that's just another channel 12 Α 13 where we hear other municipalities. Number nine? 14 Q 15 Α Berkeley. Q And ten? 16 17 Is North County Muni. 18 Okay. Now on some of these channels such as number three, number four, number nine, I'm 19 sorry, I skipped, number seven, number eight, number 20 nine and ten, you have here REC, only. What does 21 22 that mean? 23 Those are receive only. You can only hear 24 the people, you cannot talk or transmit back to 25 them.

Page	37
1 Q All right. And so is channel three a	
2 receive only channel?	
3 A Yes, ma'am.	
4 Q So an officer whose walkie-talkie is on	
5 channel three, he can hear somebody transmitting on	
6 that channel, but he can't transmit on that channel	?
7 A No, ma'am.	
8 Q How about dispatch, if dispatch is on	
9 channel three, can they transmit on that channel?	
10 A Yes, they can.	
11	
12 on that channel?	
13 A Yes, ma'am.	
14 Q And then so we also talked earlier today	
15 about when an officer's radio is on channel three,	
16 and you demonstrated for me if an officer has his	
17 radio tuned to a receive only channel, does he get a	Э
18 tone on that radio?	
19 A Yes, he does.	
20 Q And what's the purpose of that?	
21 A Telling that person that you need to get	
22 on a transmission station, you're on a receive only	•
23 Q So does that tone play when you switch to	
24 that channel or does it only play if you key up the	
25 mike?	

```
Page 38
               The only time it plays a tone if you
 1
          Α
 2
     switch to the channel as if that's just a dead
     channel completely. If it isn't, you can switch it
 3
     to that channel, but as soon as you key up on it, it
 4
 5
     will make the same tone.
 6
               So like you don't have channel 12 in
          Q
 7
     Ferguson, correct?
 8
          Α
               No, ma'am.
 9
               So if you switch the radio to channel 12,
10
     you're going to hear a tone?
11
               As soon as you switch to it.
          Α
               That tone comes out of the mike?
12
          Q
13
               It actually comes out of both the receive
          Α
14
     and the mike.
15
               So if it is not a dead channel, so it is
          Q
16
     like channel three, a receive only channel, you have
17
     to actually key up the mike to hear that tone?
18
               You actually don't know until you key up.
19
     It is quiet until you try to transmit and then it
     will make a loud tone.
20
               You did that for me in my office, correct?
21
          Q
22
          Α
               Yes, ma'am.
23
               We experimented, there is a volume button
24
     on your radio, correct?
25
          Α
               Yes, ma'am.
```

	Page 39
1 .	Q And the volume button, obviously, turns
2 th	ne volume down on the radio, correct?
3	A Yes.
4	Q Does it turn that tone down as well?
5	A It turns it down, but you can still hear
6 it	t, still audible.
7	Q Y'all want to hear him play that tone on
8 th	ne radio.
9	(All grand jurors indicate yes.)
10	A You get the chirp turning the radio on.
11	Q Okay.
12	A This is channel three, it is dead, it is
13 s	ilent. (indicating) That's what the officer would
14 he	ear, that's telling him, hey, get on a different
15 cł	nannel, you are a receive only. A dead channel
16 wo	ould be as soon as you hit that dead channel, it
17 to	ones.
18	Q Okay. Put it on a dead channel for me,
19 no	ow turn the volume all the way down. Okay. So you
20 st	till hear a tone, but it is a lot quieter?
21	A Right.
22	Q It does come out of mike that is next to
23 yo	our ear?
24	A Yes.
25	Q And it comes out of the actual portable

```
Page 40
     radio too?
 1
 2
          Α
               Yes.
 3
          Q
               And if you are on a receive only channel,
     it would only happen once you key up the mike?
 4
 5
          Α
               Right.
 6
               All right. So let's see. I think I've
 7
     passed everything out that I brought with except
     there is something I didn't know that it has the
 8
 9
     receipts, you brought some receipts. They don't
10
     need to --
11
               I think you have those.
          Α
               I have those, yeah. Okay. So Sergeant
12
          Q
13
         , I'm saying CAD is capital C-A-D?
14
         Α
               Yes, ma'am.
15
               What does CAD stand for?
          Q
16
          Α
               That's Computed Aided Dispatch.
17
               What is CAD, what is the CAD system?
18
               That's when we have calls, we have a ITI
19
     system it is called. And what they do, the call
     will come out, dispatchers use that for the
20
     reporting. The officer can write in there what they
21
22
     did. There is a report that doesn't need to be
23
     taken, an official report, they can put, it is like
     a little entry in there for notes. What he did when
24
25
     he was on the call, that way that's always in there.
```

	Page 41
1 ,	Q So this is via computer?
2	A Yes, it is.
3	Q Doesn't come across your radio?
4	A No, ma'am.
5	Q And so the dispatcher when she takes a
6	call and she hears an officer call in and say
7	something.
8	A Uh-huh.
9	Q And then she would have to separately
10	enter in a call on the computer in the CAD system?
11	A Yes.
12	Q So she puts some kind of notes related to
13	this call?
14	A Yes.
15	${f Q}$ And then that information, that CAD
16	information, does that show up in the officer's
17	computers in their cars?
18	A Yes, it does.
19	Q And then the officers can also enter
20	things in the CAD system, correct?
21	A Yes, they can.
22	Q And if the officer does, does the
23	dispatcher see that on her computer as well?
24	A Yes.
25	Q And can each car see what the other cars

	Page 42
1	are entering?
2	A Yes. The only thing they can't do is
3	correct something.
4	Q They can't change somebody else's entry?
5	A No, ma'am.
6	Q How about dispatch, can she change it?
7	A No, ma'am. Only a supervisor can do that.
8	Q Now, let's talk about internal clock. We
9	talked about this you and I. So when a call is
10	received by an officer into dispatch, there's a
11	clock in dispatch that the dispatchers use, correct?
12	A Yes, ma'am.
13	${f Q}$ And it is physically a digital clock that
14	sits there, correct?
15	A Yes.
16	Q And is that clock the accurate time?
17	A Yes, ma'am.
18	Q I don't even know what the accurate, there
19	is some kind atomic, I was going to say nuclear.
20	Some type atomic clock in some mountain state some
21	place, so that clock is the exact time, correct?
22	A Yes, ma'am.
23	Q So sometimes when the dispatcher
24	responding, or involved in a call she will actually
25	call out the time 11:36?
1	

	Page 43
1 ,	A Yes, ma'am.
2	Q She's getting that from her clock?
3	A Yes.
4	${f Q}$ Now, when a dispatch call comes in and
5	might be answered by the dispatcher, does the
6	computer give that call a date and time?
7	A Yes.
8	${f Q}$ And is that the same time that might be on
9	the call clock that the dispatcher is looking at?
10	A Yes, it is.
11	${f Q}$ Is it ever off, have you had occasions to
12	see that those two times are not the same?
13	A Sometimes they do get unsynchronized. The
14	main problem we have is the 911 system, it is not
15	synchronized.
16	${f Q}$ So let's talk about the 911 system. I
17	think you already said Ferguson does their own 911
18	calls, correct?
19	A Yes, uh-huh.
20	\mathbf{Q} So the dispatcher handles those as well?
21	A Yes, they do.
22	Q Those are separate from the radio traffic,
23	but they still come from the dispatcher?
24	A Yes.
25	Q Those calls also have a date and time

	Page 44
1 .	assigned by the computer?
2	A Yes.
3	Q And so you're saying that you had problems
4	with that internal clock for the 911 calls?
5	A Yes.
6	Q And how many minutes have they been off in
7	the past?
8	A I've seen it as much as 21 minutes off.
9	${f Q}$ Okay. So if you are, would it be fair to
10	say then that if you're going to look back at your
11	911 calls and the record of the calls, the time
12	that's listed for those calls on the computer are
13	not necessarily accurate?
14	A Right.
15	${f Q}$ Okay. And you also said that it might be
16	that the actual dispatch call radio traffic, that
17	might be not in sync with the actual clock that the
18	dispatcher is looking at?
19	A Exactly.
20	Q And are all radio traffic calls recorded?
21	A Yes, ma'am.
22	Q And how long do you keep those
23	recordings in Ferguson?
24	A Yes, ma'am.
25	Q And how long does Ferguson keep those

		Page 45
1 .	recorded	calls?
2	A	90 days.
3	Q	Is it automatic?
4	A	Yes, it automatically covers itself.
5	Q	What about the 911 calls, does Ferguson
6	record th	nose?
7	A	Yes, ma'am.
8	Q	Are those also dumped after 90 days?
9	A	Yes, ma'am.
10	Q	If you need to retrieve a call, though,
11	prior to	it being dumped after 90 days, can you burn
12	those cal	lls on a disc?
13	A	Prior, yes.
14	Q	Prior to them being dumped?
15	A	Yes, ma'am.
16	Q	And once they're dumped, their gone
17	forever?	
18	A	Yes, ma'am.
19	Q	So now you and I and your dispatcher
20	listened	to some calls this morning?
21	A	Yes, ma'am.
22	Q	You guys were here extra early at
23	6:30 this	s morning and we were listening to calls?
24	A	Yes, ma'am.
25	Q	And with the help of the two of you, you

```
Page 46
     were helping me understand what was being said and
 1
 2
     what was going on in these calls, correct?
 3
          Α
               Yes, ma'am.
               Now, you testified that each officer has a
 4
          Q
 5
     call number assigned to him?
 6
               Yes, ma'am.
          Α
 7
               And depending on the day or the shift that
     call number could be different?
 9
               Right.
          Α
               But does the dispatcher have a roster for
10
          Q
11
     that day with the call number?
12
               Yes, supervisor brings one up to her.
          Α
13
               Every day?
          Q
               Yes, ma'am, every shift.
14
          Α
15
               So Frank 24 on Monday might be
          Q.
     but, well, actually Frank 24 is the supervisor,
16
     isn't it?
17
18
          Α
               No.
19
          Q
               No.
20
               Frank 24, on what day?
          Α
               You're right, I was thinking of
21
          Q
                                                      is
22
     23.
23
          Α
               Yes, that's the only number that will stay
24
     the same.
25
               The supervisor number always stays the
          Q
```

	Page 47
1 1	same, but the officers call number can change from
2	day-to-day?
3	A Yes, ma'am.
4	Q So did you and your dispatcher and I
5	listen to these calls that we were listening to
6	today, did we figure out what numbers were what
7	officers?
8	A Yes.
9	Q You recognize the voices of a lot of these
10	officers, is that fair to say?
11	A Yes, ma'am.
12	${f Q}$ And your dispatcher, she listens to these
13	same officers every day, did she indicate that she
14	recognizes people's voices?
15	A Yes.
16	Q So take notes because I don't have this
17	written down, I don't have this down. So on
18	August 9th for the calls that we were listening to
19	today, Frank 21 was Darren Wilson, correct?
20	A Yes, ma'am.
21	Q And Frank 22, was it ?
22	A .
23	Q And Frank 23 was Sergeant ?
24	A Yes.
25	Q Frank 24 was Officer ?
1	

		Page 48
1 ,	A	•
2	Q	Frank 25, what is first name?
3	A	•
4	Q	Officer and that's
5		
6		Officer 26, Frank 26 that day was
7	your cani	ne officer?
8	A	Yes, that's Officer
9	Q	•
10	A	Two s.
11	Q	?
12	A	Yes, ma'am.
13	Q	. What's his first name?
14	A	That's .
15	Q	3
16	A	Uh-huh.
17	Q	And Officer Frank 41 that day?
18	A	That's Officer .
19	Q	What's his first name?
20	A	•
21	Q	And then on that, again, supervisor
22	Lieutenar	is heard on some of these calls,
23	correct?	
24	A	Yes, he is. First name
25	Q	And does he use a Frank number on these

		Page 49
1	calls or	did he use his DSN?
2	A	He uses his DSN on this call.
3	Q	Just to make this even more confusing,
4	each offi	cer has a DSN, correct?
5	A	Department serial number.
6	Q	That is their number always?
7	A	Yes, ma'am.
8	Q	And then you are assigned to a car that
9	has a car	number, correct?
10	A	Yes, ma'am.
11	Q	And that may change?
12	A	Yes.
13	Q	But it generally stays the same?
14	A	Stays the same.
15	Q	And then the officer has a call signal
16	Frank 21	and Frank 24. And each officer for the
17	shift has	a different call center, correct?
18	A	Yes, ma'am.
19	Q	But that may change the next day?
20	A	Yes.
21	Q	And then each officer has his own
22	walkie-ta	alkie?
23	A	Yes, ma'am.
24	Q	That he takes with him and may take home,
25	correct?	

```
Page 50
          Α
               Yes.
 1
 2
               Okay. Are we thoroughly confused?
          Q
 3
               MS. WHIRLEY: We have a question.
                                I didn't get that last
 4
 5
     one, I got Frank 41 was
                                      , who was the last
 6
     one?
 7
               MS. ALIZADEH: Lieutenant
 8
                    and you said
 9
               It is
         Α
                              : And he just uses a DSN?
10
11
               Yes, on that call that night. He was off
          Α
     that day. He is a resident officer.
12
13
               (By Ms. Alizadeh) I'm setting this up
          Q
     because we are going to hear some calls and I've got
14
15
     a transcript and the officers are identified by
     their number like 21, 22, 24, okay.
16
17
                    So you and I and your dispatcher sat
18
     down and we went over these calls this morning and I
19
     actually made some changes on the transcript as you
     would be telling me oh, that's so and so.
20
               Right.
21
          Α
22
               So sometimes when the officer calls in
23
     they don't identify themselves by their signal or
     their call number, correct?
24
25
          Α
               No, ma'am.
```

	Page 51
1 ,	${f Q}$ And sometimes when the officers call, they
2	can talk to each other, correct?
3	A Yes, ma'am.
4	Q And sometimes they use their first names?
5	A Yes.
6	${f Q}$, , we hear on the transmissions,
7	correct?
8	A Right.
9	Q Okay. Now, we're going to play the call
10	with the dispatcher. So her voice is heard on this
11	as well and she can identify people as well, but for
12	the purposes of understanding how the communication
13	system in Ferguson works or any of the testimony
14	from this witness, does anybody have any questions
15	or additional questions?
16	MS. WHIRLEY: I do.
17	MS. ALIZADEH: Sheila, sorry, go ahead.
18	MS. WHIRLEY: What sector is Canfield
19	Green Apartment?
20	A That's four sector.
21	MS. WHIRLEY: That's four sector?
22	A Four sector.
23	MS. WHIRLEY: How many people are assigned
24	to that sector on August 9th?
25	A That's just one officer.
1	

```
Page 52
               MS. WHIRLEY: Just Officer Wilson?
1
 2
               No, ma'am. It was Officer
         Α
 3
               MS. WHIRLEY: Okay. Was Wilson the cover
 4
     car?
 5
         Α
               No, ma'am. He was 21. He's actually one
 6
     sector, that's up by the highway.
               MS. WHIRLEY: All right. So I quess I
7
8
     don't understand, he was patrolling that sector, but
9
     that was not his sector.
               He was assisting on a call.
10
          Α
11
               MS. WHIRLEY: Okay. That's why he was
12
     there at that location?
13
         Α
               Yes, ma'am.
14
               MS. WHIRLEY: His radio was operable that
15
    day?
16
         Α
               Yes, ma'am.
               MS. WHIRLEY: And I know the dispatcher
17
18
    has got to do the calls with us. So you may or may
19
    not know the answer to this question, but I'd like
     to know the amount of time from when Wilson called
20
     out in Canfield, you remember that call?
21
22
         Α
               Yes, ma'am.
23
               MS. WHIRLEY: He says I've got two
24
     subjects, or something to that effect?
25
         Α
               Uh-huh.
```

```
Page 53
               MS. WHIRLEY: The time between then and
1
 2
     when his assistance arrived, would you know that or
     we need to listen to the dispatcher?
 3
               You could probably hear that on the tape.
 4
         Α
 5
               MS. WHIRLEY: You don't know that
 6
     timeframe?
7
          Α
               No, ma'am. It was pretty instantaneous
8
     though.
 9
               MS. WHIRLEY: When he first called, he had
     two on Canfield, his assistance came from quickly.
10
11
               If I remember right, I'll be out with two,
         Α
     send me another car.
12
13
               MS. WHIRLEY: Right.
14
         Α
               And Frank 25 is the one who responded to
15
     you. Could hear him with his engine and the car
     going to the scene, he gets there pretty quick.
16
17
               MS. WHIRLEY: Okay. We don't know the
18
     time, we might be able to figure out?
19
          Α
               You can probably figure it out.
20
               MS. WHIRLEY: Okay. Now that emergency
     alert tone, that orange button, are officers trained
21
22
     on that or taught, is that ever discussed with the
23
     officers as to when it is appropriate to use that?
               Yes, that's one of the first things they
24
25
     are taught on is that alert tone because that's
```

	Page 54
1 ,	their lifeline.
2	We do also do radio checks every
3	Sunday on the midnight shift for alert tone test to
4	make sure that the alert tone is still working.
5	We also do that with cars too, so
6	that's all done on a Sunday evening when they're
7	somewhat quiet.
8	Each officer that's working will have
9	to hit their alert tone so we know that walkie is
10	working then. If it isn't, we know to take it out
11	and get them another walkie and get it repaired.
12	MS. WHIRLEY: So they do that on a weekly
13	basis?
14	A Yes, ma'am, it's every Sunday night on the
15	midnight shift.
16	MS. WHIRLEY: So that's a pretty important
17	part on knowing how to communicate for your life?
18	A Yes, it is.
19	. It
20	doesn't matter what radio frequency that you are on
21	if you hit that alert button?
22	A It could be on any channel and you hit
23	that alert tone and it takes it over. It basically
24	takes the radio from you so to speak.
25	Okay.

```
Page 55
               MS. WHIRLEY: When they hit that alert
 1
 2
     button, the dispatcher immediately knows who is
 3
     hitting it and what to do?
               Yes, ma'am. There's a screen up in front
 4
          Α
 5
     of each dispatcher. It's a radio screen and up in
     the corner it will tell whose walkie it is by name
 6
 7
     and the walkie number.
 8
               MS. WHIRLEY: When that button is hit,
 9
     what is the dispatcher, what is she supposed to do
10
     or he?
11
               They ask right away, everything else quits
          Α
     all the traffic dies down. She gets on there and
12
13
     asks, you know, who the walkie is, are you okay.
14
     Everything 10-4 and then he's supposed to respond
15
     back.
               MS. WHIRLEY: And if he doesn't?
16
17
               If he doesn't, then they start doing a
          Α
18
     roll call finding out where everybody is at.
19
               MS. WHIRLEY: So it is a huge deal?
20
          Α
               Yes.
21
               MS. WHIRLEY: All right. Why would
22
     officers be on the RIOT channel.
23
          Α
               On the RIOT channel?
24
               MS. WHIRLEY: Yeah.
25
               That's for say to cover another St. Louis
          Α
```

```
Page 56
     County maybe has something big going on, so they'll
1
 2
     get on that channel.
 3
               MS. WHIRLEY: Just to hear what's going on
    because they are not responding to the calls
 4
 5
     generally?
 6
               No, huh-uh. But that's put into a scan
7
    mode so the officer doesn't actually physically
8
     switch to that channel. It is automatically
 9
     scanning that channel. So if there's a transmission
     on that channel it will come up. But if dispatch
10
11
     wants to get ahold of them, it will supersede that
12
     channel and take over.
13
                    So it is on a priority button.
14
               MS. WHIRLEY: Okay. So if you are
15
     scanning the County's RIOT channel, that's not going
     to interfere with your dispatcher communicating with
16
17
     you or you communicating with your dispatcher?
18
         Α
               Not at all.
19
               MS. WHIRLEY: Does Ferguson have its own
20
     RIOT channel?
21
               No, ma'am.
          Α
22
               MS. WHIRLEY: Okay. Any problems, you may
23
    have answered this, I'm not certain. Any problems
24
     with the walkies, the walkie-talkies call and
25
     receiving calls at Canfield Green? You mention kind
```

Page 57 of dead zone, or could be. I wasn't sure what that 1 2 meant. 3 Α Some walkies have a problem with it. You have got to remember Canfield used to be a golf 4 5 course, a lot of hills and a lot of terrain, 6 different terrain in there. 7 If you're standing a certain way, 8 that walkie will not get out. Then if you just move 9 2 feet over, you have got transmission. It is just a weird, the way the terrain is. 10 11 MS. WHIRLEY: Okay. Do you have your officers complaining who work in Canfield Green, 12 13 hey, I'm not getting my calls or I can't send you my location. 14 15 Yes. We have a few. It mainly happens in Α 16 one sector, not in four sector. 17 MS. WHIRLEY: And the sector that you're 18 talking about is sector four? 19 Α Yes, ma'am. 20 MS. WHIRLEY: Does that mainly happen in a 21 sector? 22 It happens occasionally, not as often as Α 23 in one. 24 MS. WHIRLEY: Okay. 25 If the repeater is not working right or if Α

Page 58

- 1 we have what they call a Dellwood repeater, it is
- 2 right there by the Dellwood Civic Center. It is on
- 3 a separate tower. If that isn't working correctly,
- 4 you will have problems getting out in one sector.
- 5 We go all the way to Old Halls Ferry and 270. If
- 6 you're on a walkie-talkie on an accident, you won't
- 7 hear that officer. Now the other officer assisting
- 8 him can, he can relay the message.
- 9 MS. WHIRLEY: On channel three, which is
- 10 what I think Darren Wilson may have been on; is that
- 11 correct or do you know?
- 12 **A** I don't know.
- MS. WHIRLEY: You said on your channel
- 14 three, the dispatch can hear and receive, right?
- 15 **A** Yes.
- 16 MS. WHIRLEY: On channel three. Can they
- 17 transmit too.
- 18 A Yes, I'm sure. Yeah. That's a North
- 19 County fire channel. So they'll need to be able to
- 20 transmit with our fire department.
- MS. WHIRLEY: Okay.
- 22 **A** When our fire department goes 10-8 from a
- 23 call, a fire call, they'll transmit on that.
- MS. WHIRLEY: So that channel was
- 25 monitored all the time?

```
Page 59
         Α
               Yes, ma'am.
1
 2
               MS. WHIRLEY: Is it recorded also?
 3
         Α
               Yes, ma'am.
               MS. WHIRLEY: So if an officer is on
 4
 5
     channel three and asks for assistance and puts out
 6
     shots fired, it should be recorded somewhere?
7
               You're not going to hear it, it is receive
         Α
8
     only.
9
               MS. WHIRLEY: It is receive only from that
10
     officer?
11
         Α
               From the channel. The officer will not be
12
     able to transmit.
               MS. WHIRLEY: I'm sorry, you did explain
13
     that. When you hit that channel we're going to hear
14
15
16
         Α
               You are going hear that tone.
17
               MS. WHIRLEY: The purpose of the tone is
18
    what?
               To move to a different channel that is
19
     transmittable. It is a safety feature. It is in
20
21
     the walkie-talkies actually.
22
               MS. ALIZADEH: Just real quick.
23
               Sergeant, I had told you that there was a
24
     call perhaps from Ferguson that did not recorded by
25
     dispatch, correct?
```

Page 60 Α Yes, ma'am. 1 2 MS. ALIZADEH: And did you then pull all the other channels to see if there was other --3 My curiosity got the best of me and I went 4 Α back before the tape started to get erased. 5 6 MS. WHIRLEY: We are coming up on the 90 7 days, correct? 8 It is 90 days now. It is going to start 9 erasing stuff. As we speak right now it is erasing 10 stuff. 11 (By Ms. Alizadeh) Okay. So prior to today was it this weekend you did that? 12 13 Α I did that last week. 14 So you looked at, or you pulled the calls Q 15 from these other channels; is that right? 16 Α Yes, ma'am. 17 And you listened to them? Yes, ma'am. 18 Α 19 Q Do you hear Darren Wilson making a call on any of those other channels? 20 No, ma'am. 21 Α 22 MS. ALIZADEH: I have those. I don't know 23 if it would be kind of pointless to play it. He's 24 listened to them and he doesn't hear Officer Wilson 25 on any of those channels. All right. Go ahead,

```
Page 61
     questions?
 1
 2
                                       . You had
 3
     mentioned that dispatch has the cell phone numbers
     of all the officers. Can you talk a little more
 4
 5
     about what that expectation is or if there is
 6
     protocol with regard to different officers and stuff
 7
     on these?
 8
               For the officers using their cell phones?
 9
                                Uh-huh.
10
               They use them quite a bit.
          Α
11
                                Okay. Is it expected that
12
     they have them with them?
13
          Α
               No.
14
                                It is not at all?
15
         Α
               Huh-uh.
16
                                Okay.
                                       Thank you.
17
                                          You talked about
18
     the dead zone potentially in Canfield there. If
     someone is on the receive only channel like channel
19
     three, they would get that tone, would you get that
20
     tone in a dead channel?
21
22
               On a dead channel?
          Α
23
                                I'm sorry, on a dead zone.
     You were in a dead zone, you were on like that
24
25
     channel 3, would you get the tone?
```

```
Page 62
               No, you would just get static.
1
         Α
 2
                               It doesn't even know and
 3
     so forth. Would that be the same thing with the
     alert button in an accident situation?
 4
 5
         Α
               If I hit the alert button right now, they
 6
     would actually hear.
7
                               So it is a repeating
                            :
8
    process, right, until it finally hits a beacon or
 9
     whatever?
10
         Α
               Exactly.
11
                            : Is that operating on a
    different frequency? I'm trying to figure out how
12
13
     the alert button gets out, but the general
     transmission does not, we know it does?
14
15
         Α
               It doesn't. The workings of that --
               MS. ALIZADEH: That would probably be a
16
17
     question that
                     could answer. If you want
18
    me to find out and bring him back or whatever.
19
                               You say the alert button
     would get through?
20
21
               Oh, yeah.
          Α
22
                               Okay.
23
                               Just one question.
                You mentioned that Darren Wilson was
24
25
     assisting on this sick call, I think was, was it 24;
```

Page 63 is that correct. 1 No, he wasn't assisting on a call. 2 3 MS. ALIZADEH: The dispatcher we're going to hear the call. She's going to interpret for us 4 5 who is going on. What does 10-8 mean, all this 6 lingo that's said during these calls. She's going 7 to be able to kind of translate that for us on what 8 calls who was going on and who was assisting and so 9 forth. MS. WHIRLEY: Maybe what you are talking 10 about, we had asked what is he assigned to sector 11 four and you said he was not? 12 13 Α No. 14 MS. WHIRLEY: So we're just trying to 15 figure out what he was doing in that general location? 16 17 Α Right. 18 MS. WHIRLEY: So can you tell us? 19 Α He was on a prior call at a disturbance at one of our other apartment complexes and when he 20 went 10-8 from there, he went onto a sick case at 21 22 another apartment complex. He was in that general 23 area anyway, four sector. 24 MS. ALIZADEH: And so it's not prohibitive 25 for a sector car to leave their sector?

	Page 64
1	A No, ma'am.
2	Q (By Ms. Alizadeh) And you talk about the
3	facts that sector has to go on call or leave their
4	sectors that one of the roaming cars or cover cars
5	might move into that area just to make sure there's
6	coverage?
7	A Uh-huh.
8	Q Okay. And also we hear on these
9	transmissions, at one point there's Country Club
10	Hills, or what was the other one?
11	A Country Club Hills.
12	${f Q}$ Country Club Hills officer who chimes and
13	he's responding to a call in Ferguson, correct?
14	A Yes, yes.
15	Q So other municipalities that are listening
16	to this radio traffic, they can also come into your
17	jurisdiction and respond to an emergency or
18	something?
19	A You got to remember we dispatch for two
20	other municipalities, they are on our frequency and
21	they monitor everything that we're doing.
22	Q Okay. And so we hear on those calls
23	someone that's Victor 2?
24	A Yes.
25	Q Is that a Country Club Hills officer?
l	

	Page 65
1 .	A Yes, it is.
2	Q Are all of the Ferguson officers Frank?
3	A Yes.
4	${f Q}$ And that Frank 21, Frank whatever, and
5	that means Ferguson, correct?
6	A Country Club Hills and Calverton Park.
7	${f Q}$ Are all the Country Club Hills officer
8	Victor something?
9	A Yes.
10	${f Q}$ So when someone calls out and they say
11	their name and their caller, that identifies what
12	municipality they're with and who they are that day?
13	A Yes.
14	$oldsymbol{Q}$ And then the dispatcher and you also told
15	me that usually will even recognize their voices?
16	A Yes. We do have one other municipality
17	which became a police department, which is Flordell
18	Hills.
19	: . Piggyback
20	off of . Just for clarification, you said
21	Frank 24 officer, he was in the sector, right?
22	A Yes.
23	Officer Wilson was his
24	assistance, is that how?
25	A No. He's in Wilson was in a separate

```
Page 66
     sector which is one sector.
 1
 2
                                Oh, one, okay.
                                                One
 3
     sector?
          Α
               Yeah.
 4
 5
                                So the area he was?
          Α
               Four sector.
 6
 7
               (By Ms. Alizadeh) And just to kind of lay
          Q
 8
     out what happens on these radio calls. First of all
     the calls begin, the recordings begin in the middle
 9
     of a shift, correct?
10
11
          Α
               Yes.
               So there is other calls that we are not
12
          Q
13
     playing where officers were out on other calls. So
     when we start on the call, initially there is talk
14
15
     about a caller who says that a man with a gun, or a
     man has threatened her and he's left. He lives in
16
17
     the apartment complex and she thinks he might have
18
     left to go get a gun?
19
          Α
               Right.
               And this a subject maybe going to get a
20
     gun, would it be typical for more than one car to
21
22
     respond to that?
23
               Yes. Officers hear that, they don't have
24
     to hear anything from the supervisor, that's all
25
     automatic for them. As long as they tell the
```

```
Page 67
     dispatcher, Frank 21, I'll be assisting or Frank 21
 1
     I will be en route. When they hear gun, you pretty
 2
     much get the calvary coming into the area.
 3
 4
     are several.
 5
               We hear on those calls that the traffic
          Q
 6
     amongst themselves and one guy says, I'm going to go
 7
     behind the building and they're looking for somebody
 8
     and they are communicating with themselves?
 9
               Yes.
          Α
               Each other?
10
          Q
11
          Α
               Yes.
12
               So there is actually three officers that
          Q
     go to that apartment call, correct?
13
14
          Α
               Yes.
15
               Only one of them it was his sector?
          Q
16
          Α
               Right.
17
               So other cars go there to assist?
18
               That officer whose sector that is, he was
     out on a sick case. The three officers are
19
     responding to that call are actually assisting that
20
21
     officer because he's out on another call.
22
          Q
               And this is something that experienced
23
     officers just kind of learn to do, is that fair to
24
     say?
25
               I think I just confused her.
          Α
```

```
Page 68
                                 No, you didn't.
 1
 2
               (By Ms. Alizadeh) They hear this traffic,
          Q
     they know who's busy, they know what's going on and
 3
     something else, they know street numbers, they know
 4
     street names, they know problem places, correct?
 5
 6
          Α
               They know everything. Those officers,
     they could tell by the officer's tone of his voice
 7
 8
     that I need to get their quick, that's how the
 9
     officers are tight.
               And you and your dispatcher even told me
10
     today when we were listening to these calls that she
11
     could hear that there was a problem in Officer
12
13
              voice?
14
               Yes.
          Α
               And that is even before the dispatchers
15
          Q
     knew what was on?
16
17
               Right.
          Α
18
               They knew there was a big problem?
          Q
19
          Α
               Yes.
20
               And so that's how these officers, they
          Q
     communicate by voice, they get to know each other,
21
22
     they work together, and they work together?
23
          Α
               Uh-huh.
               Is that right?
24
          Q
25
               Yes, ma'am.
          Α
```

	Page 69
1 ,	MS. ALIZADEH: Any other questions.
2	. About the
3	dead zone, how long have you been an officer in that
4	area?
5	A I've been in Ferguson 27 years.
6	: Are these deadzones more
7	like word of mouth or is there any kind of
8	documentation?
9	A It is documented by complaints from
10	officers and stuff.
11	MS. ALIZADEH: Let me ask you when we were
12	listening to the calls, in fact, isn't there a call
13	where you hear static and then suddenly could hear
14	the officer talking?
15	A Yes.
16	MS. ALIZADEH: You describe when your
17	dispatcher said, I can tell he's on his portable and
18	he's walking.
19	A Right.
20	MS. ALIZADEH: And he walks from one place
21	to another and suddenly you can hear him speaking?
22	A Right.
23	: You said
24	that, I want to clarify to make sure I've got this
25	correct here. You said that Officer Darren Wilson,
I	

```
Page 70
     he was on a disturbance call at another complex?
 1
 2
               Yes, ma'am.
          Α
                                Do you know which complex?
 3
 4
          Α
               Parkridge Apartments.
 5
                                Parkridge Apartments. And
 6
     then he went to a different complex to assist on a
 7
     sick call.
 8
               No, he was actually the primary on that
 9
     sick call, he was the only officer. When I say
     assist, when I say that, he assists in the sector
10
11
     car, so he doesn't have to jump off of that call to
     go run all the way over here. So when I say assist,
12
13
     he is just assisting the sector car. So he doesn't
14
     have to go 10-8 for the call.
               (By Ms. Alizadeh) And 10-8 means?
15
          Q
               Clear a call, I'm off the call.
16
          Α
17
               I'm done, I'm back in service, I can take
18
     another call?
19
          Α
               Exactly.
20
                               Now, when this happened,
     when this incident occurred, between him and Michael
21
22
     Brown, was he on his way to that sick call or he had
23
     completed it?
               He completed that call and was on his way
24
25
     out of the complex.
```

```
Page 71
                                And was on his way out of
 1
 2
     the complex.
 3
               (By Ms. Alizadeh) When we listen to these
     calls today and you hear that the dispatcher is
 4
 5
     calling out about a stealing in progress and she
 6
     gives an address.
 7
               Yes, ma'am.
          Α
 8
          Q
               Just the number, she doesn't give a street
 9
     even?
10
          Α
               No.
11
               Is that because the officer's just know
          Q
     what that means that's the Ferguson Market?
12
13
          Α
               Well they know that, well, basically they
     know exactly where that number is.
14
15
               She doesn't say there's a steeling in
          Q
16
     progress at the Ferguson Market on West Florissant?
17
               Right.
          Α
18
               There's a call, there's a stealing in
19
     progress and you hear the dispatcher call out what
     the nature of the call is, what was stolen, a
20
     description of the suspect?
21
22
          Α
               Yes.
23
          Q
               And in their clothing, correct?
24
          Α
               Yes.
25
               Two officers responded to that call,
          Q
```

		Page 72
1 ,	correct?	
2	A	Yes.
3	Q	And who were those two officers?
4	A	The first officer was who is Frank
5	25.	
6	Q	Who was the other person responding?
7	A	That was , Frank 22.
8	Q	And then do you hear Darren Wilson call in
9	and ask i	f they need him to respond to that call as
10	well?	
11	A	Exactly. He was coming off the sick case
12	call with	the baby and asked if they needed
13	assistanc	e. If he could help out or whatever.
14	Q	So he's calling those two officers or
15	calling d	ispatch, who is he calling?
16	A	If I remember right, he called dispatch.
17	Q	And he says, do you need
18	A	Do you need another car, you need me to
19	assist or	you need any help.
20	Q	That's on the Ferguson deal, the Ferguson
21	Market?	
22	A	Yes.
23	Q	Okay. And then he doesn't actually go to
24	the Fergu	son Market, he doesn't get there?
25	A	No, he doesn't get there.
1		

	Page 73
1	\mathbf{Q} The sick call that he had just gone 10-8
2	from, was that, this is Grand Jury Exhibit Number
3	25, which is a map, aerial map of the Canfield
4	Apartment Complex. This is Canfield Drive, it
5	continues on into Northwind Apartments?
6	A Uh-huh.
7	Q Was the sick call he was on this east side
8	here?
9	A Yes, ma'am.
10	Q From there if he drives down Canfield,
11	does he come out on West Florissant?
12	A Yes, he does.
13	. I have a
14	couple questions.
15	When you showed us earlier that when you
16	are on a channel that's not a real channel, you all
17	have ten, somebody was on 13, they get a tone
18	regardless of volumes?
19	A Yes.
20	That volume was all the
21	way down, correct?
22	A Yes.
23	: Even in a dead zone?
24	A Well, the walkie-talkies is going to be
25	dead anyway, there is nothing on that channel even

```
Page 74
     in a dead zone you are going to.
 1
 2
                              : You are getting the tone
 3
     from the dead channel, you aren't in the frequency
     of anything?
 4
               It doesn't have anything on it, right.
 5
          Α
 6
                                And I'm trying to
 7
     clarify. You said the dispatcher overrides the
 8
     scans of the RIOT channel. If somebody is listening
 9
     to the RIOT channel and the dispatcher from Ferguson
     comes on, all officers are needed at such and such,
10
11
     they will override, the officers will hear that?
               They will go point-to-point, they won't go
12
          Α
13
     to the RIOT channel. Dispatchers will go to
14
     point-to-point.
                              : And the officers will
15
     hear that?
16
17
               Yes.
          Α
18
                               Point-to-point is hear
19
     only?
20
               That's hear only, it is not a receiver.
          Α
21
                                And I just had another
22
     question about you said that Officer Wilson had a
23
     newer model mobile device in his car?
24
               Yes, ma'am.
          Α
25
                                 But he didn't have a
```

Page 75 newer model portable walkie. 1 2 No, ma'am, they're still the old walkies. 3 Does that have any bearing on what's being heard, what's being 4 5 transmitted? 6 Α No. 7 Seems like we have a lot 8 of variables here. We have a newer mobile device, 9 an old portable device, we have an area that's known to be a dead zone. We have different channel 10 frequency. I'm just trying to find out --11 The newer radios, and I'm sure 12 Α went through this, but the newer radios are going to 13 14 be more microwaveable. So you are going to hear 15 more from them, but they are still on the old 16 system. 17 Okav. 18 And that's because we're still on the old 19 system with our walkies and our dispatch center. As soon as that 800 megahertz gets updated and ready to 20 go. We'll have new walkies, which are coming pretty 21 22 soon. We will have a new dispatcher center and new 23 radios and everything will tie in together. 24 Right now we are using a newer radio 25 with our old system, which works just as good.

	Page 76
1 .	MS. ALIZADEH: If there are problems with
2	the old system, the new radios aren't going to solve
3	those problems?
4	A No.
5	Until you get the new
6	system?
7	A Right. The new system we shouldn't have
8	dead zones, we shouldn't have problems.
9	: This is a real important
10	question for me to understand. You said that you
11	checked all the channels to see if a call was made
12	from Darren Wilson on his portable to any other
13	channel and you couldn't find one?
14	A When I say that, we have certain channels
15	on our recording device. We have what they call
16	trunk systems. 911 we have five trunks.
17	What it is, say you are dialing 911
18	into me, then all of the sudden she dials 911 that
19	will go to trunk two and then all of the sudden he
20	dials 911, that's going to go to the next trunk
21	system three. So we have a bunch of systems in
22	there going because we constantly get 911 calls.
23	So what I did was, I go back and
24	check all the trunks on the 911 system and I also
25	check point-to-point, I check the fire station, the

```
Page 77
     North County Fire.
 1
 2
                    We have backup, our police backup. I
 3
     will use the police backup because it is a clearer
     and more. I mean, you can hear everything in there.
 4
 5
     When you're on the backup system, you can actually,
 6
     somebody wants a tape or something, I will just go
 7
     straight to that. I won't just use the main channel
 8
     because you don't get the static, you don't get the
 9
     cars, people talking behind them. It will be a
     clearer sound.
10
11
                    And then also we have our phone
     numbers. You know, we come in with 522-3100, then
12
13
     it keeps going. They have all the detectives'
14
     numbers in there and everything else.
15
                    So the list of everything I'm looking
16
     at is probably about this long. (indicating)
17
                                So with your experience
18
     and the information that you were able to tell, it
19
     does not appear as though he tried to make a all
     from his portable?
20
               MS. ALIZADEH: I'm going to clarify this
21
22
     because there are calls that are heard, but you
23
     can't tell what is being said?
24
               Right.
          Α
25
               MS. ALIZADEH: Or there is static.
```

	Page 78
1 .	A There's static.
2	: The only way to tell that
3	it is coming from this radio is if it is the
4	emergency button?
5	A Right.
6	: Okay. Thank you.
7	I
8	just have some clarification. You said that Frank
9	22 and Frank 25 were dispatched on the way to the
10	Ferguson Market incident; is that correct?
11	A When the call came out of Ferguson Market,
12	Frank 25 was actually the primary on that call.
13	: Okay.
14	A You got to realize that apartment complex
15	is only a block away, not even a block. So they're
16	leaving that area and he is right there. All he has
17	to do is come out of an entrance and go right into
18	Ferguson Market.
19	: Okay. And then if I'm not
20	mistaken, you said that, you said that Officer
21	Darren Wilson, he called into dispatch to see if the
22	officer needed any assistance, is that my
23	understanding?
24	A If he was needed in the area or whatever.
25	I guess to help look for the subjects or something.
1	

```
Page 79
                                Do you know what their
 1
 2
     response was to Officer Wilson?
 3
               I think the dispatcher said, I don't
     remember what the dispatcher said now.
 4
 5
               MS. ALIZADEH: I don't remember either.
 6
     We will hear the calls and the dispatcher.
 7
                                It didn't come from the
 8
     officer, the dispatcher is the one that is directing
     Officer Wilson?
 9
               I think he's asking dispatch.
10
          Α
11
                                Okay.
12
               MS. ALIZADEH: Any other questions?
13
               MS. WHIRLEY: Just one last thing for me.
     So when Officer Wilson called out that he had two on
14
15
     wherever and to send a car, that transmission
16
     obviously was received?
17
               Yes, it was.
18
               MS. WHIRLEY: That reporting?
19
          Α
               Yes.
20
                                So that means, I'm sorry,
     Juror Number 9. He was on the right channel to
21
22
     receive that call?
23
          Α
               Yes, ma'am.
24
                                For the other cars to hear
25
     them?
```

```
Page 80
               He had to be on channel one because that
 1
          Α
 2
     was on channel one dispatch, but he was in his
     vehicle, so he's in a mobile unit not on his
 3
     walkie-talkie.
 4
 5
                               Okay.
 6
               MS. WHIRLEY: Could you tell he was on
 7
     mobile or walkie-talkie when he was in his car?
 8
               You can hear by the static in the radios.
 9
     One is more clearer than the other because of the
10
     wattage.
11
               MS. ALIZADEH: Anyone else? Okay.
12
               (End of the testimony of
                                                      )
13
               MS. ALIZADEH: For clarification purposes,
14
     this disc would normally, the beginning of the
15
     testimony of our next witness, however, during the
16
     break, the grand jurors indicated that they had,
17
     they wanted to clarify something that Sergeant
18
     had testified about previously so.
19
               Sergeant is here and, Sergeant, you
     are still under oath, you understand that?
20
               Yes, ma'am.
21
          Α
               MS. ALIZADEH: So go ahead and ask what
22
23
     questions you have that you wanted to clarify.
24
                                           If Darren
25
     Wilson is on a receive only channel, say number
```

	Page 81
1 ,	three. And he's in a dead zone, will he get a tone
2	or static, I guess is what comes up?
3	A If he's on, if he's on like say three,
4	even if he was in a dead zone, he would get a tone.
5	He would still get a tone?
6	A Yes. Even if you're in like Wal-Mart and
7	a building with concrete or metal they couldn't get
8	out and he's on three accidently, he would still
9	hear that, that tone, that real loud.
10	Okay.
11	MS. ALIZADEH: Is that it?
12	The first
13	call that Officer Wilson sent out when he asked do
14	they need assistance, that was to the other police
15	officer cars?
16	A No, ma'am. He was calling and talking to
17	dispatch.
18	That was with dispatch?
19	A Yes, ma'am.
20	: He wasn't on his mobile?
21	A No, he was actually on his mobile.
22	On his mobile.
23	A You can tell the difference.
24	: In the car?
25	A Yes.

```
Page 82
                               The second call for help,
 1
 2
     was it mobile or --
 3
          Α
               I didn't hear a call for help.
                            : So you never got any other
 4
 5
     from Officer Wilson to the dispatcher?
 6
               MS. ALIZADEH: Do you mean, ma'am, the
     call where he said I'm out on Canfield with two,
 7
     whether or not that was mobile or portable, is that
 9
     what you mean the second call?
                               Yeah, was that.
10
11
               That was mobile.
          Α
12
                               That was mobile too.
13
    After those two, nothing else came through?
14
          Α
               No, ma'am.
15
                            : Okay.
                                        Any other
16
               MS. ALIZADEH: Okay,
17
     questions?
18
               So we won't stop the recording. The
19
     witness is ready, we are not going to take a break.
20
     Thank you, Sergeant.
21
22
23
24
25
```

	Page 83
1 ,	
2	of lawful age, having been first duly sworn to
3	testify the truth, the whole truth, and
4	nothing but the truth in the case aforesaid,
5	deposes and says in reply to oral
6	interrogatories, propounded as follows, to-wit:
7	EXAMINATION
8	BY MS. ALIZADEH:
9	Q Ma'm, could you state your name and spell
10	it for the court reporer?
11	A
12	Q Now, ma'am, the microphones that are in
13	front of you do not amplify your voice, they're just
14	recording. So you need to keep your voice up loud
15	enough so we can hear you all the way back here,
16	okay?
17	A Okay.
18	$oldsymbol{Q}$ And because the court reporter is taking
19	down what you are saying and we are recording what's
20	being said, your answers all have to be out loud.
21	You can't shake your head or nod because that
22	wouldn't get picked up on the recording.
23	A Okay.
24	Q All right. Ma'am, what's your occupation?
25	A I am a dispatcher with the City of

		Page 84
1 ,	Ferguson.	
2	Q	Okay. You might need to talk a little
3	louder?	
4	A	I'm a dispatcher with the City of
5	Ferguson.	
6	Q	How long have you been a dispatcher?
7	A	I have been a dispatcher since 1991. I've
8	been with	the City of Ferguson since May of 1993.
9	Q	Of 1990?
10	A	Three.
11	Q	Three. And we have already heard from
12	another w	itness that there are four full-time
13	dispatche	rs?
14	A	No, there are six full-time dispatchers.
15	Q	Are you full-time or part-time?
16	A	I am full-time.
17	Q	So I imagine that there are dispatchers
18	that are	working every hour of every day in
19	Ferguson,	correct?
20	A	Yes.
21	Q	Do you work in shifts?
22	A	Yes, we do.
23	Q	How many dispatchers work per shift?
24	A	Two.
25	Q	And what is the length of the shift?

		Page 85
1	A	Eight hours.
2	Q	And does your shift change, like do you
3	have like	the afternoon shift for several weeks and
4	then it i	s the night shift for several weeks or are
5	you on pe	rmanent?
6	A	I'm on a permanent shift. Full-timers are
7	all perma	nent.
8	Q	What is your shift?
9	A	My shift is 7:00 a.m. to 3:00 p.m.
10	Q	And was that your shift on August 9th of
11	this year	?
12	A	Yes, it was.
13	Q	Do you recall that day being a Saturday?
14	A	I'm not sure what day it was of the week.
15	Q	You were working on the day of the
16	shooting;	is that correct?
17	A	Yes, ma'am.
18	Q	And so how many days a week do you work?
19	A	Usually five.
20	Q	Are those always the same days or do you
21	have diff	erent days?
22	A	I have different days.
23	Q	Okay. You do recall, though, that you
24	were work	ing on the day of the shooting of Michael
25	Brown?	

	Page 86
1 .	A Yes, ma'am.
2	${f Q}$ And so when you are working in the
3	dispatch center, what do you call your office?
4	A Our dispatch room.
5	Q Dispatch room. There is another
6	dispatcher in there with you?
7	A Yes, ma'am.
8	Q Do you remember who was with you that day?
9	A Yes, ma'am.
10	Q Who is it?
11	A . I'm sorry, I
12	have a hard time with her first name.
13	Q Do you call her ?
14	A Yes.
15	Q How long has worked there if you know?
16	A About three years.
17	Q Does she have any experience being a
18	dispatcher prior to her coming to Ferguson?
19	A Yes. She was a supervisor at East Central
20	Dispatch Center.
21	Q So she has got a lot of experience as a
22	dispatcher too, would that be fair to say?
23	A Yes.
24	Q So when the two of you are working
25	together in the dispatch room, can you see each
1	

		Page 87
1 .	other?	
2	A Yes, ma'am.	
3	Q And do each of	you have your own separate
4	console?	
5	A Yes, ma'am.	
6	Q Now, we've alre	eady talked about 911 calls.
7	Do both dispatchers answe	er 911 calls?
8	A Yes, ma'am.	
9	$oldsymbol{Q}$ And then do bot	h dispatchers dispatch
10	radio calls?	
11	A Yes.	
12	$oldsymbol{Q}$ And then what a	bout the CAD calls, we have
13	already heard testimony t	hat that is a computer
14	information system. Do y	ou input information into
15	the CAD system?	
16	A Yes.	
17	Q Okay. So you a	re doing a lot of different
18	things?	
19	A Yes.	
20	<pre>Q And we've also</pre>	heard testimony that on a
21	given day the officers th	aat are patrolling the City
22	of Ferguson are assigned	a call signal, like a call
23	name like Frank 21, Frank	: 22, so forth?
24	A Yes, ma'am.	
25	${f Q}$ And that might	change from day-to-day?

Page 88 Α Yes. 1 2 So at the beginning of your shift, do you 3 get a roster with the call, is it called a call 4 center? 5 Α Call sign. Call sign. Do you get a roster with call 6 Q 7 signs and whose working that day? 8 Α Yes, ma'am. And so when an officer calls out and he's 9 on the dispatch channel and he's in his vehicle in 10 11 his car, generally can you hear that call? 12 Α Yes. 13 Are there times when it is difficult to hear that call? 14 15 Α Yes. Are there times when officers will walk 16 17 over each other and walk on each other and they're 18 both making calls at the same time? 19 Α Yes. 20 And then what about the portable radios, 21 is it sometimes difficult to hear when an officer 22 makes a call on a portable radio? 23 Α Yes. 24 And are you aware that the portable radio has 5 watts and that the mobile radio is a 10 watt 25

	Page 89
1	transmitter?
2	A Yes.
3	${f Q}$ And so would it be fair to say that the
4	portable radios have a weaker signal?
5	A Yes, ma'am.
6	Q Now, for the amount of time that you have
7	been working for Ferguson, do you recognize
8	generally the voices of the different officers that
9	are calling in?
10	A The older officers, yes.
11	Q And so we've heard these transmissions,
12	you and I listened to them today; is that right?
13	A Yes.
14	${f Q}$ You identified a lot of the officers, in
15	fact, all of the ones that we were listening to
16	between yourself and Sergeant , you were able to
17	tell me who was who when they were talking; is that
18	right?
19	A Yes.
20	Q And then also were you aware that I had a
21	transcript where someone previously has attempted to
22	transcribe what's being said in these calls, did you
23	see me make changes on it?
24	A Yes, ma'am.
25	Q There would be times where you could tell

```
Page 90
     me what was being said when I couldn't really hear
 1
 2
     it?
 3
          Α
               Yes.
               Now, you and I talked about that, about
 4
          Q
     the ability of a dispatcher with your experience to
 5
 6
     understand what's being said when someone like me
 7
     might listen to the call and say, okay, I didn't get
 8
     that or I can't hear what's being said. Is that
 9
     something that just comes with years of experience?
10
          Α
               Yes.
11
               And also, you also talked about, in fact,
     you talked about certain officers having a certain
12
13
     way of speaking.
14
               Yes, some of them do.
          Α
15
               And one of the officers you said I can
          Q
16
     tell that's him, he'll always have a pause in his
17
     voice, like stops mid sentence and then completes a
18
     sentence?
19
          Α
               Right.
20
               And you also said there is one officer who
     has got kind of a southern twang to his voice?
21
22
          Α
               Yes.
23
               And did you also describe for me that you
     can also tell by the tone of the officer's voice
24
25
     whether or not he's, he may be excited or there's a
```

```
Page 91
     problem?
 1
 2
          Α
               Right.
               Now, when the officers are out on patrol,
 3
          Q
     are they supposed to notify you where they are and
 4
 5
     what they are up to at all times?
 6
          Α
               Yes.
 7
               So if an officer is on a call, when he
     finishes that call, does he call in and tell you
     he's done with the call?
 9
10
          Α
               Yes.
11
               And how does he do that?
          Q
12
               He radios in using his call sign and let's
          Α
13
     us know that he's 10-8.
               10-8?
14
          Q
               Yes.
15
          Α
               So that's 10-8?
16
          Q
17
               Yes, ma'am.
          Α
18
               That means I've completed that call and
     I'm back in service, I'm ready for another call?
19
20
          Α
               Yes.
               So are there other things like bathroom
21
          Q
22
     breaks, I'm going on dinner break where they might
23
     use different codes?
24
          Α
               Yes.
25
               Okay. And at certain points in the
          Q
```

```
Page 92
     transcript the officer will hear, will actually call
 1
 2
     in and then the dispatcher might repeat what the
     officer says; is that right?
 3
          Α
               Yes.
 4
 5
               Why do you do that?
          Q
               To insure that all of the other officers
 6
          Α
 7
     hear what the transmission just was because
 8
     sometimes the radio don't transmit and also to
 9
     insure to that officer that I'm clear on what he
     said.
10
11
               Okay. And so if somebody calls in to
     dispatch and says something generally if everything
12
13
     is working properly and everything is good to go,
14
     the other officers are on the dispatch channel can
     hear that call, correct?
15
16
          Α
               Yes.
17
               But are there times that they can't hear
     that call?
18
19
          Α
               Yes.
20
               But you can?
          Q
21
          Α
               Yes.
22
               So sometimes you will repeat that call so
          Q
23
     that then the officers can hear what you be
24
     repeating the call?
25
          Α
               Yes.
```

```
Page 93
               Do you know how many watts the transmitter
 1
          Q
 2
     is for dispatch?
               That I do not know.
 3
          Α
               Is your transmitter stronger than the
 4
          Q
     mobile and portable transmitters?
 5
 6
               Yes, ma'am.
          Α
 7
               So generally speaking, the officers are
          Q
 8
     always going to be, usually going to be able to hear
 9
     dispatch, correct?
10
          Α
               Yes.
11
               And we've also heard a lot of stuff about
     dead zones and that would be where officers might
12
13
     not be able to transmit or receive calls, correct?
14
          Α
               Correct.
15
               Are there times when you can hear that
     there's an officer keying up a mike, in other words,
16
17
     he's pressing the button on his mike, but you don't
18
     hear speaking?
19
          Α
               Yes.
20
               And can you tell that that's a call?
               You can tell, but a lot of times you can't
21
          Α
22
     hear what they're saying.
23
               Okay. And then when an officer calls in,
     if he doesn't give his call signal, or his call
24
25
     sign, and let's say I know you said you recognize
```

	Page 94
1 ,	you know these guys' voices, is there anything on
2	your monitor that tells you who is calling in?
3	A No.
4	Q So you only know by his voice or if he
5	gives his call sign?
6	A That is correct.
7	${f Q}$ You also, we talked today, can you tell
8	the difference when an officer is calling in on a
9	portable versus his mobile?
10	A Yes.
11	Q And what's the difference, how do you tell
12	the difference?
13	A The portable is not as strong and is
14	clearer. A lot of times when they're on their
15	portable you can hear static in the background
16	whereas on the car radio, it is usually very crisp
17	and clear.
18	Q Okay. Now, we're going to play the
19	transmissions and pass around the transcript. And I
20	will tell you that the change, the handwriting
21	that's on the transcript is mine. And I did that
22	because it was, I first met with her this morning at
23	6:30 is when you got here and that's the first time
24	I had a chance to sit down and actually go through
25	these transmissions with her. So I apologize, and

```
Page 95
     you would tell me sometimes when it would say on the
 1
     transcript UI, which I assumes mean unintelligible,
 2
     you are able to tell me what's being said sometimes?
 3
 4
          Α
               Right.
 5
          Q
               You saw me making changes, and sometimes
     with the officer it doesn't say who the officer was.
 6
 7
     You are able to tell me, well, that's 24 or that's
 8
     25 or whatever?
 9
          Α
               Yes.
               And we talked about today on that day who
10
          Q
11
     was 21, who was 22 and so forth, correct?
               Yes.
12
          Α
13
               Okay. All right. Before we start playing
          Q
14
     the radio calls, is there anybody has a question
15
     about her job, or anything that she's testified to
16
     so far?
               MS. WHIRLEY: I actually do, not much, but
17
18
     hi, I'm over here. You mentioned that sometimes you
19
     could only hear static when an officer is trying to
     call in, I guess that's a dead zone or something?
20
               Could be. Usually when you hear static,
21
          Α
22
     it is because they're in a building or maybe there's
23
     a building between them or some type of large
     structure between them and the radio waves don't get
24
25
     through that as easily as they would if they were
```

Page 96 1 out in the open. 2 MS. WHIRLEY: I think I heard you say that 3 you cannot tell who's trying to call in on your monitors when you hear that static; is that correct? 4 5 Α That's correct, you cannot. 6 MS. WHIRLEY: Is there anything in place 7 to try to figure out, you know, who the officer is or what to do in case an officer might be needing 8 9 help. We have panic buttons that are installed 10 11 in all of their walkies and also on the car radio. 12 MS. WHIRLEY: Is that that orange alert 13 button we have heard about? 14 Yes, ma'am. If they push that, my radio Α 15 console lights up and makes a lot of noise and each 16 console does that, so we each have to shut them 17 down. One of them did not shut them all down and 18 that shows the officer's name, it shows whether he's 19 on his portable or shows whether he's on his mobile 20 in his car. 21 MS. WHIRLEY: That's only if he hits that 22 red button? 23 Α Correct. 24 MS. WHIRLEY: If an officer is trying to 25 communicate, but he's in a dead zone in a building

```
Page 97
     and you just hear static, there is nothing you can
 1
     do to try to figure out who that officer is or they
 2
 3
     need help?
          Α
               Other than asking him to repeat, no,
 4
 5
     ma'am.
 6
               MS. WHIRLEY: Okay. And you said you also
 7
     can detect a problem in the officer's voice, I think
 8
     you said that, right?
 9
          Α
               Yes.
               MS. WHIRLEY: What do you do if you detect
10
11
     a problem, like something is going on and the
12
     officer is not asking for help, you detect
13
     something, what do you do?
               I usually when there's a change in their
14
          Α
15
     voice, I usually send them help regardless, I send
16
     assist units.
17
               MS. WHIRLEY: You ask them do you need
18
     additional help?
19
          Α
               Right.
20
               MS. WHIRLEY: You kind of communicate that
     you are a little concerned?
21
22
         Α
               Correct.
23
               MS. WHIRLEY: Okay, all right. That's
24
     all.
25
                                 I have one question, this
```

```
Page 98
     is
             How often do the officers use that alert
 1
 2
     button, have you been known to happen a lot or?
               It doesn't happen that often. I would
 3
     even say once a month. It doesn't happen that
 4
 5
     often, but it does happen especially it is more an
 6
     accident than not, but they'll hit it.
 7
                         (Grand Jury Exhibit Number 86
 8
                         marked for identification.)
 9
               MS. ALIZADEH: Okay. I'm going to play a
     disc that is marked Grand Jury Exhibit Number 86,
10
11
     Vanna will now turn the letters.
               So the transept is being passed out.
12
13
     I've written in there I wrote in after meeting with
14
     her. She will describe these calls as they go
15
     along.
               Now, Sheila, it might be helpful if we can
16
17
     do that, can you do that.
18
               MS. WHIRLEY: You want it to be shown up
19
     here?
20
               MS. ALIZADEH: Actually, the time and date
     is on the screen, okay.
21
22
               Ma'am, we talked about earlier today about
23
     the difference between the clock that you're looking
     at that is actually sitting on your console versus
24
     the internal clock for the radio calls versus the
25
```

```
Page 99
     911 calls. Those might not be in sync, would that
 1
 2
     be fair to say?
 3
          Α
               Correct.
               (By Ms. Alizadeh) So the clock that
 4
          Q
 5
     records these calls as they are being made might not
     be the actual time of the call, would that be fair
 6
 7
     to say?
 8
          Α
               Yes, there could be a discrepancy.
 9
               Okay. But would it be also be fair to say
     that if there's a call that say 11:53 and 15 seconds
10
11
     and then the next call is at 11:54 and 15 seconds,
     that there would be a minute between those two
12
13
     calls, correct?
14
               That's correct.
          Α
15
               So we can tell how much lag time in
          Q
16
     between calls by looking at the time, but that
17
     doesn't necessarily reflect what the actual time is?
18
               Correct.
          Α
19
               Okay. Just for clarification sake, these
     calls on this disc start at 323, that's the track
20
     for the call and the actual time and date for this
21
22
     first call is August 9th, 2014 at 11:46 and 4
23
     seconds in the a.m.
24
                    Ma'am, is it fair to say there are
25
     calls that came before this first call we are going
```

		Page 100
1 ,	to hear?	
2	A	That's correct.
3	Q	You were working that day?
4	A	That is correct.
5	Q	And you hear your voice being played on
6	the recording sometimes, correct?	
7	A	Yes.
8	Q	And you recognize as the other
9	dispatcher that was there that day?	
10	A	Yes.
11	Q	Were there any other dispatchers besides
12	the two of you?	
13	A	No.
14	Q	Okay. So what I'm going to do is play
15	each track and then I will have the dispatcher tell	
16	us if there's a need to translate what this means,	
17	she will put some context to that.	
18		(Playing of the recording.)
19	Q	That's your voice?
20	A	Yes.
21	Q	You are the dispatcher for that call?
22	A	Yes.
23	Q	Who was the officer on that call?
24	A	•
25	Q	And he's Frank 22 that day?

		Page 101
1 .	A	Yes.
2	Q	And so we hear him start out by saying
3	Frank 22,	so he's identifying himself?
4	A	Yes.
5	Q	And you repeat 22, what's that tell him
6	when you	repeat 22?
7	A	That tells him that I understand that he
8	is callin	g and that also tells him to go ahead with
9	his traff	ic.
10	Q	And then he transmits something about an
11	address?	
12	A	Correct.
13	Q	And so this relates to a previous call; is
14	that righ	t?
15	A	Yes.
16	Q	Do you recall what that call was?
17	A	I do not, but it is not uncommon for them
18	to make c	orrections on addresses.
19	Q	Okay. So then the dispatcher, you say
20	units 10-	8 from Louisa, what does that mean?
21	A	That means he is finished with his
22	assignmen	t and he is available for another
23	assignmen	t.
24	Q	So I'm going to play this call again. In
25	the trans	cript it says make the address Louisa,
1		

```
Page 102
     units are, then it is unintelligible. You tell me
 1
 2
     if you can hear what he's saying?
 3
          Α
               Okay.
                     (Playing of the recording.)
 4
 5
               I understand that he's ready for the other
          Α
 6
     assignment, but the end of that transmission I'm not
 7
     quite sure what he's saying.
 8
               Okay. So then the next call, I'm just
 9
     going to play these in order. If there's a need for
     you to ask me what time the call is, I don't know if
10
11
     you can actually see it for yourself up there.
     you can't, then I can read it out to you.
12
13
                     (Playing of the recording.)
               MS. ALIZADEH: So that's
14
                                               voice.
15
          Α
               Yes.
               (By Ms. Alizadeh) What is she doing?
16
          Q
17
               She's calling units for an assignment.
          Α
18
               So Frank 28 is who that day?
          Q
19
          Α
               I'm not sure who Frank 28 was, I don't
20
     remember.
21
          Q
               We went through who they were by you
22
     listening to their voices, correct?
23
          Α
               Right.
24
               And Frank 21?
          Q
25
               Frank 21 was Officer Wilson.
          Α
```

```
Page 103
               Okay. So is calling to those two
 1
          Q.
 2
     officers?
 3
          Α
               Yes.
               All right. But she doesn't, at this
 4
          Q
 5
     point, we don't know the nature of why she's calling
 6
     them?
 7
          Α
               Correct.
               (Playing the recording).
 8
          Q
 9
               All right. So in that call that's Darren
     Wilson that says that 28 is on station assignment?
10
11
          Α
               Uh-huh.
12
               What does that mean?
          Q
13
          Α
               That means he is unavailable for any calls
14
     and that he's at the station currently working on a
15
     call.
               So Darren Wilson is saying that I'm
16
     available, but 28 is not?
17
18
               Correct.
19
          Q
               And so then gives him the information
     that the caller had called in about?
20
21
          Α
               Correct.
22
               And then at the end, Darren Wilson 21, I'm
23
     clear, what does that mean?
24
               That means he's clear on the assignment,
25
     he's going to accept the assignment and take it.
```

```
Page 104
               I'm clear means I understand it and I'm
 1
          Q
 2
     taking it?
 3
          Α
               Yes.
               Doesn't mean I'm going out of service or
 4
          Q
 5
     anything?
 6
          Α
               No.
 7
               Okay. And then Officer 22 says 22, I'm
          Q
 8
     clear?
 9
               Correct.
          Α
10
               And so 22 was not originally called by
          Q
11
        ?
12
               Correct.
          Α
13
          Q
               He heard the call?
14
          Α
               Yes.
15
               And so he says I'm going too?
          Q
               Yes, because when she put that out, she
16
          Α
     put that out for a unit and one to assist.
17
18
          Q
               Okay. And is that because of the nature
     of the call that it could be domestic with a gun?
19
20
               Correct.
          Α
21
                     (Playing of the recording.)
22
          Q
               So 22 who I think we talked about is
           , do you recognize his voice?
23
24
          Α
               Yes.
25
               So he says 22 you clear, I'm en route.
                                                         Ιs
          Q
```

	Page 105
1 ,	that saying that?
2	A Yes.
3	Q And what does that mean?
4	A He, in our CAD system when we enter a
5	call, they can see everything that we enter into the
6	computer. And sometimes there is a time delay when
7	we're entering information into the call before we
8	physically put the unit on that call. He may not
9	have seen himself assigned to that call. So he was
10	just inquiring that and I were clear, he was
11	responding also.
12	Q Okay. So says I'm going to
13	assist her, I'm going to this call as well?
14	A Yes.
15	Q Do you know what sector this call was in?
16	A Yes.
17	Q What sector is that?
18	A Four.
19	$oldsymbol{Q}$ Okay. And that would be Canfield Green
20	Apartments, is this sector four, correct?
21	A Yes.
22	Q But Sharondale is not in Canfield; is that
23	right?
24	A No, but it is also in four.
25	$oldsymbol{Q}$ Okay. And so we've got Officer Wilson and

	Da 100	
	Page 106	
1	Officer are indicating their responding to	
2	this call?	
3	A Yes.	
4	Q The next clip.	
5	(Playing of recording.)	
6	Q So now this is another officer saying he	
7	is responding to that call as well?	
8	A Yes.	
9	Q You recognize his voice?	
10	A Yes.	
11	Q Who is that?	
12	A That's going to be .	
13	Q Okay. So now we've got three officers	
14	going to this same call in sector four?	
15	A Yes.	
16	$oldsymbol{Q}$ And that leaves the sectors that they were	
17	patrolling without any patrol?	
18	A Temporarily, yes, but a lot of times the	
19	supervisors will keep watch while they're	
20	responding.	
21	Q And will the cover cars also move into	
22	those sectors to make sure there's coverage?	
23	A Yes.	
24	$oldsymbol{Q}$ Do they do that automatically or do they	
25	have to call out that they're covering a sector?	
	is the same and and a solution and a solution.	

		Page 107
1	A	That's an automatic thing.
2	Q	Okay. So now the next track.
3		(Playing the recording.)
4	Q	So is that Frank 22 calling and saying I'm
5	Frank 22,	I'm 23 to the area?
6	A	Yes, he's saying he's in the area.
7	Q	What does 23 mean?
8	A	That he's arrived on the scene.
9	Q	So it is not Frank 23?
10	A	No, it is Frank.
11	Q	Frank 22 I've arrived at the scene?
12	A	Yes.
13	Q	Okay. And the dispatcher acknowledges
14	that she	heard that by saying in the area?
15	A	Yes.
16	Q	Okay.
17		(Playing of the recording.)
18	Q	Okay. So whose 25?
19	A	Officer .
20	Q	All right. So when he says 25 is out,
21	what does	that mean?
22	A	He means he's on the scene as well.
23	Q	He doesn't say 25 is 23?
24	A	No, some of them use different.
25	Q	Okay. But you understand as a dispatcher

```
Page 108
     he means I'm at the scene?
 1
 2
          Α
               Yes.
 3
          Q
               And then responds to him saying you're
     at the scene and what's 11:34 mean?
 4
 5
               That's the current time.
          Α
 6
               So she's looked at the clock and she says
          Q
 7
     what time it is on her clock?
 8
          Α
               Yes.
 9
               So she has Frank 25, Officer Gibbons has
     arrived at the scene at 11:34?
10
11
         Α
               Yes.
12
               MS. ALIZADEH: So the next track?
13
                                                  When
                              :
14
     we're talking about the clock discrepancies.
               Yes.
15
          Α
                                 Like track 323 was at
16
     11:46:04 and this is 11:34, there is like 12 minutes
17
18
     difference.
19
               MS. ALIZADEH: Now, you are looking at,
     when you say track 323, which is the first call I
20
     played, the time I gave you, the time and date is
21
22
     what is on the call, not the clock she's looking at.
23
                                 Right, that's what I'm
     saying, we're talking about the clock difference we
24
25
     are referring to earlier.
```

```
Page 109
               MS. ALIZADEH: There might be a difference
 1
 2
     in a clock.
 3
                                Right, right.
               MS. ALIZADEH: Actually, she says it's
 4
     11:34 and that's 329. And this says it is
 5
 6
     August 9th, 2014 at 115321.
 7
                              : Okay. Up there, good.
 8
               MS. ALIZADEH: So the clock they're
 9
     looking at and calling out is the actual time,
10
     correct?
11
         Α
               Yes.
12
               MS. ALIZADEH: So the times that are
13
     listed on here aren't the actual times, however, the
     time discrepancies I think would be accurate. So
14
     the 20 minutes from one call and then the next
15
     minute the call is 20 minutes later, I think that
16
17
     that would be accurate.
18
                                Okay.
19
          Q
               (By Ms. Alizadeh) Now, I'm playing 330.
20
                    (Playing of the recording.)
21
               Okay. Now, we've heard a lot of static at
          Q
22
     the beginning of that call. Can you tell if that
23
     officer is on his portable or on the mobile?
24
               Yes, he's on his portable.
          Α
25
               Do you recognize who that is?
          Q
```

	Page 110
1 .	A You know it sounds like Officer Wilson,
2	but it's hard to say. I would have to be closer in
3	order to hear it.
4	Q And so at the beginning when we are
5	hearing static is that because somebody is keying up
6	their mike or what was that static from?
7	A That is because their on their mobile, I'm
8	sorry, their portable and they're out walking on
9	feet and as he's walking, he's moving in between the
10	buildings. So the signal, instead of trying to bend
11	around a building is straight and we can read it a
12	lot better because there's not a building in the
13	way. It is hard for me to explain that type.
14	${f Q}$ So would this be an example of a time when
15	an officer is transmitting something and you can
16	tell something is being transmitted, but you can't
17	hear it and then as he continues to walk, you can
18	hear what is being said?
19	A Yes.
20	${f Q}$ Okay. Because of the static you are not
21	able to tell which officer that was?
22	A I'm not sure which one.
23	\mathbf{Q} Okay. And the next track is 331.
24	(Playing of the recording.)
25	Q So now those are two different officers

		Page 111
1 .	and they a	are talking to each other on their
2	portables	, yes?
3	A	Yes.
4	Q	Okay. Can you recognize their voices?
5	A	The second officer is Officer . The
6	first I'm	not sure is possibly Officer Wilson.
7	Q	Okay. So this is them, they're going on
8	that call	about a guy who was going to go get a gun
9	and shoot	somebody?
10	A	Correct.
11	Q	And they're talking to each other, looking
12	for a sub	ject?
13	A	Correct.
14	Q	So track 332.
15		(Playing of the recording.)
16	Q	So Frank 21?
17	A	That is Darren.
18	Q	That's Officer Wilson he says 23, that
19	means he'	s arrived?
20	A	He's arrived, yes.
21	Q	He's just now at 11:36 got to that scene
22	on Sharon	dale?
23	A	Correct.
24	Q	And track 333.
25		(Playing the recording.)

		Page 112
1	Q	All right. So it starts out with Frank
2	27, do you	ı recognize his voice?
3	A	Yes.
4	Q	Who is that?
5	A	That's
6	Q	And so he says something, something
7	difficult	to understand, but the dispatcher says
8	Frank 27,	10-81, what does that mean 10-81?
9	A	That means he's with a prisoner.
10	Q	He's with a prisoner?
11	A	Yes.
12	Q	So at 11:37 he has a prisoner?
13	A	Yes.
14	Q	And then you hear Officer Wilson say ,
15	where are	you guys at?
16	A	Yes.
17	Q	Who is he referring to, who is ?
18	A	would be , Frank 22.
19	Q	So he's not talking to Frank 27?
20	A	No.
21	Q	He's actually calling out for ?
22	A	Yes.
23	Q	And then do you hear 's voice
24	respond th	nat he's talking to the caller?
25	A	Yes.

```
Page 113
               All right. And then when Officer Wilson
 1
          Q
 2
     says clear, what does that mean?
               That means he understood Matt, he knows
 3
     where he is and he's going to go there.
 4
 5
               And you guys, if you don't understand
 6
     something just chime in, all right.
 7
                    So track 334.
 8
                     (Playing of the recording.)
 9
               The first speaker was who?
          Q
               The first one was
10
          Α
11
               Second one?
          Q
12
          Α
               Darren.
13
               And so they're talking to each other?
          Q
14
          Α
               Yes.
15
               Still on the scene at Sharondale?
          Q
16
          Α
               Yes.
17
               And track 335.
18
                     (Playing of the recording.)
               And, again, that's Officer Wilson talking
19
          Q
                   ?
20
     to
21
               Yes.
          Α
22
               Okay. And just for clarity sake, there
          Q
23
     are actually talking by using their walkie-talkies?
24
          Α
               Correct.
25
               Their walkie-talkies aren't picking the
          Q
```

		Page 114
1 ,	two of th	em standing next to each other talking?
2	A	Correct.
3	Q	Okay. Track 336.
4		(Playing the recording.)
5	Q	All right. Do you recognize that voice?
6	A	Yes.
7	Q	Who is that?
8	A	That's Sergeant .
9	Q	Okay. What is the purpose of him saying
10	Ferguson	23?
11	A	He is calling out to dispatch.
12	Q	So he wants somebody to answer him?
13	A	Correct.
14	Q	All right. And then the next track, 337.
15		(Playing the recording.)
16	Q	He calls again?
17	A	Yes.
18	Q	So nobody answered him?
19	A	The first time, yes.
20	Q	And then on track 338.
21		(Playing the record.)
22	Q	So what does that call tell you, what's
23	Sergeant	doing?
24	A	He was on a separate call before all the
25	transmiss	ion started. I don't remember all of the

```
Page 115
     call. I know it was in reference to an elderly
 1
 2
     female, he's requesting an ambulance come check her
     out. Code one nonemergency, no light, no siren.
 3
               He's at another residence, not related to
 4
 5
     this apartment situation?
 6
          Α
               Correct.
               Where there was somebody with possibly a
 7
          Q
 8
     gun?
 9
               Correct.
          Α
               Okay. And track 339.
10
          Q
11
                    (Playing the recording.)
               Do you recognize whose voice that is?
12
          Q
13
          Α
               I do, but Frank 23 is written in there
     that is not who that is, that's
14
                                                   , Frank
     25.
15
16
               So I wrote that wrong?
          Q
17
               Right.
          Α
18
               Okay. Good to know. So that is
          Q
            ?
19
20
               Yes.
          Α
               We don't know who he's talking to or do
21
          Q
22
     we?
23
          Α
               I would assume he's talking to the other
24
     officers on the scene of Sharondale because the
25
     three of them were there together.
```

		Page 116
1	Q	So we have ?
2	A	•
3	Q	And Officer Wilson and now ?
4	A	Yes.
5	Q	And track 340.
6		(Playing of the recording.)
7	Q	So the first speaker there, who is the
8 fir	st spe	eaker?
9	A	Darren.
10	Q	I have indicated 21, you told me that was
11 his	voice	e, correct?
12	A	Correct.
13	Q	And he's talking to who?
14	A	
15	Q	And so, again, they're communicating.
16 The	y are	still looking for a subject in Sharondale?
17	A	Yes.
18	Q	Track 341.
19		(Playing of the recording.)
20	Q	And then track 342 is the same, dispatcher
	o call	ling out for Frank 21; is that right?
22	A	Yes.
23	Q	And who is Frank 23?
24	A	Sergeant .
25	Q	And he's always Frank 23, correct?

```
Page 117
               Yes, he's a supervisor.
 1
          Α
 2
               So the dispatcher's calling him and he's
          Q
 3
     not answering?
          Α
               Correct.
 4
 5
               Track 343.
          Q
                     (Playing the record.)
 6
 7
               Okay. So who was that officer that called
          Q
     in at the beginning?
 9
          Α
               And what was his, on that day, do you
10
          Q
11
     remember?
12
               His call sign is Frank 24.
          Α
13
               Okay. And so he says, and so he says he's
          Q
     calling in for 23?
14
15
          Α
               Yes.
               So he hears the dispatcher is calling for
16
     23, and 23 is not responding, so he came on in the
17
18
     end saying I'm here?
19
          Α
               Correct.
20
               So then the dispatcher says there is two
          Q
     calls pending, does that mean unanswered so far,
21
22
     correct?
               Yes.
23
          Α
24
               So 344, track 344.
          Q
25
                     (Playing the recording.)
```

	Page 118
1 .	Q You recognize that as Darren Wilson?
2	A Yes.
3	Q What is he saying?
4	A He's saying he's just about finished with
5	this assignment, he's going to go back in service so
6	he'll be available to take the sick case on Glenark.
7	Q So 10-8 means I'm back in service?
8	A Correct.
9	Q Okay. And call 345.
10	(Playing the recording.)
11	Q Do you recognize who that is?
12	A Yes.
13	Q Who is that?
14	A That's Officer Wilson.
15	<pre>Q And he's talking to ?</pre>
16	A Yes.
17	Q Do you know what he means by that, stay
18	right where you're at they're gone?
19	A I believe probably if he would have not
20	moved or not appeared there, maybe they would have
21	found the suspects, maybe the suspects saw him and
22	left and maybe that's what that is referring.
23	Q So this is related to the call on
24	Sharondale?
25	A That is correct.

```
Page 119
               MS. WHIRLEY: Do you know what you just
 1
     told us, do you know that to be a fact or you just
 2
 3
     speculating?
          Α
               No, I'm speculating only.
 4
 5
               MS. WHIRLEY: Okav.
               (By Ms. Alizadeh) Track 346.
 6
          Q
 7
                    (Playing the recording.)
 8
          Q
               So whose voice is that?
 9
               Officer Wilson.
          Α
               What is he saying?
10
          Q
11
               He's saying put him in service he's going
          Α
     to go ahead and take the Glenark call.
12
13
          Q
               The Glenark call was the baby with
     difficulty breathing?
14
15
          Α
               Yes.
16
               And is Glenark, where is that in Ferguson?
17
               It is also in sector four. It is a little
18
     bit further, I'm terrible with directions, I believe
19
     north of where the apartment complex in Canfield is
20
     located.
               Okay. So if that day Officer Wilson was
21
          Q
22
     assigned to sector one, why is he answering a call
23
     in sector four?
24
               The officer that is actually assigned to
25
     sector four was on another assignment on Kirk
```

```
Page 120
     dealing with another sick case. And he was already
 1
 2
     in that area, so he went ahead and took the call.
     Sometimes they'll take calls out of sector when one
 3
     is tied up.
 4
               And it is one of your jobs to know where
 5
          Q
 6
     these officers are at all times?
 7
               That is correct.
          Α
 8
          Q
               Um, 347, track 347.
 9
                     (Playing the recording.)
               Who's the officer?
10
          Q
11
          Α
               Officer Wilson.
12
               They're just getting the address correct,
          Q
13
     correct?
14
          Α
               Yes.
15
               Track 348.
          Q
                     (Playing the recording.)
16
               Who is Frank 25?
17
          Q
18
          Α
               Officer
19
          Q
               What is he saying in that call?
20
               He's saying he's wrapped up this
          Α
     assignment, he's available for another, however,
21
22
     he's going to respond back to his area or sector
23
     that he covers because there's parking violations
     that are open in that area.
24
               Was that the other pending call that the
25
          Q
```

```
Page 121
     dispatcher mentioned?
 1
 2
               Yes, it was.
               So we have him taking that call and then
 3
     Officer Wilson is taking the baby short of breath
 4
 5
     call?
 6
               Yes.
          Α
               Track 349.
 7
          Q
 8
                     (Playing the recording.)
 9
               So 9101 West Florissant, do you know
          Q
     what's there?
10
11
               That is, no, I don't, Ferguson Liquor I
          Α
     believe is the name of it.
12
13
          Q
               Is it also called Ferguson Market?
14
          Α
               Yes.
15
               So the officer that responded to that call
          Q
     said all clear, I'm right here, who is that?
16
               That was officer
17
          Α
18
               So what is he saying in response to that
          Q
     call?
19
20
               He was at that location currently because
          Α
     he was leaving from Sharondale to go to the other
21
22
     assignment. So he stopped and was going to handle
23
     that call.
24
              He's saying I'm right close by. I'll take
25
     this stealing in progress?
```

```
Page 122
          Α
               Yes.
 1
 2
                     (Playing the recording.)
 3
                                Is that the Victoria
     Plaza?
 4
 5
               Yes, ma'am.
          Α
 6
               (By Ms. Alizadeh) So I'll play again, I'm
 7
     going to play track 350.
 8
                     (Playing the recording.)
                                                  ?
 9
               And again, that's Officer
          Q
10
          Α
               Yes.
11
                     (Playing the recording.)
               And track number 352.
12
          Q
13
                     (Playing the recording.)
               Track 353.
14
          Q
15
                     (Playing the recording.)
               And that was all officer talking
16
          Q
     to the dispatcher?
17
18
          Α
               Yes.
19
          Q
               And that was not you, that was
20
               No, that was me.
          Α
21
               That was you?
          Q
22
          Α
               Uh-huh.
23
          Q
               Track 354.
24
                    (Playing the recording.)
25
               Okay. I'm going to play that again.
          Q
```

	Page 123
1 ,	(Playing the recording.)
2	Q Do you recognize whose voice that is?
3	A I do not.
4	Q And you recognize, can you hear what
5	they're saying?
6	A Yes.
7	Q What did they?
8	A They're saying Mickey D's.
9	Q So this is an officer transmitting this;
10	is that right?
11	A Correct.
12	Q People with scanners that are out there,
13	they can't transmit on police radios?
14	A No, ma'am.
15	Q Do you know what he means by Mickey D's or
16	what do you assume he means?
17	A He means McDonald's, which was right next
18	door to the Ferguson Market. Possibly was inferring
19	that the subject may have gone into the McDonald's.
20	Q Okay. Track 355.
21	(Playing the recording.)
22	Q Whose voice is that?
23	A That is .
24	Q Track 356.
25	(Playing the recording.)

	Page 124
1 1	Q Whose voice is that?
2	A That is Officer .
3	Q Track 357.
4	(Playing the recording.)
5	Q Whose voice is that?
6	A That is .
7	Q So he's saying I understand that we have
8	no further description on this person, right?
9	A Correct.
10	${f Q}$ And is this still regarding the stealing
11	from the Ferguson market?
12	A That is correct.
13	Q Track 358.
14	(Playing the recording.)
15	Q So the first voice, whose voice is that?
16	A Officer .
17	Q And he's giving out a description of one
18	of the suspects that's involved in this stealing at
19	the Ferguson Market?
20	A That's correct.
21	Q Who's the second officer's voice?
22	A Officer .
23	Q When he says clear, what does that mean?
24	A That means he was clear on the description
25	and he was going to look in the area for that
1	

```
Page 125
     description on that subject.
 1
 2
               And other officers who are on the dispatch
 3
     channel, they may or may not have heard Officer
            and Officer talking to each other,
 4
 5
     correct?
 6
               That's correct.
          Α
 7
               Track 359.
          Q
 8
                    (Playing the recording.)
 9
               Do you know who that is?
          Q
10
          Α
               Yes.
11
          Q
               Who is that?
12
               Officer
          Α
13
               What is he saying, 27, I'm at the station,
          Q
     open the garage?
14
               We also have all the controls to the
15
          Α
     building doors in dispatch on our radio console. He
16
     was with a prisoner so I opened the garage door for
17
     him to bring the prisoner in.
18
               Is this the same officer who called in
19
          Q
     earlier who said he gave a code for having a
20
     prisoner?
21
22
         Α
               Yes.
23
          Q
               So now he's arrived at the station with a
24
     prisoner?
25
          Α
               Yes.
```

```
Page 126
               And so unrelated to the stealing in
 1
          Q.
 2
     progress at the Ferguson Market?
               Yes, that is correct.
 3
          Α
               360.
 4
          Q
 5
                     (Playing the recording)
               Who is that?
 6
          Q
 7
               That is Officer
          Α
 8
          Q
               I'm sorry. It wasn't quite over Officer
 9
10
               Yes.
          Α
11
          Q
               Track 361.
12
                     (Playing the recording.)
13
          Q
               So who is 22?
               22 is
14
          Α
15
               What is he saying when he says clear me
          Q
     with the report from Sharondale, I'm with 25?
16
               He was currently still in the area looking
17
18
     for the man with the gun that came out on Sharondale
     and he was clearing from that call and he was going
19
     to continue to canvas the area for the subjects that
20
     left the Ferguson Market.
21
22
               When he says I'm with 25, is that Officer
23
24
               Yes.
          Α
25
               Is he physically with him, is that what
          Q
```

```
Page 127
     that means, or is he just going to be on the call?
 1
 2
               He's going to be on the call, he's in that
 3
     area.
               And then the dispatcher says 22 that's
 4
          Q
 5
     clear, you just saying I understand?
 6
          Α
               Yes.
               362.
 7
          Q
 8
                    (Playing the recording.)
 9
               All right. So do you recognize this
          Q
     officer?
10
11
         Α
               Yes.
12
               Who is that?
          Q
13
          Α
               That is Major from the City of
     Country Club Hills.
14
15
               You dispatch for their department as well?
          Q
16
          Α
               Yes.
17
               He's Victor two?
18
          Α
               Yes.
               So this is not related to the Ferguson
19
          Q
20
    Market or any of the calls that the Ferguson
21
     officers have been working on?
22
          Α
               Correct.
23
          Q
               Track 363.
24
                    (Playing the recording.)
25
               And that's
          Q
```

		Page 128
1	A	Uh-huh.
2	Q	What is she indicating?
3	A	She's repeating his location so that other
4	officers	can hear it and insuring him that she knew
5	where he	was.
6	Q	Okay. So again this is relaying
7	informati	on so that other officers who might not
8	have hear	d Victor two call in about this?
9	A	Correct.
10	Q	363, 64, sorry, track 364.
11		(Playing the recording.)
12	Q	So Frank 21, that's Dareen Wilson?
13	A	Yes.
14	Q	What is he saying?
15	A	He's saying that he is, finished up the
16	call he w	as on and he's available for other traffic
17	or other	calls if needed.
18	Q	That's the sick baby or the baby short of
19	breath on	Glenark that he has had responded to?
20	A	Yes.
21	Q	Is he's done with that?
22	A	Correct.
23	Q	He's available for another call?
24	A	Correct.
25		(Playing the recording.)

		Page 129
1	Q	And you recognize that voice?
2	A A	Yes.
3	Q	Who is that?
4	A	That's Major
5	Q	Victor 2?
6	A	Yes.
7	Q	So this is, again, regarding traffic, a
8	plate he'	s running, not regarding these Ferguson
9	calls?	
10	A	Correct.
11	Q	Now 366.
12		(Playing the recording.)
13	Q	Who's voice is that?
14	A	That's Darren Wilson.
15	Q	And what's he saying?
16	A	He's inquiring if they need him to respond
17	for any a	assistance.
18	Q	Who is he calling out to?
19	A	He's calling out to Officer and
20		
21	Q	And those are the two officers who had
22		the Ferguson Market in response to the
23	_	in progress; is that right?
24	A	Yes.
25		So he's asking them if they need his help?
	Q	so he s asking them in they heed his help:

		Page 130
1 ,	A	Yes.
2	Q	367.
3		(Playing the recording.)
4	Q	All right. You recognize the first voice?
5	A	Yes.
6	Q	Who is that?
7	A	The first voice was Officer .
8	Q	So he's, he says they disappeared into the
9	woodwork	or into
10	A	Possibly the wood line.
11	Q	Could be the name Windward, it could be a
12	lot of d	ifferent things, correct?
13	A	Correct.
14	Q	And then the next officer is who?
15	A	Darren Wilson.
16	Q	What is he saying?
17	A	He can't hear them because it is hard for
18	them to h	near on the portable when they're out moving
19	around an	nd he's in his car and he can't hear the
20	portable	•
21	Q	So he's asking you to relay what Officer
22	- -	just said?
23	A	Correct.
24	Q	And then is that you then who says, he
25	thinks th	nat they disappeared?

```
Page 131
               That was actually
 1
          Α
 2
                  , okay. And then Wilson says clear,
 3
    meaning I understand.
          Α
               Right. He was clearing that he understood
 4
 5
     us though.
 6
               So this is an example where if he knows
     that call was made but he couldn't hear it or
 7
 8
     understand it, and he is asking to repeat it.
 9
                    This is 368.
10
                    (Playing the recording).
11
               So Frank 22 is calling, that's officer
          Q
          ?
12
13
               Yes.
          Α
               Calling dispatch?
14
          Q
15
          Α
               Uh-huh.
               So what's he saying?
16
          Q
               He's saying that he is finished with the
17
     assignment over there assisting with the Ferguson
18
    Market and he's going to take the parking violations
19
20
     at Victorian Plaza.
               Okay. So is the dispatcher
21
          Q
22
          Α
               Yes.
23
               So she says 10-4, that means she
24
     understands it, correct?
25
          Α
               Correct, uh-huh.
```

```
Page 132
               Also when you get a moment I have a 21
 1
          Q.
 2
     message for you, what does that mean?
 3
               A telephone number.
               Okay. So that's not a message from
 4
          Q
 5
     Officer Wilson since he's Frank 21?
 6
               No, it was something totally separate.
          Α
               So a 21 message just means a telephone
 7
          Q
 8
    message?
               Correct.
 9
          Α
               And it may or may not be related to work,
10
          Q
11
     it might be somebody calling him?
               Correct, it could be anything.
12
          Α
13
               Anything?
          Q
14
          Α
               Yes.
15
               All right. And then 369.
          Q
                    (Playing the recording.)
16
               Who's that?
17
          Q
               That's Officer Wilson.
18
          Α
19
          Q
               What is he telling you?
               He's telling me that he's out with two
20
          Α
     subjects on Canfield and he's requesting an
21
22
     additional unit for back up.
23
               Can you tell from the transmission if he's
24
     in his car or is he on his portable?
25
               He's in his car.
          Α
```

		Page 133
1 .	Q	And is there anything about that call that
2	you think	is unusual?
3	A	Um, that he would request a backup
4	immediate:	ly would be very unusual. Usually they do
5	not do tha	at.
6	Q	When an officer says put me on Canfield,
7	what does	that mean?
8	A	Put me on the scene of Canfield, put me at
9	that loca	tion.
10	Q	Because you have to keep track of where
11	they are	at all times?
12	A	Correct.
13	Q	He's telling you he's on Canfield?
14	A	Right.
15	Q	With two, what did that mean?
16	A	Two subjects, two people.
17	Q	Okay. Does this tell you what he's doing
18	with them	or why he's with two?
19	A	It did not.
20	Q	Okay.
21	A	It only tells me that he stopped two
22	people.	
23	Q	Okay. And he ask for another car, an
24	assist?	
25	A	Yes.

	Page 134
1 ,	I have a question.
2	MS. ALIZADEH: Yes.
3	: You
4	said that him requesting a backup car is out of
5	character for him?
6	A That quickly, yes.
7	That quickly?
8	A Yes, ma'am.
9	So there have been other
10	instances where he has asked for backup?
11	A Yes, ma'am.
12	: Is that my understanding?
13	A Yes, ma'am.
14	You said the length of
15	time it took for him was out of character?
16	A Yes, ma'am.
17	: Would there be a reason,
18	Do you know of a reason for an officer
19	to ask for backup that quickly?
20	A Maybe because he felt that there was
21	something about the way they looked, or the way they
22	were acting or just that there was something
23	suspicious about them.
24	: It could have been that
25	they fit the description of the people at the

		Page 135
1	Ferguson	Market?
2	Q	(By Ms. Alizadeh) So this is all just
3	speculati	ng?
4	A	Correct. I don't know what the real
5	reason wo	ould be.
6	Q	You take calls from these officers every
7	day?	
8	A	Correct.
9	Q	So now what does that mean when somebody
10	is doing	a pedestrian check or head check?
11	A	It means that they've stopped someone
12	because t	they appear to be suspicious and they get
13	out of th	ne car and usually try to speak with them.
14	Q	Okay. So not a traffic stop?
15	A	No.
16	Q	Somebody on foot?
17	A	Yes.
18	Q	It could be a number of things, correct?
19	A	Correct.
20	Q	They may recognize them and might have
21	warrants	out for their arrest?
22	A	Correct.
23	Q	But something causes that officer to say,
24	hey, I'm	going to make contact with this person and
25	see what'	s up?

	Page 136
1 ,	A Right.
2	Q And in this case, he immediately said send
3	me an assist car?
4	A Yes.
5	MS. WHIRLEY: Let me ask, do they
6	generally, you mention a pedestrian check, do they
7	generally get out of the car for a pedestrian check?
8	A Most of the time, yeah, because they get
9	out of the car and ask them for identification and I
10	run them through the computer to insure they're not
11	wanted.
12	${f Q}$ Knowing whether they are in the car or
13	they are on their portable is generally they're not
14	in their car on their mobile doing checks with
15	pedestrians that are standing at the car?
16	A No, ma'am, they get out of the car.
17	MS. WHIRLEY: They get out of the car,
18	okay.
19	You said you know the voices and you can
20	tell when it's distressed, did it appear to you that
21	Officer Wilson was in distress?
22	A It appeared to me that there was a
23	possibility of something going on, he was very
24	quick.
25	MS. WHIRLEY: As you mentioned earlier?

```
Page 137
          Α
               Yes.
 1
 2
               MS. WHIRLEY: All right.
 3
          Α
               Okay.
               (By Ms. Alizadeh) You have no idea other
 4
          Q
 5
     than the information you testified about, what
 6
     caused him to make this call?
 7
          Α
               Correct.
 8
 9
     Considering that he only made two calls after he
     left the sick baby, the first one was talking to
10
11
     officer 25 and 22, and then all of the sudden send
12
     me two cars.
13
               MS. ALIZADEH: He doesn't say send me two
14
     cars.
15
                                Send me another car?
16
                                          I actually have
17
     a question about that because when he gets to
18
     Glenark, you ever notice that you guys, he never
19
     says I'm 23 or I"m out when he gets to Glenark? He
     just kind of says en route, we hear nothing from
20
21
     him.
22
               He did call 10-8 from Glenark. He called
          Α
23
     10-8 from Glenark.
               MS. WHIRLEY: You talking about when he
24
25
     arrived at Glenark?
```

```
Page 138
         Α
               Yeah --
 1
 2
                               When he arrived, he said
 3
    he never arrived?
               He did not, yeah, he did not say they
 4
          Α
 5
               Sometimes they don't say they arrive on
     arrived.
 6
     calls.
 7
               MS. ALIZADEH: If the officer had put any
 8
     information in the CAD system about that call on
 9
     Glenark, that's not in these calls?
               Correct. And they can add information
10
11
     from the car in there. They can also put themselves
     on the scene and take themself off from the car as
12
13
     well.
14
               MS. ALIZADEH: In the CAD system?
               Correct.
15
         Α
               (By Ms. Alizadeh) And other officers can
16
          Q
17
     see that?
18
               Correct.
         Α
19
          Q
               And you can see it?
20
          Α
               Yes.
21
               Okay. But it is not a recorded
          Q
22
     transmission?
23
          Α
               No.
24
                                           . When he did
25
     sign off from Glenark, he said 10-8 with a report,
```

```
Page 139
     what does that mean?
 1
 2
               They do a CAD narrative in the computer
 3
     stating that they went to the sick case and
     ambulance responded and pretty much that's it.
 4
 5
     don't really do a whole lot with sick cases.
 6
                              : Okav.
 7
               It is just to document the case and to say
          Α
     an ambulance did respond.
 9
                                 This is him saying I
     arrived there, I took care of things, I'm out of
10
11
     here.
12
               Yes.
          Α
13
                                 On a CAD system?
14
          A
               Yes.
15
               MS. ALIZADEH: Okay.
               (By Ms. Alizadeh) Next call is track 370.
16
          Q
17
                     (Playing the recording.)
18
               Is that
                        ?
          Q
19
          Α
               Yes.
20
               She's calling out to Darren Wilson?
          Q
21
               Yes.
          Α
22
          Q
               371.
23
                     (Playing the recording.)
24
               So whose 24?
          Q
25
               That is Officer
          Α
```

```
Page 140
          0
               So he's saying he's close by and he's
 1
 2
     going to go and he's going to be the assist that
     Darren Wilson requested?
 3
          Α
               Yes.
 4
 5
               You heard Darren Wilson say I'm on
          Q
 6
     Canfield and send another car?
 7
          Α
               Yes.
 8
          Q
               372.
 9
                     (Playing the recording.)
10
               And whose 25?
          Q
11
          Α
               Officer
12
               Now, you can hear an engine revving in
          Q
13
     that; is that right?
14
          Α
               Yes.
              But no sirens?
15
          Q
16
          Α
               Correct.
               If they have their siren on when they are
17
18
     in the car and they are calling from their car, can
     you hear it?
19
20
               Yes.
          Α
21
               And so he says I'm going out on Canfield?
          Q
22
          Α
               Correct.
               So he's responding as well?
23
          Q
24
          Α
               Correct.
25
                             :
```

```
Page 141
     that was his sector, that was his area where Officer
 1
 2
     Wilson was?
 3
          Α
               Yes, ma'am.
 4
                               So when we say that's
 5
     their area, are they like canvassing that
 6
     neighborhood or that's just the area that they are
 7
     patrolling throughout the whole day?
 8
               They, that is the area that they are
 9
     responsible for that particular day. They move
     around the city. Different day they may be in a
10
11
     different sector. But they can leave that area and
     go to a different area on an assignment if there's
12
13
     no available officer for that.
14
                    I know I'm sorry, it is confusing, I
15
     wish I could explain it in a better way for you
16
     guys.
17
                    Best way I could explain it would be
18
     I will send officers from an adjoining sector if I
19
     have no officers available to respond. Meaning
     sectors that bump each other, that are close, I will
20
     put an officer from another sector to go there if
21
22
     someone needs help and there's not an officer
23
     available.
24
                               I was just confused
25
     because that was his sector, it seems as though he
```

	Page 142
1 1	would have already been in the area, right?
2	A Right.
3	: But he's not on none of
4	the calls.
5	A He was on Kirk, he was still on Kirk with
6	the elderly patient.
7	Oh, elderly patient, okay,
8	all right.
9	Q (By Ms. Alizadeh) Now, Glenark, if you
10	look at that map and that's the call that Darren
11	Wilson was on previous, correct?
12	A Uh-huh.
13	${f Q}$ And that is going to be, if east is to the
14	right, that's going to be east of that map, correct?
15	A And I'm terrible with directions, but I
16	believe so, yes.
17	${f Q}$ Okay. And so you see that street Canfield
18	that cuts through this?
19	A Yes.
20	${f Q}$ If you continue on Canfield it comes out
21	on West Florissant, correct?
22	A That is correct.
23	Q And Ferguson Market is on West Florissant?
24	A Yes.
25	$oldsymbol{Q}$ And in the call when Darren Wilson says,

```
Page 143
     do you guys need help regarding the incident, the
 1
 2
     stealing up in West Florissant, nobody responds to
     him and says no, we got it covered, never mind?
 3
          Α
               Correct.
 4
 5
          Q
               Does he have a say to anybody, hey, I'm
     going to go to this call at Ferguson Market?
 6
 7
     know why he was driving down Canfield?
 8
          Α
               Canfield is a complete way for him to go
 9
     from Glenark to West Florissant in sector one is up
     near the highway at West Florissant so that would
10
11
     have been a direct route for him to go to his
12
     sector.
13
               To return to his sector?
          Q
14
               Yes, ma'am.
          Α
15
               From Glenark he would have to go down
          Q
16
     Canfield to get to West Florissant to go back to his
17
     sector?
               That would be a quick direct route, yes.
18
          Α
19
          Q
               All right.
                                 I'm
20
                                                       You
     call these all sectors, okay?
21
22
          Α
               Yes.
23
                                No one officer, even if
24
     they are assigned to that sector, has territorial
25
     rights to that sector, do you understand what I'm
```

```
Page 144
     saying?
 1
 2
               That is correct.
          Α
                                If another officer is
 3
     responding to that call because the main officer
 4
 5
     that's assigned there is doing something else, okay,
 6
     when that officer is cleared that's normally
 7
     assigned to that sector, he can't come back and then
 8
     just take over for the officers that are there, you
 9
     understand what?
               Generally they do not. Generally the
10
11
     officer that has the report finishes the report, but
     I do understand what you are saying.
12
13
                                Okay.
               (By Ms. Alizadeh) So if Officer Wilson is
14
          Q
15
     leaving a call and now he's going back in service
     and he hasn't been assigned anything, and he's
16
17
     headed back to his sector say, just assuming that.
18
     Is he allowed to do something in another sector?
19
          Α
               Yes.
20
               So it is not like I can't stop these two
          Q
     individuals because this isn't my sector?
21
22
          Α
               Right.
23
          Q
               (By Ms. Alizadeh) Any other question.
24
     373.
25
                     (Playing the recording.)
```

	Page 145
1	Q Who is 22?
2	A Officer .
3	Q And we hear him and his engine is revving;
4	is that right?
5	A Yes.
6	\mathbf{Q} And what does that mean, 22 out?
7	A That means he's on the scene. I have to
8	interject, you don't hear the siren because I can't
9	hear them if they have their siren on, so that's why
10	you're not hearing the siren in the recordings
11	because that's all you would have.
12	Q The officer intentionally might not play
13	their siren when they trying to transmit?
14	A Correct.
15	Q 347, 374.
16	(Playing the recording.)
17	Q You recognize whose voice that is?
18	A Officer
19	Q And then track 375.
20	(Playing the recording.)
21	${f Q}$ I'm going to play that again, you tell me
22	if you hear anything in this call or is this a call,
23	does this sound like somebody
24	A That is something come from a walkie, a
25	mobile or a handheld.

```
Page 146
                     (Playing the recording.)
 1
 2
               You can't make out what's being said?
          Q
 3
          Α
               No.
               And you can't tell whose calling?
 4
          Q
 5
          Α
               No.
               All you can tell is it came from a mobile,
 6
          Q
 7
     the walkie-walkie, which is a portable?
 8
          Α
               Yes.
 9
               376.
          Q
                     (Playing the recording.)
10
11
               That's you?
          Q
12
               That's me.
          Α
13
               What are you saying?
          Q
               I can't understand what was coming from
14
          Α
15
     the portable, so I'm checking their status because I
     know somebody called out, but I can't.
16
17
               So whoever made that staticky call, you
18
     are calling out and saying 10-4 on Canfield, does
     that mean are you okay?
19
20
          Α
               Yes, yes.
21
               MS. WHIRLEY: Are you, 10-4 is like
     acknowledgment, correct? What does 10-4 mean?
22
23
          Α
               10-4 can be acknowledgment, but it also,
     are you okay, we use it are you okay, is everything
24
25
     good.
```

```
Page 147
               MS. WHIRLEY: Okay. So when you say 10-4
 1
 2
     on Canfield.
 3
          Α
               I'm asking if everything is okay.
               MS. WHIRLEY: That's not a response that
 4
 5
     somebody said they were out on Canfield?
 6
               No, ma'am, no.
          Α
 7
               (By Ms. Alizadeh) Now at this point are
          Q
 8
     you concerned about what's happening and going on?
 9
               Yes.
          Α
10
          Q
               Why?
11
               Um, because I know 25 was looking for
     another one, so I know something transpired and I
12
13
     hear static and I'm not, they're not communicating
     with me. So the years I've been there and I've
14
15
     known a lot of these men since they were small, I
     say small, to me they're like my children almost.
16
17
     I've known them since they were rookies.
18
     concerned about their well being because it is odd
19
     for them not to talk to me.
20
               Okay. The two officers that you hear
          Q
     saying that they're going to Canfield and you can
21
22
     hear their engines revving, does that mean anything
23
     to you?
24
               Yes.
          Α
25
               What does that mean?
          Q
```

		Page 148
1 1	A	They picked up the same that I did, that
2	he reques	sted an assist car too quickly and there was
3	a problem	n.
4	Q	So it sounds like they're speeding or
5	racing to	that area?
6	A	Yes.
7	Q	377.
8		(Playing the recording.)
9	Q	Who is Frank 25?
10	A	Officer .
11	Q	Did you tell anything about his voice in
12	that call	l?
13	A	Yes, he's very distressed.
14	Q	And he says send 23 to Coppercreek Court,
15	and that	would be Sergeant ?
16	A	Yes.
17	Q	For Officer , when he request a
18	superviso	or to the scene, what does that tell you?
19	A	That something occurred.
20	Q	Something out of the ordinary?
21	A	Correct.
22	Q	Something more serious than pedestrian
23	check?	
24	A	Correct.
25	Q	Or even arresting a subject for a warrant?

	Page 149
1 .	A Correct.
2	Q And then you hear Sergeant say, go
3	ahead, and you hear the dispatcher say are you able
4	to respond to Canfield and Coppercreek Court for 25?
5	A Correct.
6	Q Is that for Officer 25 or does that mean
7	is 25 a code for something?
8	A No, for officer 25, for Officer .
9	MS. WHIRLEY: Now, is there anyway to tell
10	at this point at Track 377 whether or not the
11	shooting has already occurred?
12	A No, ma'am.
13	MS. WHIRLEY: There's no way to tell that?
14	A No.
15	MS. WHIRLEY: Nobody ever said shots
16	fired?
17	A No.
18	MS. WHIRLEY: Nobody has ever said send a
19	supervisor because we have an officer in need of
20	assistance?
21	A No.
22	MS. WHIRLEY: So the shooting could have
23	already occurred by this time?
24	A Yes, ma'am.
25	MS. WHIRLEY: When everybody is acting so

		Page 150
1	upset?	
2	A	Yes.
3		MS. WHIRLEY: Okay.
4	Q	(By Ms. Alizadeh) Track 378.
5		(Playing the recording.)
6	Q	So you recognize which officer that is?
7	A	Yes.
8	Q	Who is that?
9	A	Officer .
10	Q	Does he sound distressed still?
11	A	Yes.
12	Q	Now, at this point are you and in
13	communica	tion with each other?
14	A	Correct.
15	Q	What was going on between the two of you?
16	A	Uh, I told something just occurred,
17	both of o	ur years of dispatching we knew it was
18	something	very serious. Something that entailed a
19	detective	processing the scene.
20	Q	So now Officer is asking for
21	detective	s to respond to the scene?
22	A	Yes.
23	Q	And that's something more than a
24	pedestria	n check?
25	A	Correct.

		Page 151
1	Q	
2		with warrants?
3	_	Correct.
	A	
4		MS. WHIRLEY: But for the detectives to be
5	_	process the scene would be an indication
6		shooting has likely occurred?
7	A	Yes, ma'am.
8		. Can you
9	give me th	ne time on the track 374?
10	Q	374, let me get this out of the way here.
11	It is 12:2	22:18.
12		: And then the time on 378?
13	Q	(By Ms. Alizadeh) 378 is 12:23:11?
14		MS. WHIRLEY: Would you give me the time
15	on 369?	
16		MS. ALIZADEH: 369 is 12:21:05.
17		Anybody else?
18		Again, keep in mind that does not actually
19	mean what	time it was, but gives you a perspective
20	on the tim	me in between these calls.
21		Anybody else.
22		Now we are on call 379, track 379.
23		(Playing the recording.)
24	Q	(By Ms. Alizadeh) That's you?
25	A	Yes.

```
Page 152
               So Frank 23 is Sergeant
 1
          Q
 2
          Α
               Yes.
 3
          Q
               What is this, what are you saying to him
     in this call?
 4
 5
               He is still on the call on Kirk with the
          Α
 6
     elderly female and I'm telling him I'm unable to get
 7
     ahold of anyone at the agency. He has requested and
 8
     I've also tried United Way and they are not
 9
     available.
               So prior to these recordings that we are
10
          Q
11
     listening to, he had called into dispatch and asked
     you to try to get ahold of somebody with an agency
12
13
     that maybe could assist this woman?
14
          Α
               Yes.
15
               So this was in response to Sergeant
          Q
     inquiring earlier about the elderly woman?
16
17
               Yes.
          Α
18
               Not related to Canfield apartments?
          Q
19
          Α
               Correct, not related.
20
                    (Playing the recording.)
               And so now I wrote 24 there, that's not 24
21
          Q
22
     is it?
23
          Α
               Right, it is 23.
24
               Can you all change that? That was Officer
          Q
25
     23, Sergeant ; is that right?
```

	Page 153
1 .	A Yes.
2	Q And so he's saying he's finishing up on
3	the call on Kirk?
4	A Yes.
5	Q He says 24 remains, what does that mean?
6	A That means 24 is going to stay there with
7	her.
8	Q And that would be ?
9	A Yes.
10	Q And so then he's wearing clarifications of
11	where he is pond to.
12	. Was
13	Officer the first officer on the scene after
14	Wilson and saw the two guys.
15	A I believe so, I believe so.
16	: . So this is
17	telling us, this call is telling us Officer was
18	there, Sergeant was there, as well as
19	who is responsible for secretary four that day?
20	A Correct, they were both on Kirk.
21	Q (By Ms. Alizadeh) Both on Kirk?
22	A Yes, ma'am.
23	Q Now, let me ask you this. It is not
24	recorded and maybe you don't remember, but did
25	Officer request a supervisor on that call on

```
Page 154
     Kirk?
 1
 2
               I believe so.
          Α
               Is it typical for a supervisor to respond
 3
          Q
     to a call or assist?
 4
 5
               Usually a supervisor will respond if there
          Α
 6
     is no other unit available, but also a supervisor
     will respond if an officer is having a difficult
 7
     time communicating with someone and he is our
     officer.
 9
               Officer
10
          Q
11
         Α
               That is correct.
12
               Anybody else? So we're going to call 381.
          Q
13
                    (Playing the recording.)
               Now, that was speaking, correct?
14
          Q
15
          Α
               Yes.
               Who is she talking to?
16
          Q
               She's talking to the officers, letting
17
          Α
     them know that EMS was en route.
18
               The officers on Canfield?
19
          Q
20
          Α
               Yes.
21
               What is EMS?
          Q
22
          Α
               Emergency medical.
23
          Q
               And so he's indicating medical personnel's
24
     responded?
25
          Α
               Yes.
```

	Page 155
1 .	\mathbf{Q} All right. Did somebody call for that?
2	A I believe the officers asked for that. I
3	think they called us on the phone and asked for that
4	but there was also a firetruck that was cutting
5	through Canfield back to West Florissant that was
6	assisting the child with difficulty breathing that
7	automatically stopped. You can hear the fire
8	channel when you are in dispatch, correct?
9	A Correct.
10	Q Your recollection is that there was a
11	firetruck that had been leaving that Glenark call?
12	A Yes.
13	Q Was like right there when probably the
14	first responding, I think you told me you thought
15	that was the first emergency vehicle on the scene?
16	A Correct.
17	Q Besides the
18	A Officers.
19	Q officers?
20	: I have a question,
21	At this particular point then are we
22	still, I'm kind of confused about this channel, that
23	channel. Are we on the Ferguson channel, or we on
24	the RIOT A channel or what?
25	A I can monitor the fire department channel,

```
Page 156
     I have that ability from my console. And I could
 1
 2
     hear them, the traffic coming out on that channel as
     well as the traffic coming out on that main channel.
 3
     The communication will come from both channels, just
 4
 5
     one is louder than the other. And that's how I can
 6
     differentiate between which one is which.
 7
                             : Okay.
 8
                                This we are hearing is on
 9
     the dispatch channel?
10
          Α
               Correct.
11
               MS. ALIZADEH: No one else?
12
               (By Ms. Alizadeh) Track 382.
          Q
13
               (Playing the recording.)
14
               And that's you?
          Q
15
          Α
               Yes.
               That's Officer saying he's arrived at
16
          Q
17
     the scene?
18
               Yes.
          Α
19
          Q
               And you call out he's there at 12:05?
20
               Yes.
          Α
21
               So at the time of this call on the tracks
          Q
22
     we've gotten on the disc say 12:25:40. 12 p.m.,
23
     12:25 p.m. and 40 seconds. You put him out there at
24
     12:04?
               Yes, ma'am.
25
          Α
```

		Page 157
1	Q	And then 383.
2		(Playing the recording.)
3	Q	That's Officer calling out?
4	A	Yes.
5	Q	385.
6		(Playing the recording.)
7	Q	So who's Officer 27?
8	A	•
9	Q	You recognize him?
10	A	Yes.
11	Q	He was the officer, he says I'm leaving
12	the stat:	ion. He had been conveying a prisoner; is
13	that righ	nt?
14	A	Yes.
15	Q	So he responded saying I'm going to go out
16	to the so	cene as well?
17	A	Yes.
18	Q	386.
19		(Playing the recording.)
20	Q	What's that about?
21	A	We have a channel that we call
22	point-to-	-point that we can communicate with all
23	agencies	in the area, and we call them
24	point-to-	-point and we get immediate assistance from
25	that other	er agency. St. Louis County is the closest

```
Page 158
     big jurisdiction that is near us, so we would always
 1
 2
     call them immediately with something.
               And that's voice?
 3
          Q
          Α
               No.
 4
 5
               Is she on the point-to-point channel?
          Q
 6
               Yes, ma'am.
          Α
 7
               So that's different than the dispatch
          Q
 8
     channel?
               That's correct.
 9
          Α
               You can hear her calling out on the
10
          Q
11
     point-to-point channel?
12
          Α
               Yes.
13
          Q
               387.
14
                        (Playing the recording.)
               388.
15
          Q
16
                     (Playing the recording.)
17
               389.
          Q
                        (Playing the recording.)
18
19
               Is that the major that you already heard
          Q
20
     from today?
21
          Α
               Yes.
22
          Q
               And he's with Country Club Hills?
               Yes.
23
          Α
24
                     (Playing the recording.)
25
               Can you understand what they're saying in
          Q
```

```
Page 159
     that call?
 1
 2
               He's inquiring if we need additional units
     down on Coppercreek. We told him affirmative we do
 3
     and he advised that he would be en route.
 4
 5
               391.
          Q
 6
               (Playing the recording.)
 7
               Is that
                          ?
          Q
 8
          Α
               Yes.
 9
               Why is she calling out Ferguson?
          Q
10
               She's answering point-to-point.
          Α
11
     Unfortunately, our system does not tape the
     receiving information that we get on point-to-point,
12
13
     it only records outgoing information.
               Okay. 392.
14
          Q
15
                     (Playing the recording.)
16
               MS. ALIZADEH: Yes.
17
                              : Can I listen to track 390
18
     again because it says at the very end it is
     unintelligible, but to me it sounds like he's saying
19
20
     what do you got there.
21
               MS. ALIZADEH: Sure, I'll play track 390
22
     again.
23
               (Playing the recording.)
24
               (By Ms. Alizadeh) 393.
          Q
25
                     (Playing the recording.)
```

	Page 160
1	Q Now was that 24 or 25?
2	A 25.
3	Q So I wrote that wrong?
4	A (Nods head.)
5	Q Track 394.
6	(Playing the recording.)
7	MS. ALIZADEH: So FYI people, the rest of
8	these calls are obviously after the incident. I did
9	go through these calls with them for a bit longer.
10	Is there interest in hearing them? Let me ask you
11	this, do you ever hear Officer Wilson call out on
12	the radio again?
13	A No.
14	MS. ALIZADEH: Is there anybody who wants
15	to listening to calls or you interested in whether
16	there is a call for something specific? Anyone?
17	We can keep playing the calls. It is a
18	lot of the aftermath and the crowd control and the
19	need for additional units and so forth.
20	: I just have a question.
21	At what point do you understand what
22	happened or what the situation is?
23	A I understood that there was a problem. I
24	never fully knew what transpired until my captain
25	actually called me on the phone and said this is
1	

```
Page 161
     what happened. He wanted to make sure we knew.
 1
 2
                            : Okay.
 3
          Α
               We never were told. We just knew there
 4
     was a serious problem.
 5
               MS. WHIRLEY: This is Sheila Whirley, did
     you see Darren Wilson come back to the station after
 6
 7
     this call?
               Not directly after the call, no, ma'am.
 8
 9
               MS. WHIRLEY: When did you see him again?
               I saw him a couple hours later in the
10
          Α
11
     detective room.
12
               MS. WHIRLEY: What was he doing?
13
               He was in there with a detective waiting
          Α
14
     for St. Louis County.
15
               MS. WHIRLEY: Was he fully dressed at that
16
     time?
               He was in his uniform, yes, ma'am.
17
          Α
18
               MS. WHIRLEY: And did you talk to him at
19
     all?
20
         Α
               No.
21
               MS. WHIRLEY: Did you know that he was
22
     involved in a shooting?
23
               At that point, yes, ma'am, I did know.
24
               MS. WHIRLEY: Did you say anything to him
25
     like I'm sorry to hear about this?
```

```
Page 162
          Α
               No.
 1
 2
               MS. WHIRLEY: There was no communication
 3
    between to two of you?
          Α
               No, I actually had just walked past the
 4
 5
     door.
 6
               MS. WHIRLEY: Did you observe his
 7
     demeanor?
 8
          Α
               He was very quiet, seemed very quiet.
 9
               MS. WHIRLEY: Because you know him?
10
          Α
               Yes.
11
               MS. WHIRLEY: So when you say quiet, was
     he, you know, tearful or anything.
12
13
          Α
               Very solemn.
14
               MS. WHIRLEY: Solemn, you would describe
15
     it?
16
          Α
               Solemn.
               MS. WHIRLEY: According to the transcript
17
18
     that we're looking at, seems like the last time you
    heard from Frank 21, which was Officer Wilson, is
19
20
     when he said put me on Canfield with two and send
21
     another car.
22
          Α
               Yes, ma'am.
23
               MS. WHIRLEY: You never heard anything
24
     else from him?
25
          Α
               No.
```

```
Page 163
 1
               MS. WHIRLEY: Okay.
 2
               (By Ms. Alizadeh) But there is another
          Q
 3
     call that you actually responded to because you
     couldn't tell what was being said or who was
 4
 5
     calling; is that right?
 6
          Α
               Yes.
 7
               MS. ALIZADEH: Anyone else?
 8
                                                 That
 9
     would be the static call?
10
          Α
               Yes.
11
                             : If that call is on a
12
     different channel, would you be able to hear that
13
     static as a dispatcher.
14
               When you say different channel, are you
          Α
15
     talking about a channel on their portable or a
     channel --
16
17
                                Channel on the portable.
18
               No, I do not have the same access to their
19
     channels that on my --
20
21
               MS. ALIZADEH: No, you're
22
                              : I'm trying to blame
23
     everything on
                   . I hear
                                           so much it gets
24
     in my mind.
25
               Track 369, that's when the call, I'm on
```

```
Page 164
     Canfield, was it 12:21:05, that's not real time, but
1
 2
     it is a time, correct?
 3
               MS. ALIZADEH: Yes. You want me to double
     check the time?
 4
 5
                                Well, no, I wrote it
 6
     down. I know that's what was on the track.
7
               And then on 378, that's if we have a
8
     detective on duty respond as well. So that's pretty
 9
    much, we can say that's pretty much after everything
     is done as far as the shooting that was at 12:23:11,
10
11
     which was like two seconds or is that two minutes.
12
               MS. WHIRLEY: Two minutes.
13
                                This whole thing pretty
14
    much was over in two minutes, that's a fairly short
15
    period of time. So, I mean, we are hearing people
16
     talk about six minutes and two minutes from the time
17
     he got out of the car until --
18
                                      . You take the
     time of 377, which is 12:22, assuming when he's
19
20
     asking for the supervisor when he was already at the
21
     scene, it is one minute.
22
                                Two minutes or less.
23
               MS. ALIZADEH: I will assume then you
24
     don't want me to play the rest of the calls? If
25
     need be, you can listen to them. You know, don't
```

	Page 165
1 .	necessarily trust the transcript because obviously
2	I've made some mistakes and I didn't actually, we
3	didn't finish the transcript because I was, I knew I
4	was keeping you guys waiting this morning.
5	If there is a need to listen to additional
6	calls, you let me know because I'll probably want
7	her to verify whose talking and what's being said
8	because I can't trust myself, I don't know whose
9	voice is who, okay.
10	MS. WHIRLEY: I have one other question.
11	When we talked about this orange alert button, you
12	talked about it too. If shots were fired or officer
13	discharging his weapon in some way like that, would
14	you expect that alert button to be enabled?
15	A If he had a chance to, yes.
16	MS. WHIRLEY: Okay.
17	A But that is usually, I mean, their walkie
18	is attached on their hip and it's pulled over. So
19	they have to reach down on their hip to push that
20	button.
21	MS. WHIRLEY: Okay. And then there's an
22	alert button inside the car also?
23	A Yes, but it is on the radio itself.
24	MS. WHIRLEY: Is that button bigger,
25	larger than the one

```
Page 166
               I do not know what the button looks like
1
         Α
 2
     there.
 3
               MS. WHIRLEY: Okay, all right, thank you.
               MS. ALIZADEH: Okay.
 4
 5
               (End of the testimony of
               MS. ALIZADEH: Good afternoon. This is
 6
     Kathi Alizadeh, today is November 10th, it is
7
8
     1:44 p.m. Sheila Whirley is here, all 12 grand
 9
     jurors are here, and , the court reporter, is
10
     here.
11
               We just finished with our lunch break and
     so we're going to resume for the afternoon and so
12
13
     what we're going to start with right now, last week
14
     there was a request for me to try to get some clips
15
     of a press conference or press conferences that
16
     Chief
                       gave or made after the incident in
17
     Ferguson.
18
               So I did find online several clips or
19
    press conferences. And I'm not 100 percent sure
     which one you might be referring to, so I know that
20
     there was a question of whether or not he talked
21
22
     about whether the officer knew or what he might have
23
     known.
               So I have two, I have two clips where that
24
25
    might be what he's talking about.
```

```
Page 167
               If you will bear with me, I will go ahead
 1
 2
     and play those. I will play one clip first and that
     might be the one you are talking about and you might
 3
     say oh, good, that's it, we don't need to do the
 4
 5
     other one. But if not, then we'll play the other
 6
     one as well.
 7
               I'm going to put a disc in here and see I
 8
     have no idea what disc it is. So let me put this
 9
     disc in here. Then I'll mark it.
10
               I'm going to mark this as Grand Jury
11
     Exhibit 91.
12
                          (Grand Jury Exhibit Number 91
13
                         marked for identification.)
14
               MS. ALIZADEH: Because I got these off of
15
     the internet, I cannot say for sure when this
     conference was because it doesn't really have a date
16
17
     on it. We'll just see if this is what you might be
18
     interested in.
19
               Go ahead and pause the recording.
20
                    , pause the audio recording and
            if you will try to dictate statements made at
21
22
     the press conference, not dictate, transcribe.
23
               (Playing of the conference recording and I
24
     am transcribing.)
25
                            : First of all, thanks for
               CHIEF
```

- 1 everybody for coming out. Sorry about being late, I
- 2 know that the timeline hasn't really played out like
- 3 I expected it would. But as some of you are aware,
- 4 I've had a lot of Sunshine request, Sunshine Law
- 5 request for information and documents about a
- 6 variety of things, some of which is not available to
- $7 \quad \text{me.}$
- But anyway, I'm here to talk about two
- 9 things. First of all, the name of the officer
- 10 involved in the shooting and then I've had a lot of
- 11 Sunshine request for information I'm going to be
- 12 releasing information about a robbery that occurred
- on August 9th immediately preceding the altercation
- 14 and shooting death of Michael Brown.
- It's important to know that I have made
- 16 contact with someone who is in contact with
- 17 Officer Brown's (sic) family making them aware of
- 18 this information being released.
- What we are making available today is the
- 20 dispatch records, the video footage of a robbery, a
- 21 strong armed robbery, a use of force that occurred
- 22 at a local convenience mart.
- I cannot discuss the investigation
- 24 about the attempted apprehension of the suspect and
- 25 strong armed robbery, that goes to the County

- 1 Prosecutor's office. I won't be taking any
- 2 questions today right now, but I won't be taking any
- 3 questions here. I want to get this information to
- 4 you, everybody digest it and then later on sometime
- 5 in the afternoon we can get together again and then
- 6 I'll take questions.
- 7 So I just want to give you a little
- 8 timeline of what happened. On August 9th from
- 9 11:48 till noon the officer involved in the shooting
- 10 was on a sick call on Glenark. There was an
- 11 ambulance present.
- 12 At 11:51 there was a 911 call from a
- 13 convenience store nearby, not this one. At
- 14 11:52 dispatch gave a description of a robbery
- 15 suspect over the radio. A different officer arrived
- 16 at the store where the strong armed robbery
- 17 occurred.
- 18 A further description with more
- 19 detail was given over the radio and said that the
- 20 officer was walking toward -- the suspect was
- 21 walking toward QuikTrip.
- 22 Our officer left the sick call, he
- encountered the, sorry. At 12:01 p.m., our officer
- 24 encountered Michael Brown on Canfield Drive. At
- 25 12:04 a second officer arrived on the scene

- 1 immediately following the shooting. And 12:05 a
- 2 supervisor was dispatched to the scene and
- 3 subsequent officers arrived.
- 4 There has been some questions about
- 5 the calling of an ambulance, the ambulance that was
- 6 at the sick case on Glenark was coming by
- 7 immediately following the shooting and they did
- 8 respond to assess Michael Brown.
- 9 So I'm going to have some police
- 10 officers going to be handing out packets that have
- 11 all the information that was requested on the
- 12 Sunshine request concerning the robbery. We're
- 13 going to give those packets, first of all, to those
- 14 agencies that had made the Sunshine request and then
- 15 anybody else who wants them, I think we have enough
- 16 to give out. We've got quite a few.
- 17 Sorry. The officer that was involved
- in the shooting of Michael Brown was Darren Wilson.
- 19 He's been a police officer for six years, has had no
- 20 disciplinary action taken against him.
- He was treated for injuries which
- 22 occurred on Saturday. Again, I won't be taking any
- 23 questions at this time, but the packets will be
- 24 handed out by my officers. The name is Darren,
- 25 D-A-R-R-E-N, Wilson, W-I-L-S-O-N. And thank you and

```
Page 171
     I will see you again soon.
 1
 2
                    (End of the recording.)
 3
               MS. ALIZADEH: I just finished playing
     Grand Jury Exhibit Number 91. I'm now going to play
 4
 5
     another disc, which is Grand Jury Exhibit 92.
 6
                         (Grand Jury Exhibit Number 92
                         marked for identification.)
 7
 8
               (Playing of the recording of the press
 9
     conference and the following is a transcription:)
                               Okay, thank you. All
10
               CHIEF
11
             So I gave you a whole bunch of, first of
     right.
     all, thank you for coming out here. We wanted to do
12
13
     this in this environment so we can hear each other
14
     and get whatever information we have left out.
15
               So I gave you a lot of information this
               I wanted to give you a chance to let you
16
     go over it. And if we've had some questions that
17
18
     have been coming into our Twitter and so forth, so
19
     I'm going to a address some of those.
20
               A question about the timing of the release
     of the tape. So we have had this tape for a while
21
     and you know we had to diligently review the
22
23
     information that was in the tape, determine if there
     was any other reason to keep it, anybody else to be
24
25
     charged in the crime, we had determined that that
```

- 1 was not going to be the case.
- 2 We got a lot of Freedom of Information
- 3 request for this tape and at some point it was just
- 4 determined we had to release it. We didn't have
- 5 good cause or any other reason to not release it.
- 6 And so decided at the same time it wouldn't be
- 7 prudent to release that information which, you know,
- 8 could be a little bit, I don't know.
- 9 We needed to release that at the same time
- 10 we would release the name of the officer who was
- involved in the shooting. So that we could just
- 12 keep open and give you all the information we had.
- 13 We pretty much have given you every bit of
- 14 information that we have now. I don't think there
- is anything else that we have to give out.
- 16 Regarding the second suspect who was in
- 17 the store and the tape, Dorian Johnson, we
- 18 determined that he did not commit a crime and was
- 19 not complicit in the crime.
- 20 And clarifying one of the other questions
- 21 that came quite a bit was on the role of two
- 22 officers. Some were thinking it was the same
- 23 officer that handled the robbery as was involved in
- 24 the shooting, that is not the case. There were two
- 25 separate officers.

```
Page 173
               This robbery does not relate to the
1
 2
     initial contact between the officer and Mike Brown.
 3
     Having said that, I will take a few questions.
               QUESTION: Do you have any information to
 4
 5
     justify the incident of force, particularly outside
 6
     department?
 7
               CHIEF
                               Okay. I understand that
8
     and these are questions that have to go to the
 9
     investigation and I don't think anything from the
     investigation is going to be released until it is
10
11
     complete.
12
               OUESTION: The officer who fired the shots
13
     whether he knew Mr. Brown was involved in this
14
     incident, whether he knew that Mr. Brown was
15
     involved?
16
               CHIEF
                               I can only go up to a
17
     certain point and then it is unreleased information
18
     in the investigation. And that certain point is the
     initial contact between the officer and Mr. Brown
19
     was not related to the robbery.
20
21
               QUESTION: (Inaudible) Can you as a
22
    matter of protocol describing conditions under which
23
     a weapon was discharged?
24
               CHIEF
                               There's a use of force
25
     report that we have, but the whole, all the reports
```

```
Page 174
    are going to be written on this are going to be
1
 2
    written by the St. Louis County Police Department.
     They had total control of the investigation.
 3
              OUESTION: (Inaudible.)
 4
 5
              CHIEF
                     : I don't have it in my
 6
    possession. Everything belongs to the County.
7
              OUESTION: (Inaudible.)
8
              CHIEF
                     : Um, I have to take a look
9
    at it. Just take a look at the tape.
10
              QUESTION: (Inaudible.)
11
              CHIEF
                      : Okay. All I did was
    release the videotape to you because I had to.
12
                                                    I've
13
    been sitting on it. Too many people put in a
14
    request for that thing so I had to release that tape
15
    to you.
              QUESTION: (Inaudible.)
16
17
              CHIEF
                               I understand that, but
18
    considering if I just release that tape and didn't
    release the officer's name, there would be similar
19
20
     questions.
21
              QUESTION: Michael Brown's family was the
22
    media's way the police chief has chosen to
23
    disseminate piecemeal information in a manner
     intended to assassinate the character of Michael
24
25
    Brown. What is your response to that?
```

```
Page 175
               CHIEF : My response to that is
1
 2
     first, my heart goes out to the family. I can't
     imagine what they're going through. We have given
 3
     you everything that we have now and everything that
 4
 5
     we can give you. From our police department you
 6
     have everything we've gotten. There is nothing else
     to give you.
7
8
               QUESTION: (Inaudible.)
 9
                     : No, I had meetings
               CHIEF
     scheduled with the family yesterday morning,
10
11
     representatives from the family came, the family did
     not, they haven't had a chance to completely consult
12
13
     with their attorney.
14
               QUESTION: We asked you guys questions
15
     about the way you handled this case happened this
     case why you are releasing the information you said
16
     was under investigation, you just put more citizens
17
18
     in trouble by releasing that video. Now they have
19
     to be protected because their store and their
    business have been placed in the media. You say you
20
     are concerned about safety, but you talking about
21
22
     your officer?
23
              CHIEF
                               I'm absolutely concerned
     about the safety of my community.
24
25
               QUESTION: Can you say whether he worked
```

```
Page 176
     at another police department in this area before he
1
 2
     came here?
 3
               CHIEF
                               Yes, he was A police
     officer for six years. Two of those years were with
 4
 5
     Jennings and four years with us. I can't go into
 6
     the security of that officer.
 7
               QUESTION: Can you talk about (inaudible)
8
     The officer involved in the shooting was he aware of
     the robbery call?
9
10
               CHIEF
                               I don't know.
                                              I don't
11
     know what came out in his interview. I know his
     initial contact was not related to the robbery, it
12
     was related to blocking the road.
13
14
               QUESTION: So you're telling us that when
     the officer stopped Michael Brown the first time, he
15
16
     was not aware that Brown was a suspect in a robbery?
17
                            : No, he was just coming off
               CHIEF
18
     of a sick case, which is why the ambulance was there
19
     so quickly, but yeah, okay.
20
               QUESTION: You're saying, what are you
     saying, Chief, did he know that he was aspect in the
21
22
     a case or did he not know?
23
               CHIEF
                       : No, he didn't. He was --
24
    had nothing to do with the stop.
25
               QUESTION: At this point why would he stop
```

```
Page 177
     Michael Brown?
 1
 2
                               Because they were walking
               CHIEF
 3
     down the middle of the street blocking traffic, that
     was it.
 4
 5
               QUESTION: Did you find evidence of the
 6
     stolen merchandise on the body?
 7
               CHIEF
                               Yes.
 8
               QUESTION: Why did you put more citizens
 9
     in harms way?
10
               CHIEF
                          : Are there any other new
11
     questions?
12
               OUESTION: (Inaudible)
13
               CHIEF
                               I was asked that, I'm
14
     going to consult with my city attorney before we do
15
     that and make sure that's all part, I just got that
16
     question.
               QUESTION: (Inaudible.)
17
18
               CHIEF
                               They're doing a good job.
19
     They have actually been here with us since the very
     beginning of this thing and I have every confidence
20
     in St. Louis County Police Department is still here.
21
22
               QUESTION: (Inaudible) The governor to
23
     bring in the State Highway Patrol do you agree?
24
                               That's political and I'm
               CHIEF
                            :
25
     not going to get involved in that. What I will say
```

```
Page 178
     I know the officer in charge and have known him for
1
 2
     years and have every confidence in him for
     information confidence in him.
 3
               QUESTION: (Inaudible.) Now the state
 4
 5
    police take over --
 6
               CHIEF
                      : 28.
 7
               OUESTION: (Inaudible.)
8
               CHIEF
                         : Yes.
 9
               QUESTION: There some report --
                               The side of his face was
10
               CHIEF
11
               This has already been released by the
     swollen.
     County Police Department. What I tell you about the
12
13
     incident, the shooting is what's been released by
     the St. Louis County Police Department.
14
15
     everything I say to you I can't say anything other
16
     than that.
17
               OUESTION: Tell us a little bit more about
18
    him, what kind of details did he work, kind of how
19
     would you describe his demeanor, did you ever have
     any issues with him, any termination action?
20
                               He had no complaints, he
21
               CHIEF
22
     was a gentle, quiet man, he was a safest officer,
23
     yes.
24
               QUESTION: (Inaudible.)
25
                               Yes, we do.
               CHIEF
```

```
Page 179
               QUESTION: Could you describe him as best
1
 2
     you can?
 3
               CHIEF :
                              He was a gentleman, a
     quiet officer, and he has been an excellent officer
 4
 5
     for the police department.
 6
               QUESTION: How has he been affected by
7
     this?
8
              CHIEF
                               It is devastating,
 9
     absolutely devastating. He never intended for any
10
     of this to happen.
11
               QUESTION: The officer, if he did not
     feel, if the murderer and the robbery did not come
12
13
     together, why did the video come out and the robbery
14
     is not related?
15
              CHIEF : Because the press asked
     for it.
16
               QUESTION: (Inaudible)
17
18
              CHIEF
                               Pardon me? Does anybody
     remember. I don't remember, but I will find out for
19
     you. One more question.
20
21
               QUESTION: (Inaudible.)
22
               CHIEF
                               Try it again?
23
               QUESTION: Earlier in the day you said the
     officer was responding because of a description of a
24
25
     robbery suspect that had gone out and that
```

```
Page 180
     description matched Michael Brown. Now you are
1
 2
     saying he only shot Michael Brown because he was
 3
    blocking traffic being?
                           : No, no, no, I don't think
 4
               CHIEF
 5
    he went there for a robbery call, he was in the area
 6
     following the robbery because he was on a sick case.
7
               QUESTION: If the robbery had nothing to
8
     do with the stop, then why did you release the video
     of the robbery, what's the explanation?
9
10
               CHIEF
                               Because you asked for it,
     you asked for it. I held onto it for as long as I
11
     could. Yes.
12
13
               QUESTION: (Inaudible.)
                               Captain
14
               CHIEF
                                               and I just
15
     spoke about our communication breakdown and we -- I
16
     talked to Chief
                            about this, we talked to the
17
     command post out there, but I did not personally
18
     call him, I should have done that. I'm still in
     County being in charge mode.
19
     Thank you very much.
20
21
                    (End of the playing of the press
22
     conference.)
23
               MS. ALIZADEH: Is that the interview you
24
     were talking about? The only other one I have was
25
     really pretty long.
```

```
Page 181
                               That's it.
 1
 2
                                The one question the
 3
     reporter asked about why did he earlier say that the
     officer didn't know, that was kind of --
 4
 5
               MS. ALIZADEH: I haven't found a clip
 6
     where he actually says that.
 7
                            : He does say that though.
 8
               MS. ALIZADEH: I don't know if he says in
 9
     the audio or a press conference, I'm not really
     sure. I wasn't able to find that statement, but he
10
11
     does say something about you earlier said this and
     then officer Chief
12
                                responds.
13
               If anybody is aware of any other clip. I
14
     know that typically we tell jurors not to do any
15
     research on the case, but if there is a clip that
     you all think that you want the rest of the jurors
16
17
     to view, if you can just bring it to my attention, I
18
     can give you my email address and you can email me
19
     the link or something and I'll make sure I get it
     copied so we can show it to everybody. But from
20
21
     what I understand, this is the clip you were talking
22
     about?
23
               Okay. So I just played Grand Jury Exhibit
     92, which is another recorded audio, video clip of a
24
25
     press conference that was made by Chief
                                                      and
```

```
Page 182
     I'm not sure when it was made. So, obviously, after
 1
     the shooting, but I'm not sure when in time it was
 2
 3
     made. So at this time I am going to call Chief
               I talked to y'all about I thought it would
 4
 5
     be prudent if we're going to have clips played of
 6
     him making statements, we would call him as a
 7
     witness and have him talk about that and answer any
 8
     of your questions in relation to that.
 9
     of lawful age, having been first duly sworn to
10
11
     testify the truth, the whole truth, and
     nothing but the truth in the case aforesaid,
12
13
     deposes and says in reply to oral
14
     interrogatories, propounded as follows, to-wit:
15
                         EXAMINATION
16
     BY MS. ALIZADEH:
17
                             , could you state your name
          Q
18
     and spell it for the court reporter, please?
19
          Α
20
21
               And, sir, where are you employed?
          Q
22
               Ferguson Police Department.
          Α
23
          Q
               And what do you do for the City of
24
     Ferguson?
25
               I'm the chief of police.
          Α
```

	Page 183
1 ,	Q How long have you been the chief of the
2	City of Ferguson?
3	A About four years and eight months.
4	Q And are you a commissioned officer?
5	A I am.
6	Q So how long have you been a police
7	officer?
8	A A little over 35 years.
9	Q Prior to your employment as the chief of
10	the City of Ferguson, did you work for the City of
11	Ferguson in any other capacity?
12	A I did not.
13	Q So where did you work, what were you doing
14	prior to coming to the City of Ferguson chief of
15	police?
16	A I was s employed by the St. Louis County
17	Police Department.
18	Q All right. And so have you ever been
19	employed by any other police departments besides St.
20	Louis County?
21	A No, I have not.
22	${f Q}$ So after going to the police academy, your
23	career was with the county and chief of police of
24	Ferguson?
25	A Yes.
I	

	Page 184
1 .	Q What did you do as a police officer for
2	the St. Louis County?
3	A I started out in patrol, then I did four
4	years as an undercover detective, narcotics. I
5	spent five years an operator on the SWAT team.
6	About a year as a burglary sergeant, another three
7	years as a sergeant in the SWAT team.
8	Finished my career as lieutenant and
9	then captain of the St. Louis County
10	Multijurisdictional Drug Task Force.
11	$oldsymbol{Q}$ All right. And when you left the county,
12	did you retire from the county?
13	A I did.
14	$oldsymbol{Q}$ And from there did you go directly to
15	being the chief at Ferguson or did you have a
16	hiatus?
17	A I took a weekend off, it was very
18	relaxing.
19	Q So you had been, do you recall the date or
20	the month that you started as the chief in Ferguson?
21	A It was March 8th, 2010.
22	Q And have you been the chief continuously
23	since that date?
24	A Yes, ma'am.
25	Q And as the chief of police, you have

	Page 185
1 ,	police officers that are under your command; is that
2	right?
3	A Yes, ma'am.
4	Q Can you describe the hierarchy of command.
5	So you are the senior law enforcement official,
6	correct?
7	A That's correct.
8	Q Who would be directly under you?
9	A Now there's a new position of assistant
10	chief. I have captains for patrol and criminal
11	investigation, and then I have lieutenants for
12	patrol, and sergeants for patrol and for
13	communications and auxillary services. I also have
14	correction officers and dispatch center.
15	Q And we've heard from your communication
16	officer and one of your dispatchers, Ferguson
17	dispatches for themself, correct?
18	A They do.
19	Q They also, you also answer your own 911
20	calls?
21	A Yes, ma'am.
22	Q Um, so as the chief of police, you
23	mentioned that there is an assistant chief of
24	police, is that what you said?
25	A Yes.
1	

	Page 186
1 1	Q You said it was a recently created
2	position, was that position, had that position been
3	created by March 9th, I'm sorry, August 9th of this
4	year?
5	A Yes, it was August 1st, I believe.
6	Q Okay. And who is the assistant chief?
7	A .
8	Q And then you have a sergeant under your
9	command named Sergeant , correct?
10	A I do, yes, ma'am.
11	Q So were you working on August 9th of this
12	year?
13	A No, I wasn't.
14	Q Do you recall where you were when you
15	first learned that there had been an officer
16	involved shooting?
17	A Yes, I, it was driving westbound on
18	Interstate 70 to have lunch with .
19	Q So this was on a Saturday, correct?
20	A It was.
21	${f Q}$ And you were not working that day. So how
22	is it that you learned about the officer involved
23	shooting?
24	A I got a call and a text from Sergeant
25	. I was driving at the time so I waited until I $$
1	

	Page 187
1 ,	got off the highway and checked that briefly.
2	Alerted me that there was a fatal officer involved
3	shooting, so I called him.
4	Q So the message was from ?
5	A It was.
6	Q And did you call then?
7	A I did.
8	Q Did you reach him?
9	A I did.
10	Q About what time of day is this, do you
11	know?
12	A It is around 12:15, 12:20.
13	Q So when you contacted , was he at
14	the scene on Canfield?
15	A I believe he was there at that time.
16	Q And what did he tell you about what had
17	happened?
18	A Briefly he told me that there was an
19	officer involved shooting. I asked him who the
20	officer was and if the officer was okay. And you
21	know, he had already told me that it was a fatal
22	shooting and he did say that the scene was starting
23	to get a little bit tense.
24	Q All right. And after getting that
25	information from Sergeant , what did you do?

	Page 188
1	A I contacted my chief of detectives,
2	and informed him, wanted his blessing that I
3	intended to ask to handle the
4	investigation.
5	Then called , chief of
6	police of St. Louis County and asked him, informed
7	him briefly what he had, told him I didn't have a
8	lot of details, but since it was a fatal officer
9	involved shooting I would prefer that they did the
10	investigation.
11	Q And was this prior to you getting to the
12	scene that you made these phone calls?
13	A Yes, ma'am.
14	Q And ultimately did you proceed to the
15	scene on Canfield?
16	A I did.
17	Q And about how long now had it been from
18	the time you got the call from Sergeant until
19	you got down to the scene?
20	A I'm thinking it was about 45 minutes,
21	maybe a little longer.
22	Q And when you got to the scene, was County
23	Police already at the scene?
24	A They were.
25	Q And was the scene roped off?

	Page 189
1 .	A There was a lot of tape, crime scene,
2	yellow crime scene tape all over the place.
3	Q Roped off is not right, taped off?
4	A Yes.
5	Q And so did you have another conversation
6	with when you got down to the scene?
7	A Yes, I did.
8	Q And did he give you any more details about
9	what had happened?
10	A Not a lot. It was a very chaotic scene
11	and I asked him briefly what happened. He said that
12	Darren Wilson was driving down the road, saw two
13	people in the road, asked them to get out of the
14	road. Words were exchanged, a scuffle ensued, there
15	was a shooting inside and then outside of the
16	vehicle.
17	Q Okay. So, and you learned from your
18	initial call with Sergeant that the name of the
19	expert who was involved in the shooting, correct?
20	A Yes.
21	Q When you got down to the scene on
22	Canfield, was he there?
23	A No, he was not.
24	Q Have you ever seen him since then?
25	A No, I have not.

	Page 190
1 ,	Q You never saw him on the 9th?
2	A I didn't.
3	Q Have you had a conversation with Darren
4	Wilson since the 9th?
5	A Yes, I had one conversation with him.
6	Q And when, approximately, was that?
7	A Uh, within a day or two of the shooting.
8	Q Was that, I guess, on the telephone since
9	you haven't seen him?
10	A Yes, correct.
11	Q Telephone. Did he talk to you or give you
12	any details about what happened that day on
13	Canfield?
14	A No, nor did I ask.
15	Q So what was the nature of your
16	conversation?
17	A Just to check on his general welfare, see
18	if he needed anything to affirm to him he was on
19	administrative leave and was subject to call.
20	Q Now, you're aware that Officer Wilson
21	after the shooting was directed to go back to the
22	station, correct?
23	A Correct.
24	Q And you're aware that at some point he
25	went to the hospital, correct?

		Page 191
1 1	A	Yes.
2	Q	And you're aware that ,
3	Lieutena	nt was with him at parts of that
4	day, cor	rect?
5	A	Yes.
6	Q	Did you ever talk to Lieutenant
7	about whe	ether or not officer Wilson told him what
8	happened'	?
9	A	Yes, he did.
10	Q	What did he tell you?
11	A	He gave me a little more detail, but it
12	was essei	ntially the same thing.
13	Q	Okay. Now, are you aware, you are aware,
14	aren't y	ou, that Officer Wilson was interviewed by
15	County Po	olice, correct?
16	A	Yes.
17	Q	Did you ever hear that interview?
18	A	No I did not.
19	Q	Did you ever read a transcript of that
20	intervie	w?
21	A	No, I did not.
22	Q	Are you aware Officer Wilson was
23	intervie	wed by the FBI?
24	A	I am.
25	Q	Did you ever hear any recordings of that

1		
		Page 192
	1 ,	or read a transcript of that interview?
	2	A No, ma'am.
	3	Q Did you ever read any police reports about
	4	statements that were made by Officer Wilson?
	5	A No, I did not.
	6	${f Q}$ Did you ever talk to any FBI agents or any
	7	County Police about what Officer Wilson told them?
	8	A No, I did not.
	9	Q There's, obviously, at some point in the
	10	investigation there is some information that is
	11	learned that Michael Brown was involved in a
	12	stealing that took place on the same day prior to
	13	the shooting up at the Ferguson Market, correct?
	14	A Correct.
	15	Q When did you first learn that, about
	16	Michael Brown being involved in a stealing or I
	17	think you have termed it a strong armed robbery but
	18	the incident at the Ferguson Market, when did you
	19	learn about that?
	20	A I think it was later in that day that
	21	somebody on the scene said this may be the same two
	22	individuals that were involved in the incident at
	23	9101.
	24	${f Q}$ Did you ever ask Officer Wilson or did
	25	anybody ever tell you that Officer Wilson told them
	I	

```
Page 193
     about what he knew or didn't know when he first
 1
 2
     encountered the two subjects, who we now know are
     Michael Brown and Dorian Johnson, on Canfield?
 3
               I don't have any direct knowledge of what
 4
          Α
 5
     he knew or suspected at the time.
 6
               Now, prior to you coming in the grand jury
          Q
 7
     this afternoon, I played a couple of your press
 8
     conferences for you; is that right?
 9
               Yes, you did.
               And you talk in your press conference that
10
11
     Officer Wilson, the reason for his stop was not
     because of those two being involved in the stealing
12
13
     at the Ferguson Market. Why, can you explain the
     comments you made during your interview?
14
15
          Α
               Sure. I was simply restating what was
16
     told to me at the time that the initial contact was
17
     related to two individuals walking in the street and
18
     him instructing them to get out of the street.
               Okay. And so, and that came to you not
19
          Q
     from Darren Wilson, but from other person correct?
20
21
          Α
               Correct.
22
               MS. ALIZADEH: Sheila, do you have any
23
     questions?
24
               MS. WHIRLEY: Let's see. I'm just
25
     following up on that last question of Kathi's.
```

```
Page 194
     said someone else told you that the initial contact
1
 2
     with Michael Brown had to do with them walking in
 3
     the street?
         Α
               Yes, ma'am.
 4
 5
               MS. WHIRLEY: Do you know who told you
 6
     that?
7
          Α
               Sergeant
8
               MS. WHIRLEY: Sergeant . I didn't
9
    hear that part, okay. But so when you got on
     television, you basically said that that was not the
10
11
     reason, the stealing at the market was not the
12
     reason for the initial contact?
13
         Α
               The initial contact. That's the
14
     information that was relayed to me.
15
               MS. WHIRLEY: When you say initial
     contact, what are you referring to?
16
17
               The reason he spoke to them initially.
          Α
18
               MS. WHIRLEY: Okay.
19
         Α
               Hey, move to the sidewalk, or whatever he
     said.
20
21
               MS. WHIRLEY: Does that include him
22
    backing up the car when you say initial contact?
23
         Α
               No.
24
               MS. WHIRLEY: Is that something different?
25
               No, that's different.
         Α
```

```
Page 195
               MS. WHIRLEY: Okay. Do you have a
 1
 2
     personal relationship with Officer Wilson? I know
     you spoke very highly of him.
 3
          Α
               Not a personal relationship, just
 4
 5
     professional.
 6
               MS. WHIRLEY: Just one of your officers?
               Yes, ma'am.
 7
          Α
 8
               MS. WHIRLEY: But nothing, you don't
 9
     socialize with him outside of work or anything like
10
     that?
11
               No, ma'am.
         Α
12
               MS. WHIRLEY: Okay. And I think you
13
     already told Kathi that you did not see him that
14
     day.
15
          Α
               No, I did not.
               MS. WHIRLEY: And the first day, when you
16
17
     talked to him later, when was the first time you saw
18
     him after this happened.
               I haven't seen him since.
19
20
               MS. WHIRLEY: Oh, you have not seen him?
               No, ma'am.
21
          Α
22
               MS. WHIRLEY: Okay. Now, we've talked a
23
     little bit about an orange, an alert button that the
24
     officers have in their car and on their portable
     walkie-talkies.
25
```

Page 196 Yes, ma'am. 1 Α 2 (By Ms. Whirley) You are familiar with 3 that, of course. Is that something the officers are taught about or have training on how did to use that 4 5 button and when to use that button? 6 Yes, ma'am. They actually test them on Α 7 occasion. 8 MS. WHIRLEY: Is this the kind of incident 9 that you would have imagined or expected for an officer to use the button? 10 11 I would expect any time there is a physical confrontation that would be a useful tool, 12 13 yes. 14 MS. WHIRLEY: And if, you know, shots are 15 fired, certainly you would expect someone to use 16 that button. 17 Yes, ma'am. Α 18 MS. WHIRLEY: That's all I have right now. 19 Anybody else? 20 . Follow-up on that question. You have a lot of experience, 21 22 obviously. You hear about this orange button, 23 obviously, it is intended for kind of I need help, the officer, I need help kind of button. 24

Α

Yes.

25

- 19 after the incident that day. We have a limited
- 20 number of tasers.
- 21 When I actually got to the Ferguson
- 22 Police Department, there were a lot deficiencies
- 23 that I wanted to correct, and one of them was there
- were too many incidents where a taser could have 24
- 25 been used, but we didn't have them.

```
Page 198
                    So I set about trying to locate some
 1
 2
     money and just buy a few at a time. We don't have a
 3
     taser assigned to each officer, but we're trying to
     improve that.
 4
 5
                               Okay. Just in addition to
 6
     that, how long has this been known you don't have
 7
     enough tasers for every officer, I mean, when did
 8
     you discover the problem?
 9
               They didn't have enough?
                             : About the lack of amount
10
11
     of tasers.
12
               There were no tasers when I started
          Α
13
     working there at all.
14
                               Okay.
                             :
15
               I bought five with some grant money that I
          Α
16
     was able to dig up and with some asset sharing. And
17
     then as I got another grant, I bought a few more.
18
                               Uh-huh.
19
          Α
               I'm trying to get enough so that each
     officer will have his own personal.
20
                               When you get this grant,
21
22
     is it a grant, um, that is specifically set out for
23
     those tasers? Like when you feel that you need some
     tasers or whatever, do you initiate this grant, I
24
25
     want X amount of money, I need five more tasers.
```

```
Page 199
               It is more, that's pretty much the case,
 1
          Α
             We get notified or we search for grants that
 2
     ma'am.
 3
     are available.
                            : Uh-huh.
 4
 5
          Α
               In this case I think this was through the
     State Cops Program that there would be an
 6
 7
     application process for grants. So you have the
 8
     opportunity to say, I have this need, then you have
 9
     to have explain the need and justify it and then say
     how much money you would like to have.
10
11
                    And then they decide how much money
     they are going to give you, if any.
12
13
                               When you receive the
14
     money, you put in, say you put in for the tasers,
15
     okay. You get the grant money delivered to you or
16
     whatever. And say there is something else that
17
     comes up that you feel now is more warranted. Do
     you specifically have to use that grant money?
18
               Yes, ma'am.
19
          Α
20
                            : Okay, all right.
               MS. ALIZADEH: I want to clarify whether
21
22
     or not they needed more tasers in the Ferguson
23
     Police Department or should have is certainly
     something that needs to be addressed at this point,
24
25
     but for this incident, Chief, you're aware that,
```

	Page 200
1	you're now aware that Officer Wilson did not have a
2	taster on his person; is that right.
3	A Yes.
4	Q (By Ms. Alizadeh) Were officers required
5	to carry a taster at that time?
6	A No.
7	${f Q}$ So was it up to the individual officers to
8	decide whether he was going to carry a taser?
9	A Pretty much, yes. This is a less lethal
10	may be used and precisely we didn't have enough for
11	everybody.
12	Q Is it possible that there could be more
13	officers working a shift than there would be tasers
14	available for that shift? In other words, maybe six
15	officers working and maybe at the time you only have
16	five tasers that were actually working at the time?
17	A That is possible. I don't know if that
18	was the case here.
19	Q But regardless, we know now he didn't have
20	a taser with him?
21	A Yes.
22	Q And that wasn't required at the time?
23	A No.
24	MS. ALIZADEH: Anybody else?
25	: . What is

	Page 201
1 ,	your protocol when it comes for one of your police
2	officers, maybe another scene just happened on
3	August the 9th, do you, was it your own authority or
4	opinion not to speak to him about what happened at
5	the scene or was you instructed?
6	A No, ma'am, it was my decision to turn the
7	entire investigation over to St. Louis County Police
8	Department and to separate myself, my detectives
9	from that. I just believe 35 years in law
10	enforcement we not only have to be impartial and
11	fair, but there also has to be no appearance of
12	impropriety.
13	It just seems like an agency, I came
14	from a very big police department, moved to a very
15	small police department. Small, much smaller police
16	department and it just seems that the department
17	that size needs to move something this critical like
18	a fatal officer shooting to a larger law enforcement
19	agency or particularly a different law enforcement
20	agency to handle.
21	: Also I don't believe that
22	Officer Wilson had mace either, did you know that?
23	A I did not know that.
24	Are they checked
25	regularly, whatever they have on their gear, do they

```
Page 202
     have like a captain like protocol command so someone
 1
 2
     checking their uniforms before they leave the
 3
     department.
          Α
               Yes, ma'am, we have roll call and the
 4
 5
     supervisor is responsible for making sure of those
 6
     thinas.
 7
                                             I'm going to
 8
     go back to what nine has. Is made required because
 9
     I thought he said he had mace but didn't spray it
     because it was too close in the vehicle for it not
10
11
     to affect him.
                               If I could say something,
12
13
                      I believed the reaction that he
14
     gets from it would cause more problem or cause him
15
     to be more debilitated.
16
                                That was my question.
17
     Did you recall the he had it or did not?
18
               MS. ALIZADEH: At this point rather than
19
     discussing the witness' testimony, I have provided
     you all the transcript previously because there was
20
     a question about another point of another witness'
21
22
     testimony. So if you want to ask this witness
23
     questions about what his knowledge or information
     was or the policies or protocols, I'm not cutting
24
25
     you off from asking that question, but talking about
```

```
Page 203
     what other people might have said, probably better
 1
 2
     to go back and refer to the transcript.
 3
                             : Mace is not required?
               Mace is issued to each officer so they
 4
          Α
     are, issued equipment is expected to be carried but
 5
     it is going to be largely to the officers discretion
 6
 7
     which item to use. For example, I would not be in
 8
     very close quarters use pepper mace.
 9
                                But you would expect your
     officer to have it on him?
10
11
               I would expect.
          Α
12
                                When he's on patrol?
13
          Α
               Yes.
14
                                                 So in
15
     your career in law enforcement have you ever been
16
     dealt with or been involved in any way in other
17
     officer involved shooting?
18
          Α
               Yes.
19
                               So my kind of question
     onto that is, in other words, there was talk about
20
     how the officer left the scene in this incident. He
21
22
     left by himself in Sergeant
                                       vehicle, went
23
     back to the station to wash his hands, is that some
24
     typical protocol? Should he have been escorted?
25
     don't know, I'd just like to know.
```

	Page 204
1 ,	A That's news to me too, but I would of had
2	someone else take him to the station. I certainly
3	had someone else take him to the hospital.
4	: If you could, maybe, in
5	your role in your experience before working at
6	Ferguson, what was the relationship with the
7	community, the police department in the community.
8	A In my four years there excellent. We have
9	nine community associations, neighborhood
10	associations in Ferguson. And I'm very well
11	acquainted with all the members of those. Go to a
12	lot of their meetings. I send my officers there to
13	give them crime updates every month at their
14	meetings.
15	I attend all the events, I sing the
16	national anthem for them at the 4th of July and the
17	beginning of the 5K run that we have every year. It
18	is a very active, involved community.
19	MS. WHIRLEY: What about Canfield Green,
20	the folks that live in the Canfield Green
21	Apartments, are they involved in these associations
22	and active with the police?
23	A We were trying very hard to get
24	associations over there and neighborhood watches
25	over there. We went over it is a hig complex as

Page 205 you probably know. Canfield Green runs into the 1 2 Northwinds Estates, runs into Oakmont, they are all, 3 it is a very dense community. So we were trying to get neighborhood watch in there. 4 5 So we do things such as we have 6 resource displays where we bring the dogs, 7 firetrucks and the officers over there and everyone, 8 every resident gets a copy of the Ferguson Times that says all the events are happening, things like 9 10 that. 11 It has been difficult to get a neighborhood association going over in there. 12 13 MS. WHIRLEY: Why do you think that is? Probably a lot of it has to do with the 14 Α 15 transient population. People don't plan on living there for long periods of time, so they don't get 16 17 deeply involved in the community. 18 But we also did several things with all of those apartments, you know, try to improve 19 quality of life and reduce crime in those areas. 20 were very involved in there. 21 22 MS. WHIRLEY: How many officers do you 23 have, I don't know if you said that already. 24 Total of 55, including myself. Α 25 MS. WHIRLEY: 55.

Page 206 1 Α Yes, ma'am. 2 MS. WHIRLEY: Were you concerned or did 3 you have any thoughts about the information that we now know and you may know, I don't know, that as you 4 5 said the initial contact with Michael Brown was when 6 Officer Wilson told them to get out of the middle of 7 the street and then he backed up, I guess at this 8 point he may have known about this stealing at the 9 Ferguson Market, he backs up, and, you know, he's confronting Michael Brown and Dorian Johnson from 10 11 his car. Is that something that's pretty much standard is to sit in your car and investigate a 12 13 potential robbery or stealing. 14 No, it is my understanding is that he was Α 15 trying to get out of his car. 16 MS. WHIRLEY: Okay. 17 But again, this is, you know, second, third hand information. I have not asked for any of 18 19 the evidence. 20 MS. WHIRLEY: You would be, you would think that he would get out of the car if he was 21 22 going to do any investigation? Yes, ma'am. 23 Α 24 To 25 follow-up on that question there, when is it

```
Page 207
     appropriate, I guess, if you notice these two
 1
 2
     suspects and you put your car in reverse, would it
     be, I guess, okay to put your sirens on or not even
 3
     your sirens, your flashing lights and turn your
 4
 5
     lights on to let, I guess, the community know
 6
     something is going on here?
 7
               Not necessarily. I don't think that would
          Α
 8
     be either a bad or good thing, it is neutral.
 9
                               Even with traffic kind of
10
     coming both ways there?
11
               If it is going to be blocking traffic in
     the street, yeah, that would probably be
12
13
     appropriate, yes, sir.
14
                               In regards to field
15
     training, I have a question continuing on the
     previous comment, when he pulled back in reverse,
16
     from Officer Wilson's perspective and others, he
17
18
     says himself he impeded their traffic, he backed his
19
     car up to prevent them from going anywhere. Is that
     also, is that protocol, is that something you would
20
     expect an officer to do, kind of use the vehicle to
21
22
     in that manner?
23
          Α
               To use the vehicle?
24
                               When he backed up, put it
25
     in reverse as we now understand, he kind of thought
```

	Page 208
1 .	these suspects are involved in the robbery, he backs
2	the car up to impede the way they were walking. It
3	was in there way essentially.
4	A That would be appropriate, sure.
5	That would be appropriate?
6	A Yeah.
7	: This is . You
8	had experience with police officer involved
9	shootings before?
10	A Yes, ma'am.
11	: Is this the first time
12	you had any experience with a police officer
13	involved shooting in Ferguson?
14	A Uh, fatal shooting, yes.
15	You said you didn't
16	realize how things were handled after he went back
17	to the station by himself, he washed his hands and
18	everything, and so I was just wondering if, and you
19	said you didn't know that, but is that not the way
20	you would, you would have expected that to be
21	handled?
22	A Right, but in this particular case, I
23	separated myself from all of this. I'm going to
24	have to do my own investigation, internal affairs,
25	when this is over.

```
Page 209
 1
                               I've got one more
 2
     question. In one of your press conferences,
             , you state that evidence was found on
 3
     Michael Brown from the robbery.
 4
 5
          Α
               Yeah, I saw that too. I'm not sure I
 6
     understood the question. I didn't have any
 7
     knowledge of that one way or another, particularly
 8
     then.
 9
                                                   When
     you were in the academy, what was your training on
10
11
     deadly force, when to use it and how much to use it
     if you are confronted with an adversary and had to
12
13
     fire your weapon?
14
               We're going back to the police academy,
          Α
     that's quite a ways essentially.
15
               MS. ALIZADEH: Let me ask something else
16
17
     along the same lines. Does your office, or does
18
     your department train your officers on when they can
19
     use force to affect an arrest and when they can use
     deadly force?
20
               Yes, ma'am.
21
          Α
22
               MS. ALIZADEH: Other than what they learn
23
     at the police academy, anything that your department
     instructs them about?
24
25
               Yes, ma'am. That's really continuing
          Α
```

Page 210

- 1 education. The post-training they are required
- 2 where it includes firearms training, deadly force
- 3 training every year. A lot of it is dictated by
- 4 both state and federal law and Supreme Court
- 5 decisions that sometimes change circumstances and
- 6 deadly force. Fleeing felon rule, for example.
- 7 Q (By Ms. Alizadeh) So let me ask, I know
- 8 and maybe this hasn't been testified about, but
- 9 officers have to get continuing education to
- 10 maintain their certification every year; is that
- 11 right?
- 12 A Yes, ma'am.
- 2 So every year officers have to have so
- 14 many hours of continuing education, correct?
- 15 **A** Correct.
- And that's put on by various organizations
- and entities, would that be fair to say?
- 18 A Yes, ma'am.
- 19 And so there might be other entities that
- 20 would give additional instruction or training on use
- 21 of force to affect an arrest and the use of deadly
- 22 force, but my question is, does your department
- 23 itself train or instruct the officer, or is there
- 24 any kind of formalized training in your department,
- 25 put on by your department about use of force?

ı		
		Page 211
	1 ,	A Yes, ma'am.
	2	${f Q}$ And is that done as like in the form of
	3	giving them some written materials, or is that done
	4	as in some kind of class setting?
	5	A We have our own firearms range, it is an
	6	inside range. All of our firearms training is done
	7	in-house. So it is done annually.
	8	${f Q}$ Do you have a particular officer who then
	9	does the instruction on using force during an arrest
	10	to affect an arrest or the use of deadly force?
	11	A That's through the continuing education.
	12	That would be through the police academy or North
	13	County Chiefs Association Training, or outside
	14	training, that's all part of continuing education.
	15	Q And so the firearms training you're
	16	talking about, that's in relation to them being able
	17	to handle a weapon and how to shoot the weapon and
	18	store the weapon and so forth, correct?
	19	A Yes, ma'am.
	20	Q So does your department have any written
	21	literature that talks about use of force to affect
	22	an arrest and the use of deadly force?
	23	A Yes, ma'am. We have general orders.
	24	Q So your department has general orders?
	25	A Yes, ma'am.
١		

Page 212 Is it a requirement of all of your 1 Q 2 officers to study those general orders and to know 3 those general orders? Α Yes, ma'am. 4 5 Q And those general orders are written by 6 who? 7 Um, when I got there four and a half years Α 8 ago, I was not satisfied with the policy manual so I set out to mirror, to get a complete general orders 9 manual policies and procedures for an agency our 10 11 size that mirrored CALEA. What's CALEA? 12 Q 13 Α The Commission For Accreditation of Law 14 Enforcement Agencies, it is international. It is 15 very expensive to get that done. So I started with the State of Missouri certification process, which 16 17 takes several years. 18 We developed a complete general 19 orders manual, so as those general orders came out, the officers were required to and often times we 20 would have supervisors or officers present training, 21 22 train each other on those general orders. 23 Okay. So you have a specific general order regarding the use of force to effect an arrest 24 25 and the use of deadly force during an arrest?

	Page 213
1 .	A Yes, ma'am.
2	Q Could we get a copy of that general orders
3	as necessary?
4	A Yes.
5	Q If the grand jurors wanted it?
6	MS. WHIRLEY: Excuse me, I just want to
7	ask for the orders. Are there any orders as to what
8	the protocol would be after a shooting has occurred?
9	A Um, I'm trying to think. Yes, there are.
10	MS. WHIRLEY: Okay.
11	Q (By Ms. Alizadeh) And so you said that the
12	general orders that once you took over you were kind
13	of revamping them?
14	A Yes.
15	Q That's my word, revamping. In doing so,
16	were you trying to make them compliant with the law.
17	A Yes.
18	Q And you also said that you were attempting
19	to have them hear other possible state
20	organizations' policy and so forth?
21	A Yes, to create the most professional
22	organization that I could.
23	MS. ALIZADEH: Sheila, do you have any
24	more question?
25	MS. WHIRLEY: No, okay.

	Page 214
1	: I heard both
2	of you use the phrase use of weapon to affect an
3	arrest and use of deadly force. Can you tell me
4	what the difference between those two are?
5	MS. ALIZADEH: I had said use of force to
6	affect an arrest and then use of a deadly weapon,
7	use of deadly force.
8	: Okay. We've heard a lot
9	about in the media, can you tell me the difference
10	between those two?
11	A Between use of force?
12	MS. WHIRLEY: Use of force to affect an
13	arrest and use of deadly force.
14	A Okay. Force actually in the force
15	continuum which is taught in the academy starts with
16	the presence of the uniform.
17	: Okay.
18	A Then it goes to hands on, maybe just
19	compliance holds, and then it can go to fighting.
20	Then you have less lethal option such as the taser,
21	bean bang rounds, pepper mace, there's also stick
22	batons, those are all not considered, for example,
23	the baton and the taser are considered less lethal.
24	There's a possibility that they could be, but it is
25	considered less lethal weapon.

```
Page 215
                    And then finally when you get to
 1
 2
     deadly force, that would be a firearm in the
     continuum.
 3
                                Tell me, are the officers
 4
 5
     taught where to shoot specifically if they have to
 6
     get to that point?
 7
               Yes, ma'am.
          Α
 8
                              : And it is never in the
 9
     lower extremity?
10
          Α
               No, it is not.
11
                                 It is always in the upper
     part of the body?
12
13
          Α
               Yes, ma'am.
14
                                 So that's their training?
15
          Α
               Yes, ma'am.
16
                                                  In your
     policies or procedures, is there anything ever
17
18
     addressed or have you seen it addressed in your four
19
     years there when you are affecting or potentially
     trying to detain somebody or affect an arrest, is it
20
     ever mentioned trying to grab somebody out a car
21
22
     window to detain them?
23
          Α
               No, no.
24
                                Have you ever heard that?
25
          Α
                    Generally the force necessary to
               No.
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	Page 216
1 .	affect the arrest is what the standard is.
2	Okay. But not
3	specifically, whatever you do, wherever you are
4	potentially to reach out a car window and detain
5	somebody?
6	A No.
7	MS. ALIZADEH: Chief would you
8	expect one of your officers to attempt to arrest a
9	suspect simply because they were walking in the
10	middle of the street?
11	A Arrest, no. I would expect that they
12	would ask them to move to the sidewalk. And then if
13	they refused, they can be issued a summons for that.
14	Much like a traffic ticket.
15	. Race is not
16	mentioned today in our conversation, but I would
17	like to know what the officer thought or assume as a
18	white officer and a black suspect?
19	A Can I ask you, my years of flying a
20	helicopter, that ear is not
21	Race has been a huge
22	factor, what the officer assumed or thought of the
23	suspect before he saw him. So my question to you
24	is, one, do you feel like your department racially,
25	the kind of racial diversity, does that reflect the

Page 217 Ferguson community or not? 1 2 I think that I've made an effort since I 3 got there to increase racial diversity because of the make up of the community. It is very difficult 4 5 with an agency my size. 6 I did, probably heard me say this, 7 when I got there, there had never been an 8 African-American supervisor on the police 9 department. I promoted the first two in the 10 history, I'm very proud of that. And I've tried 11 hard to recruit minority candidates, but again, St. Louis County, there's St. Louis City, there's 12 13 Missouri State Highway Patrol, there is federal agencies, you know, it is difficult to recruit and 14 15 retain. 16 So knowing that and 17 knowing that's an area for growth. 18 Α Yes. 19 Would you say with your department, is there any steps in place or any 20 action taken to help educate on social diversity or 21 22 how to interact with those maybe, whether it is 23 beliefs or whatever that may be, anything you do 24 department wide. 25 It is a state requirement that all Α

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Page 218
     officers receive that type of training as part of
1
 2
     their recertification every three years. So there
     is annual racial profiling or diversity training
 3
     which is required.
 4
 5
               MS. WHIRLEY: And there's a lot of other
 6
     training that's out there.
7
               Recently we, of course, we doubled our
8
     efforts. Some of my commanders just attended a
 9
     really good bias policing training put on by the
     Cops Program. I have met with the National Director
10
11
     from Cops and we talked a lot about some of the new
     and young and exciting training in adversity that's
12
13
     out there, but this training actually had citizens
     and police officers in the training. It was a real
14
15
     good environment.
16
                            : Okay.
17
               MS. ALIZADEH: Anybody else have any
18
     questions regarding this witness and his knowledge
     about the incident, his press conferences in
19
     particular? Okay.
20
21
               (End of the testimony of Chief
22
               MS. WHIRLEY: It is the afternoon of
23
    November 10th, approximately 3:12 p.m. I'm Sheila
24
     Whirley, present is Kathi Alizadeh, all 12 jurors
25
              , the court reporter. We're going to play
     and
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Page 219
     some of the recorded statements that still need to
 1
 2
     be played. We have Grand Jury Exhibit Number 49,
     has the recorded statement of
 3
                                                  and
     Kathi is passing out the transcripts for that.
 4
 5
               After we played that, we're going to play
 6
     a statement by an interview with
 7
     and that's Grand Jury Exhibit Number 84. You recall
 8
     he's the one that was here last week and said he did
 9
     not tell the truth when he called in to a show.
10
     we will play that and you can hear more from him
11
     then.
12
               As soon as all the transcripts are
13
     distributed we will start the statement. It doesn't
14
     look like it is very long. I'm not sure how long it
15
     is. It is ten minutes and 41 seconds.
16
               MS. ALIZADEH: Just for the record, I'm
17
     going to excuse myself for a little bit here and so
18
     Sheila will remain in the room while this is being
19
     played.
20
               (Playing of the interview of
21
22
     (End of the Grand Jury Hearing Volume XXI.)
23
24
     State of Missouri
25
                         SS.
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Page 220 County of St. Louis 1 2 , a Licensed Certified Court 3 Reporter by the Supreme Court in and for the State of Missouri, duly commissioned, qualified and 4 5 authorized to administer oaths and to certify to 6 depositions, do hereby certify that pursuant to 7 Notice in the civil cause now pending and 8 undetermined in the County of St. Louis, State of 9 Missouri. The said witness, being of sound mind and being 10 11 by the grand jury first carefully examined and duly cautioned and sworn to testify to the truth, the 12 13 whole truth, and nothing but the truth in the case aforesaid, thereupon testified as is shown in the 14 15 foregoing transcript, said testimony being by me reported in shorthand and caused to be transcribed 16 17 into typewriting, and that the foregoing page 18 correctly sets forth the testimony of the aforementioned witness, together with the questions 19 propounded by counsel and grand jurors thereto, and 20 is in all respects a full, true, correct and 21 22 complete transcript of the questions propounded to 23 and the answers given by said witness. I further certify that the foregoing pages 24 25 contain a true and accurate reproduction of the

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Page 221
     proceedings.
 1
           I further certify that I am not of counsel or
 2
     attorney for either of the parties to said suit, not
 3
     related to nor interested in any of the parties or
 4
     their attorneys.
 5
 6
 7
                                            29 July 2000
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Page 222
     COURT MEMO
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 2
 3
 4
 5
     State of Missouri v. Darren Wilson
 6
 7
     CERTIFICATE OF OFFICER AND
 9
     STATEMENT OF DEPOSITION CHARGES
10
11
     DEPOSITION OF Grand Jury Volume XXI
12
     11/10/2014
13
     Name and address of person or firm having custody of
14
     the original transcript:
15
16
     St. Louis County Prosecuting Office
17
     100 South Central, 2nd floor
18
     Clayton, MO 63105
19
20
21
22
23
24
25
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Page 223
 1
     ORIGINAL TRANSCRIPT TAXED IN FAVOR OF:
 2
     St. Louis County Prosecuting Office
 3
     100 South Central, 2nd floor
 4
     Clayton, MO 63105
 5
 6
     Total:
 7
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	Page 224
1	Upon delivery of transcripts, the above
2	charges had not been paid. It is anticipated
3	that all charges will be paid in the normal course
4	of business.
5	GORE PERRY GATEWAY & LIPA REPORTING COMPANY
6	515 Olive Street, Suite 700
7	St. Louis, Missouri 63101
8	IN WITNESS WHEREOF, I have hereunto set
9	STATEMENT OF DEPOSITION CHARGES
10	my hand and seal on this day of
11	Commission expires
12	
13	Notary Public
14	
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