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TRANSCRIPT OF TAPED INTERVIEW OF DEANNA WASHINGTON

CONDUCTED BY DETECTIVE PHELAN TALTO & McCaskill

CASE NUMBER 06-100229

Cover Page

Cover page of Transcript of Tape Interview of Deanna Washington, Conducted by Detective Phelan Talto and Mc Caskill, Case number 06-100229, 37 pages, not including cover page.

- (a.) This transcript was sent to Mrs. Celeste Dobbs, by way of PD Catherine Chien on January 31, 2008.
- (b.) This transcript was not part of the "Records," and was not submitted to the court.
- (c.) The interview took place on 11/16/06 (Note: on the bottom of each page of the transcript of tape interview of Deanna Washington is the date 11/16/06).
- (d.) On page 37, states that the interview time ended at 8:37am.
- (e.) Note: On page 37, "This Transcript has been Reviewed for accuracy," it was not signed or dated, yet on the bottom of the page is " Deanna Washington/Case#06-100229/YW/11/16/06."
- (f.) The questions in this transcript are leading and coaching questions, causing confusion and fear to the person being interviewed (Deanna Washington), I suspect this was done to a sure a definite result at trail when she testified.

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

2 **CONDUCTED BY DETECTIVE PHILAN TALTON + McCoski 1.1**

3 **CASE NUMBER 06-100229**

4
5 Q Car, this is when you introduced yourself...

6 A No, it wasn't the tall guy that stepped to us, it was a short guy.

7 Q Okay it was the short guy first.

8 A Yeah the short guy first.

9 Q Okay.

10 Uh, this is Detective Sam Talton with the Orange County Sheriff's Office. Uh, the
11 time is 800 hours and uh, we're at the Orange County Sheriff's Office. Today's
12 date is October 25, 2006. Uh, also here with me, can you say your first and last
13 name again for me, I hate to ask you again but?

14 A Deanna Washington.

15 Q Deanna Washington and, you know, and Deanna we're talking about what
16 happened last night about, at the Doll House, right?

17 A Yeah, Doll House.

18 Q Okay. Just to start off, uh, let's go ahead uh, is it, is it true that, that you and
19 John Dobbs, right?

20 A Uh huh (Affirmative)

21 Q Went to the doll house and you got there when?

22 A We got there some time about 1.

23 Q 1:00?

24 A Uh huh (Affirmative)

25 Q So you guys went in and you sat at a table and ordered a drink?

1 A Yes.

2 Q Okay and then at that time, that's when uh, there was a waitress that came up,
3 right.

4 A Uh huh, Uh huh (Affirmative)

5 Q And she had the same name as you.

6 A Uh huh (Affirmative)

7 Q And you started talking, you thought that was pretty neat.

8 A Yeah.

9 Q Okay. Now, there, there was a guy standing over there, right? Or he was
10 standing close at your table?

11 A Um, that was like already after the fact that, you know, I came back from the
12 bathroom.

13 Q Okay.

14 A And the guy was standing there because he was standing there before I went to
15 the bathroom. I said, "Yo babe, I'm a go to the bathroom and come back".

16 Q Okay.

17 A And he was standing there trying to figure out what was so important about me
18 and her saying that we have the same names and our birthdays fell in the same
19 month.

20 Q Okay. Now this guy that was standing there.

21 A Uh huh (Affirmative)

22 Q He is the guy who, who was later, who had a fight with your boyfriend?

23 A Yes.

24 Q In the parking lot.

25 A Uh huh (Affirmative)

1 Q Okay.

2 (UNKNOWN MALE)

3 Q Hey Sam, could I talk to you for a second?

4 (DETECTIVE TALTON)

5 Q Yeah, I'll be right back.

6 A All right.

7 (Door opened and closed)

8 (Inaudible talking)

9 Q Okay, all right. He just reminded me that I forgot to do this from the start.

10 A Uh huh (Affirmative)

11 Q Usually when anybody comes down we have to let (inaudible) the rights, okay.

12 Simply because they brought you down and they had you handcuffed to start

13 with, okay.

14 A Uh huh (Affirmative)

15 Q And I forget to read them to you to start with, all right?

16 A Uh huh (Affirmative)

17 Q So what I'll do is read these to you, okay. Uh, you know we've been talking here

18 for a several minutes, right?

19 A Uh huh (Affirmative)

20 Q Uh, what I'd like to do is read your right to you, okay. Um, and then we'll go

21 ahead and then, we'll go into the uh, the statement and you tell me what

22 happened and all this good stuff.

23 A Okay, once again, um, when they arrested me they said that we was detained.

24 What, what is that?

25 Q Detained, you're not actually arrested at that point.

1 A Uh huh (Affirmative)

2 Q Okay, you, you're just uh, being held just for questioning, okay.

3 A Okay.

4 Q But, but simply for the fact, okay, let me explain to you, simply for the fact that

5 you were with him.

6 A Uh huh (Affirmative)

7 Q When all this went down.

8 A Uh huh (Affirmative)

9 Q So that's why they called us to find out what's going on here.

10 A Okay.

11 Q And who's the person at fault. So that's what we're trying to do now.

12 A Okay.

13 Q Okay. So, I have to read your rights to you, I have to read your rights to him,

14 okay. And, and that's just how it is, I mean that's something that you have to do.

15 If they brought me down here.

16 A Uh huh (Affirmative)

17 Q Okay, they would have to read the rights to me.

18 A Okay.

19 Q Okay, so could I just read these to you real quick and then we'll go into the

20 statement and then we'll talk? Uh, you have the right to remain silent. Anything

21 you say may be used in court as evidence against you. You have a right to talk

22 to a lawyer before any questioning if you wish. If you can not afford an attorney,

23 one will be appointed to you without cost. Do you understand all these right that I

24 read to you?

25 A Already?

1 Q Yeah.

2 A Yes.

3 Q Okay, all right. And all right, do you wish to talk to me now?

4 A Yeah.

5 Q Okay. Um, now, you know like I said before, you know, uh, you know we've
6 spoken just, just a small bit about what's going on here.

7 A Uh huh (Affirmative)

8 Q And what I wanna do is to kinda go over everything again.

9 A Okay.

10 Q About what happened, okay.

11 A All right.

12 Q Uh, so, which I already said before, uh, you and John went to the Doll House,
13 right?

14 A Yes.

15 Q And you got there when?

16 A Around 1.

17 Q Okay. And you and John found a table.

18 A Uh huh (Affirmative)

19 Q Okay and you each order a drink?

20 A Uh huh (Affirmative)

21 Q How many drinks did John have?

22 A 1.

23 Q How many drinks did you have?

24 A 1.

25 Q What was it beer, liquor...?

1 A No, it was liquor.

2 Q Liquor?

3 A Uh huh (Affirmative)

4 Q What, what, was it uh, whiskey, I mean, uh, bourbon?

5 A It was...

6 Q What was it?

7 A It was Patron.

8 Q Patron.

9 A Uh huh (Affirmative)

10 Q What is that?

11 A Patron is just some kind of liquor that, you know, they, they brought out and, you
12 know, since because they had tequila out already.

13 Q Uh huh (Affirmative)

14 A It has tequila in it.

15 Q Oh okay, okay. Yeah I was wondering what that was. I'm not a (inaudible)
16 person.

17 A Okay.

18 Q Uh, okay, now, so at this point you guys are at the Doll House, you're sitting
19 down and you're having a drink and there's a girl that comes up to you, I guess
20 she's a waitress?

21 A Uh huh (Affirmative)

22 Q And you and her have the same name?

23 A Uh huh (Affirmative)

24 Q The same first and last name?

25 A No, no, not last name, but same first name.

1 Q Same first name, okay and what, you were born the same month or something?
2 A Yeah, we were born in the same month. My birthdays April 8th.
3 Q Uh huh (Affirmative)
4 A And her birthday is April 9th.
5 Q Okay. And then from, from that point, uh, there's a guy that's standing close by
6 there, right?
7 A Uh huh (Affirmative)
8 Q Okay, and...
9 A And this is on our way getting ready to leave, you know.
10 Q Okay.
11 A From the club.
12 Q Now is that the guy that has the dreads and everything?
13 A Uh huh (Affirmative)
14 Q Okay and, and that's the same guy that you said later that was part of the fight in
15 the parking lot.
16 A Uh huh (Affirmative)
17 Q Okay. Uh, now, what's said, what does that guy say to you or does he say
18 anything to you or does he just make a statement about something?
19 A Yeah, he...
20 Q While you're inside the club.
21 A When, when we in the club he um, you know, he was standing there and Shelby,
22 the girl, the other girl with my name, (inaudible), you know, um, and our birthdays
23 fall, you know, in the same month too. Mines on the 9th and hers is on the 8th.
24 And that's when I was like, "Yeah my birthday is April 8th and her birthday is April
25 9th", and he's like, "So what are you trying to say", like, what's the big deal. And I

1 looked at him and I'm like, you know, I just, quite and my man said, "What was
2 the difference". And that's when I said to my man, "Yo, I'm a go to the
3 bathroom", and that's when I went to the bathroom.

4 Q Okay.

5 A And I came back out and he was still standing there, that, that young man. And
6 me and my guy, you know, we then probably hugged each other, you know,
7 girlfriend, boyfriend thing and then we was like walking out because they, um, I
8 was still talking to her, you know, before we walked out.

9 Q Uh huh (Affirmative)

10 A Standing there talking to her and, you know, they probably done already walked
11 out before we did.

12 Q Okay so they walked out first, this guy that was standing there?

13 A Uh huh (Affirmative)

14 Q Do you know how many other guys that were actually with him when he walked
15 out?

16 A Mmm, I didn't see the guys...

17 Q Actually walk out.

18 A With him.

19 Q Okay.

20 A But it was him standing there, you know, just trying to be friends or make friends
21 or be nosey.

22 Q Okay.

23 A And um, I done already left it alone, you know, when he said that and I was, you
24 know, talking to Deanna still and I was talking to another chick up in there. Um,

25

1 you know, and we were just all 3 talking, me and these other 2 girls, you know,
2 just talking and.

3 Q Okay so at that point you guys get up and leave?

4 A Yeah.

5 Q Okay. Now you walk to your car?

6 A Uh huh (Affirmative)

7 Q Okay. John has an Acura, right?

8 A Uh huh (Affirmative)

9 Q Do you know what color it is?

10 A Gray.

11 Q Is it gray like a dark gray or light gray?

12 A Umm...

13 Q Is it a...

14 A Oh it's the gray of what you have on.

15 Q My pants?

16 A Umm...

17 Q Or the tie? Like the tie here, like almost a silver?

18 A Yeah like almost a silver.

19 Q Oh okay, okay.

20 A Yeah.

21 Q How old is that Acura do you know?

22 A Huh?

23 Q How old is that car?

24 A It's a 2006 Acura.

25 Q Okay, okay, so that's a pretty nice car.

1 A Yeah.

2 Q Okay so at this point, uh, you and John had walked out to John's car. Is that his
3 car?

4 A Uh huh (Affirmative)

5 Q Okay, so you guys walk to his car, he gets in the driver's seat, is that correct?

6 A Yes.

7 Q And you get in the front passenger seat?

8 A Well um, he um, what was he doing? He was trying to open the door and
9 everything and me, me and him was already like, you know, trying to like giggle
10 and laugh because the other girl with the same name as me and he was like, yo,
11 you know what I mean, he was telling me, you know, when we got outside, "Yo,
12 ain't that so, you never met a girl neither with the same name as you or as in the
13 same birthday" and I was like, "Yeah I know that, I know that". And we got in the
14 car, we sat in the car and um, you know what I mean, he didn't have like the knife
15 out or nothing like that but they were just talking and my, I had rolled my window
16 down cause he got the keys in already and I rolled my window down.

17 Q So he was already talking to that guy?

18 A Huh?

19 Q So he was already talking to that guy in the parking lot?

20 A Who was, my man?

21 Q Yeah, John.

22 A No we were sitting in the car together.

23 Q Okay and you guys were just talking.

24 A Yeah me and him were just talking.

25 Q Okay.

1 A And my window was rolled down and I heard him say what I said to you earlier
2 about um...

3 Q So they were, so they were all at their car, right?

4 A Yes.

5 Q How many guys wee there?

6 A I seen about 4 guys.

7 Q 4 guys. And, and out of those 4 guys, did you see the guy that you saw in the
8 club?

9 A And I seen the guy that I seen in the club.

10 Q And that was the guy with the dreads, kinda tall?

11 A Uh huh (Affirmative)

12 Q Okay.

13 A But...

14 Q Was he light complected, dark complected, can you tell me?

15 A He, he was um, almost like the same color as me.

16 Q Okay. All right. How old do you think he was?

17 A How old I think he was?

18 Q Yeah.

19 A In his 20's.

20 Q Okay. Now, and at this time you're sitting in the car with John, you guys are
21 talking, you got the windows rolled down, now do you hear something at that
22 point?

23 A Yeah, I, I heard...

24 Q What do you hear?

25

1 A I heard him saying, "Look how they getting (inaudible)", like, you know, they
2 walking them to the car, him and his girl right now.

3 Q Who was walking you to the car?

4 A I mean, it wasn't, I didn't actually see nobody walking us to the car. He probably
5 seen them walking behind us, you know, making sure everything is right cause
6 we had to park our car somewhere else cause they was gon' charge us a \$5
7 valet parking.

8 Q Uh huh (Affirmative)

9 A And so we decided to park it somewhere else, where, where the valet end.

10 Q Where you wouldn't have to pay the \$5.

11 A We wouldn't have to pay the 5.

12 Q Okay.

13 A So...

14 Q So do you know, I mean, would, would there be a reason why someone, security
15 from the Doll House would be following you to your car?

16 A Um, I don't...

17 Q Was there something said earlier that they though maybe something's gonna go,
18 you know...

19 A Go down.

20 Q Yeah, something's gonna happen here.

21 A Nnn, you know what, they, they, that's their job, you know, where they supposed
22 to be on the park, in the parking lot to make sure that nothing happens. To see
23 that everything is safe and secure, everybody get out safe to their car.

24 Q Okay, um, okay, so after this happens you over hear these guys talking.

25 A Uh huh (Affirmative)

1 Q Hey they gotta have security, is that what they said?

2 A Yeah, like they gotta have security walking him and his girl to the car.

3 Q Now did they say anything else?

4 A That was the only thing I heard them say.

5 Q Okay, do you think, now had there been some word earlier between John and

6 this guy as to why these guys would say that? You know what I mean, I mean, I

7 mean, what I'm thinking is, is that something had to have happened earlier.

8 A Uh huh (Affirmative)

9 Q Possibly that caused these guys to have some type of animosity towards John,

10 you know.

11 A Um, because like I said, before we left outside the door of the club, we were

12 there and that's when me and Deanna was standing there saying such and such

13 and he's, like I was standing there in his face.

14 Q Uh huh (Affirmative)

15 A And he said, and Shorty's standing next to me, the girl, and he said, "So what

16 does that mean". And I just stood there quite and my dude said something.

17 Q John said something back to him?

18 A Yeah John said something.

19 Q What'd, what'd John say to him, to this guy?

20 A He, he said um, like because you know, her birthday's right after hers.

21 Q Okay.

22 A I mean, well...

23 Q I mean did John say something smart back to him (inaudible)?

24 A It wasn't nothing smart, I thought it was sweet, you know, he was saying...

25 Q Okay.

1 A That Shorty's birthday is right after mine's, that's the reason why I was letting him
2 know we got the same name and the same falling of the birth, in that month.

3 Q So you just think this guy was trying to be a wish guy or something?

4 A Yes.

5 Q Okay. So after they say this, do you, do you say anything to John while he's
6 sitting there?

7 A Um, that's what I told him, I said, "Yo, I'm a go to the bathroom".

8 Q No, I mean when you got to the car.

9 A Oh, when we got to the car.

10 Q After all of this was said inside the club, you guys sit in the car and then you hear
11 him talking...

12 A No I didn't, I didn't tell him like, I didn't say anything to him like, "Yo, who was that
13 guy back there", you know, but I didn't say that but when we got to the car and
14 we sat in the car, you know, they were, they were already outside standing there
15 talking.

16 Q Uh huh (Affirmative)

17 A And that's when I got in the car and I heard him say about, you know, the
18 security guard or whatever walking us out.

19 Q Okay.

20 A Into our car.

21 Q And then what happened after that?

22 A And that's when I said to my dude, "Yo, did you hear him say something like that,
23 just now, something smart", and he was like, and that's when he got out.

24 Q So was he mad when he got out of the car?

25 A Yeah like, you know, cause...

1 Q What, what...

2 A He was trying to be nice.

3 Q What did John say before he got out of the car?

4 A He was just like, "Yo, I'm a see, I'm a see, I'm a see about this right now".

5 Q Okay.

6 A You know, and that's when he got out the car.

7 Q Okay. Did, did he say he was gon' do anything or...?

8 A No he didn't say he was gon' do anything but he said I'm a see about this, like,
9 you know.

10 Q Oh he was gon' see about and he was kinda mad when he got out?

11 A Uh huh (Affirmative)

12 Q Well I can understand that, okay. Now, so he gets out of the car.

13 A Uh huh (Affirmative)

14 Q And you stay in the car, is that, is that right?

15 A Yes.

16 Q Okay. Now did the, actually, now, now is he walking around the front of the car or
17 is he around the back?

18 A He walk, he walks around the back.

19 Q Okay.

20 A Yeah, he walks around the back of the car.

21 Q And then at that point, uh, you say that there was a guy from that group that
22 walks over towards your car.

23 A Uh huh (Affirmative)

24 Q Now, I guess John meets him about half way between the cars.

25 A Uh huh (Affirmative)

1 Q Okay. Okay, after they meet, what, what happens at that point?

2 A Um, my, my dude he was just trying to be, you know, like, like excuse me, what
3 you, like, you know, what was that that was being said.

4 Q Now did you hear anybody call anybody any names? I mean, were they, were
5 they, cause, you know, usually before, you know, somebody has a fight, I mean,
6 there's always some words passed.

7 A Uh huh (Affirmative)

8 Q And there's some pretty hard words passed.

9 A Uh huh (Affirmative)

10 Q And then usually that's what either spurs this guy off...

11 A Uh huh (Affirmative)

12 Q Or this is what spurs John off.

13 A Uh huh (Affirmative)

14 Q Okay. Someone said something to somebody that they didn't like.

15 A Uh huh (Affirmative)

16 Q Now what, what exactly did you hear them say?

17 A Um...

18 Q Or, or, or did John say or did you hear him say?

19 A Umm, like I said, you know, um, they was in, you know, they were like right there
20 in each other's face, you know, but not close up, but they were standing there
21 and like all I can here him say is like, you know, "Yall should leave right now",
22 like, you know what I mean, "And leave this alone", and something like um, "You
23 need to back up".

24 Q Okay.

25 A Or whatever like...

1 Q So that was John telling that guy to back up?

2 A No he was, it was the other guy saying that my guy...

3 Q Okay.

4 A My guy said something like, you know like, "What is this", like, you know, "What's
5 the problem".

6 Q Okay.

7 A You know like...

8 Q Now the guy, the guy that walked over that John met half way between the cars,
9 he's not the same, he's not the same guy that you spoke to in the club?

10 A Yeah, he's not the same guy.

11 Q But he was the guy that was with him over at that car that you saw.

12 A Yeah.

13 Q Okay. So after that what, what exactly happens after that?

14 A After that, you know, after that few words.

15 Q Okay.

16 A That's when I seen the short guy started swinging and, you know, I just got out
17 the car and I seen the other guys, because, my, when my dude, you know, felt
18 him swinging, he swung back and he swung so hard that his face went back like
19 that and I seen the other guys start walking over, you know, trying to beat up on
20 my, my dude now. And they...

21 Q So were they punching John or how did that work when you said they came
22 over?

23 A Yeah, they were, they came over and they started like hitting on him real quick.

24 Q How many guys came over?

25 A Like 3 guys.

- 1 Q Okay. Were, were the 3 guys in front of him or, or how did that work?
- 2 A It was; it was the guys with the other fellow.
- 3 Q Uh huh (Affirmative)
- 4 A That came.
- 5 Q Okay.
- 6 A After.
- 7 Q So there was this one guy that was already fighting with John and then there was
- 8 3 other guys that came over.
- 9 A Uh huh (Affirmative)
- 10 Q Now did all 3 get in front of John?
- 11 A Yeah like they got on the side of him and started beating up on him.
- 12 Q Okay, now did you see John fighting back and...?
- 13 A Yeah, I seen, I seen him fighting back and I seen him just hitting them back.
- 14 Q Now did you see John with the knife?
- 15 A I didn't see no knife in his hand.
- 16 Q Okay now did he have a knife when he got out of the car?
- 17 A And I didn't see that either.
- 18 Q Did you see him put a knife in his pocket or had he already had the knife in his
- 19 pocket?
- 20 A He, he had already had it but I didn't see him go for it.
- 21 Q So he always carries a knife in his pocket?
- 22 A Yeah.
- 23 Q Okay. What does the knife look like?
- 24 A It's what, brown and silver or something like that.
- 25 Q Okay. Is it a knife you open up like a switch blade or something or...?

1 A The one that goes like that.

2 Q Okay, oh, you just close it shut and you snap it?

3 A Yeah.

4 Q Okay. So uh, how long did all this last when they were throwing punches and,
5 and fighting?

6 A It lasted for about, mmmm, 5 minutes.

7 Q Okay.

8 A Of them punching him, punching on him.

9 Q So and he was pun, either punching or cutting back...

10 A Yeah he was trying to fight back.

11 Q Cause he's already told me that, he's already told me that he cut them.

12 A Well like I said, I didn't, I didn't see him cutting them because I was hitting on, on
13 all the other guys that was just trying to come and you know...

14 Q So you were there, so at this time you were actually in the fight yourself?

15 A Yes, I'm actually in the fight myself.

16 Q Now do you see these guys bleeding?

17 A Huh?

18 Q Did you, did you see...

19 A I seen one guy bleeding.

20 Q Where was he bleeding from?

21 A From his face.

22 Q From his face?

23 A Yes.

24 Q What, what, is it fair to say it would be from his nose or mouth area?

25

1 A It, it, it was from his mouth and whatever else blood that I think splattered on his
2 face.
3 Q What'd this guy look like?
4 A Who the guy that had the blood on him?
5 Q Yeah.
6 A That was the guy that was in the club.
7 Q Okay that's the guy with the dreads?
8 A Yes.
9 Q That you saw.
10 A Uh huh (Affirmative)
11 Q The, the, the kinda tall guy?
12 A Uh huh (Affirmative)
13 Q Black male.
14 A Uh huh (Affirmative)
15 Q Okay, now at any time did you ever see him fall?
16 A I seen him fall after the fight was over with.
17 Q Okay, so he fell back, did he fall back like this, like on his back or did he fall
18 forward, how did that work?
19 A Um, he fell on his back.
20 Q Okay. Now did someone try to help him when he falls back or?
21 A Yeah.
22 Q Who was the one that helped him?
23 A I, I couldn't see but it was somebody helping him.
24 Q Okay. What crossed your mind when you saw him; I know I've asked you before,
25 but what, what crossed your mind when you saw him on, when he fell?

1 A I was; I was thinking he's, he's probably hurt real bad right now.

2 Q Okay.

3 A That he can't get up from fighting, you know, like he, he's hurt, he's on the
4 ground, you know, and that's it, that's it for him, you know, like he's, he's not
5 gonna fight no more.

6 Q Okay. Now...

7 A Like he's just gonna walk away, that's, that's what I'm thinking.

8 Q Did you hear anybody say anything about anybody being stabbed or cut or
9 anything?

10 A If I said anything?

11 Q No; did, did you hear anybody say that, like out of the blue, he's been, he's been
12 stabbed, he's been cut?

13 A No.

14 Q Did you hear anybody say that they were stabbed or cut?

15 A No.

16 Q So nobody said anything?

17 A They, everybody was just like, you know, just hitting each other.

18 Q Okay.

19 A Like, you know, not hitting each other but hitting on my man.

20 Q Okay. Now did you see him put the knife back in his pocket, I'm talking about
21 John, did you see him put the knife back in his pocket?

22 A I didn't see him put anything back in his pocket, I just know that you know, when
23 the fight was over with, you know, I, I got in the car and he got I the car.

24 Q Okay.

25

1 A And I didn't see him make any kind of movements where I see the knife, you
2 know, and I just, like I said, grabbed some napkin and started patting him down
3 after we tried to make that turn.

4 Q To get outta the parking lot?

5 A To get out the parking lot and the guy was like, "Yo, yo, yo, let's try to get their
6 license plate right now".

7 Q Okay um, now, let's back up, now during this, this fight when it was going on.

8 A Uh huh (Affirmative)

9 Q Did you see anybody with a knife?

10 A Like I said, I didn't see nobody with a knife because everybody who was fighting
11 my guy, which was like 3 guys on him, I got them all off of them, off of him and I
12 started punching them all in their faces.

13 Q Okay.

14 A So you know; if they had a knife they could have easily cut me.

15 Q Okay, so you don't think they had a knife?

16 A No.

17 Q Okay. Now...

18 A I'm just...

19 Q So after this was over with, uh, you and John get back in the car.

20 A Uh huh (Affirmative)

21 Q Uh, how long do you think you sat in the parking lot there from the time you got in
22 your car?

23 A From, after the fight was over...

24 Q Yeah.

25 A Over with?

1

2 Q Yeah.

3 A Um, like, like I say, we both sat there *again for about another second or two.*

4 Q Okay. Now where did John have his gun at that point? Was it between his legs
5 or was it, was it, did you see him take it out of his pants pocket? How did that
6 work?

7 A I, I just know that, you know, um, when we got in the car I didn't see him reach
8 for anything but all I know is that he had the gun already on him.

9 Q Okay, when he was sitting down?

10 A Yeah.

11 Q Okay. What about the knife? Did, did you see what he did with the knife when he
12 came back into the car?

13 A And I didn't see no, you know, the knife, I didn't see it.

14 Q Do you think he had already put it in his pocket?

15 A I think so, I don't know.

16 Q Okay.

17 A I, I was busy cursing out the guys that, you know, tried to beat up on him. And,
18 and...

19 Q So you say that, who was the person that was walking or trying to get the tag
20 number?

21 A The same guy that was walking up at the first time, that was trying to like, you
22 know, like trying to get rid of us or you know, like, "Yeah, yeah, yeah, whatever
23 whatever, yall punks", you know. Just leave. That was the same guy.

24 Q Now was that, okay the same guy that, that John first approached when they was
25 walking up to the car? Is that the guy you're saying?

1 A Uh huh (Affirmative)

2 Q Okay. That was with the other group?

3 A Yeah.

4 Q Okay so he was trying to get your tag number?

5 A Yeah.

6 Q Okay. So at this point you guys are in the parking lot and you leave, right?

7 A Yeah.

8 Q Now as you're, as you're leaving, as you're driving, is someone trying to follow

9 you?

10 A Uh huh (Affirmative)

11 Q Okay. Can, was it, was it a car, truck?

12 A It was a truck.

13 Q Okay. How, how, let me ask you this, how long had this thing been following

14 you, this truck?

15 A This truck? It follows us like a half a block down.

16 Q You don't recall what color it was do you?

17 A It was burgundy.

18 Q Okay, now did you see anybody inside the truck?

19 A Inside the truck?

20 Q Yeah.

21 A I seen um, I was look, I was trying to look but I just seen the driver, you know, I

22 didn't really see nobody else.

23 Q Okay and what, what happened at one point, I guess when he pulls up right

24 beside the driver's window.

25 A Uh huh (Affirmative)

1 Q Is that, is that what happens?

2 A Uh huh (Affirmative)

3 Q Kinda explain to me what happened there?

4 A Um, soon as he pulled up beside the driver's window, you know, that's when my
5 dude was like...

6 Q That's when he pulled the gun up and pointed it?

7 A Yeah.

8 Q Okay. So he didn't fire it, right.

9 A Uh huh (Affirmative)

10 Q He just pointed the gun?

11 A Uh huh (Affirmative)

12 Q Do you know why he would tell me that he fired the gun?

13 A Because he's hurt, he's bleeding, you know, and, and he's like, you know, he
14 done already said, "Yo, I think somebody's following us".

15 Q Uh huh (Affirmative)

16 A You know, they, they following us right now. And I was like, you know, panicking
17 and I'm looking on this side, you know, so I didn't see no cars pass by, you know,
18 and I said, "Yo, if they, if they think they slick or about to shoot", I lowered my
19 seat some, you know.

20 Q You, you what now.

21 A I lowered my seat.

22 Q Why'd you do that?

23 A In case, you know, anybody was gon' shoot.

24 Q Anybody was gon' shoot you, is that what you're saying?

25 A Shoot me, yeah.

1 Q Okay. So he just pointed the gun at them, he didn't, he didn't shoot the gun?

2 A No, he didn't shoot the gun because uh, his window was closed.

3 Q Okay.

4 A The um, actually, both of our windows were closed.

5 Q Now how long has he had that gun?. Would you say months, weeks?

6 A Umm, it was bout months.

7 Q Months. What is it, is it a black gun, silver gun or what kind is it? Is it black like
8 this or?

9 A Yeah, it's a black gun.

10 Q And it's, is it the same type of gun that I have?

11 A Yeah.

12 Q You know, like an automatic?

13 A The one that you pull back.

14 Q Yeah, yeah, like the slide.

15 A Yeah, like the slide kind.

16 Q Okay, you don't happen to know where he got that gun do you?

17 A (No audible response)

18 Q Okay. Now we had talked about before, as you guys were leaving the parking lot.

19 A Uh huh (Affirmative)

20 Q And you saw this, not as you were leaving but when the fight was over and you
21 saw this guy fall and you got back in the car, then I guess John told you
22 something about that, why he fell.

23 A Uh huh (Affirmative)

24 Q What did, what did John say to you?

25 A He, he was like, "Yeah, see that's why you hurt right now", and, and um...

1 Q Did John say that he had stabbed the guy?

2 A He, he...

3 Q That he poked the guy or what? How did he put that?

4 A I think he was just trying to say it like, yeah that's why, you know, you on the
5 ground right now, and you messed up.

6 Q Okay, is that what he was saying?

7 A Yeah, like that's what he was saying.

8 Q Okay. Now do, do uh, do you have a cell phone?

9 A Me?

10 Q Yeah.

11 A Yeah we both share a cell phone right now.

12 Q And, and you always carry that, and that's something you always carry with you?

13 A Uh huh (Affirmative)

14 Q Okay, did, did you guys call the Sheriff's Office or did you call 911 after this
15 happened?

16 A Un unh (Negative)

17 Q Okay, why was that, why...?

18 A Um, the phone was in his pocket, you know, uh...

19 Q I mean, did that, did that ever cross your mind to call 911?

20 A Nnnn, nope.

21 Q Okay.

22 A I mean because they, they done already, you know, started beating up on him, I
23 couldn't grab the phone, you know, they were all on top of him.

24

25

1 Q No, no I mean after the fact, okay, after all this was over with, and you guys got
2 into the car and you're driving now, okay, you didn't, did someone say, we need
3 to call 911 or...?
4 A Un unh (Negative)
5 Q We need to call the police cause, you know, there's, I mean there's evidently
6 somebody been hurt.
7 A Uh huh (Affirmative)
8 Q Okay and, and John has already told you that he stabbed someone.
9 A Uh huh (Affirmative)
10 Q Okay. So at that point, I mean I would kinda figure that you would call 911 at that
11 point.
12 A Uh huh (Affirmative)
13 Q So you didn't call 911?
14 A Un unh (Negative)
15 Q Why was that?
16 A He uh, he had the phone in his pocket and, you know, me and him, we was just
17 talking about getting ready to go back to the hotel room but I was like, "Yo, I'm
18 kinda scared to go back to the hotel room right now", like you know, um...
19 Q Where's the hotel where you were staying?
20 A I don't know where it's at, I'm not from Florida.
21 Q Is it in Orlando or is it...?
22 A It's in Orlando.
23 Q Okay. And so you guys just came down for a couple of days, is that what it was?
24 A Uh huh (Affirmative)
25 Q Why'd you come down?

1 A Um, because there's kids out here, you know.

2 Q So he has his kids here?

3 A Yes.

4 Q Okay. How old are his kids? Do you know?

5 A They young, they, they're not babies, but they're up to age right now, 10, um,

6 what 10, 10, 8, 9 something like that. But they, they're young.

7 Q Now, now I saw you got blood on your shoe, right.

8 A Uh huh (Affirmative)

9 Q And you got some on your pants.

10 A Uh huh (Affirmative)

11 Q Um, do you, you don't recall how you got that blood do you?

12 A Nope, I can't recall it.

13 Q Did some one, what if you taught the guy that had the blood coming out of his

14 nose; do you think he dripped it on you? Were you that close to him?

15 A Yeah because he, I, I, I think I got close to him and his blood fell on my pants and

16 somehow on my shoes or maybe one of the guys, oh, because somebody had

17 grabbed me off of someone.

18 Q Uh huh (Affirmative)

19 A And, you know, they probably had blood dripping from somewhere or someone

20 but I know, they didn't, they didn't get to me but, you know, they had me like this.

21 Held up, they didn't held me up, you know.

22 Q They just kinda pushed you outta the way or pushed you.

23 A Yeah, like just pushed me out the way and I, and I came back and I still was

24 hitting someone and the someone that I was hitting, you know, I, I don't know, I

25

1 was just hitting them from the side of their face. So I probably hit them on the
2 side of their face and got blood on me and right to my pants like that.

3 Q Now, let me ask you this, uh, so at the time that you overheard the guys talking
4 and you and John were in the car, you were in the parking lot, okay.

5 A Uh huh (Affirmative)

6 Q You hear them talking and you tell John, "Hey, did you hear what those guys
7 said", is that pretty much what you said?

8 A Uh huh (Affirmative)

9 Q Why did you tell him that?

10 A Why?

11 Q Yeah. Did you want him to do something about it?

12 A Um...

13 Q I mean did, you know, did you kinda feel it wasn't right and you wanted him to do
14 something about it?

15 A Yeah, that's what I felt, that, you know, it wasn't right, whoever was saying this
16 thing.

17 Q Okay.

18 A You know, shouldn't be saying anything about us. We, we wasn't messing with
19 nobody at all, all night.

20 Q How did you say that to John? I mean, how did you say it, did you say...?

21 A I was just like, "Yo, these guys over here right now talking about us".

22 Q Now did you say it like, "Yo, did, did you hear what this guy just said"?

23 A No I said it like this, I say, "Yo, them guys over there right now talking about us",
24 like he said something about me getting in the car, like in your car.

25 Q Okay.

1 A That's what I told him.

2 Q And, and you kinda wanted him to do something about it in a way.

3 A Yeah.

4 Q Okay.

5 A Because um, you know, why would somebody even say something about me as
6 his girlfriend getting in the car?

7 Q Okay, what did you think was gonna happen when John got outta the car? Did,
8 did you think there was gonna be trouble?

9 A Um...

10 Q I mean, personally, I mean, as myself,

11 A Uh huh (Affirmative)

12 Q I mean I would think, I'm in a car, there's some guys saying crap, if I get back
13 outta that car.

14 A Uh huh (Affirmative)

15 Q I mean, there's probably something gonna happen.

16 A I mean...

17 Q There's probably not gon' be a good thing. I mean that's my opinion, okay, as
18 being in several fights before, you know, and stuff, and believe me, if something
19 like that happens, you know, you kinda know that there's not anything good that's
20 gonna happen after that.

21 A Uh huh (Affirmative)

22 Q Cause when you get outta there and you start to confront him.

23 A Uh huh (Affirmative)

24 Q You know, I mean he's a guy, he ain't gon' back down.

25 A Uh huh (Affirmative)

1 Q John's not gon' back down.

2 A Uh huh (Affirmative)

3 Q So as a result, something's gonna happen.

4 A Uh huh (Affirmative)

5 Q So, what crossed you mind when he got outta the car?

6 A When he got out the car I just, you know, thought maybe, you know, he was
7 gonna call the security guard or whatever, that...

8 Q So...

9 A They so call said walked us to the car.

10 Q So you didn't think he was gonna confront that guy?

11 A I mean...

12 Q I mean you know John.

13 A Yeah, I know him.

14 Q Okay and John's already told me he's been in a kazillion fights.

15 A Yeah.

16 Q And he knows how to fight.

17 A Uh huh (Affirmative)

18 Q And he knows how, and it's evident that he knows how to use a knife.

19 A Uh huh (Affirmative)

20 Q Okay, I mean that's evident, I, I can see that first hand at the hospital.

21 A Uh huh (Affirmative)

22 Q I was talking to these three guys.

23 A I thought he, I thought he was gon' settle it by talking to him, that's what I
24 thought.

25 Q Okay, well I, you know, I kinda find that hard to believe, okay.

1 A Uh huh (Affirmative)

2 Q I find that very hard to believe that you thought that he was gonna talk to the guy
3 and settle it. I, I, I think at that point you, you wanted him to get out and do
4 something about it, you already told me you did.

5 A Uh huh (Affirmative)

6 Q Okay, and...

7 A Yeah because when I wanted him to get out the car, you know...

8 Q And, and you know, just saying this, you know how John is.

9 A Uh huh (Affirmative)

10 Q And at that point, you know that something is gonna happen when John gets
11 outta that car.

12 A Uh huh (Affirmative)

13 Q When he confronts that guy.

14 A Uh huh (Affirmative)

15 Q Right?

16 A (No audible response)

17 Q Okay, so you probably knew there was gonna be a fist fight.

18 A Yeah.

19 Q At, at least a fist fight when he got outta the car.

20 A Yeah at least a fist fight, but I didn't know they was gon' be, you know..
21 (Inaudible talking)

22 Q Okay. All right um, all right um, so at that point you knew something was gonna
23 happen.

24 A Yeah.

25 Q That there was gonna be a fight.

1 A Yeah.

2 Q Yeah. I mean I would to, okay. I mean I would know that something's gonna
3 happen. Um, is there anything that I haven't asked you, okay, that you thinks
4 important? That, all this stuff we talked about.

5 A Uh huh (Affirmative)

6 Q Is there anything that you think is important? Oh, let me ask you this, I almost
7 forgot, what did you guys do when the Sheriff got in after you? What was said
8 when the Sheriff got behind you?

9 A Um, he was like, you know, there's a police behind us right now and because of
10 what happened back there, you know, the club probably done called the, the
11 police.

12 Q Okay.

13 A On whoever. And they were like just right behind us and I was like, "Yo, don't
14 say that", you know what I mean. You know, when you, you know how when you
15 say things like that, something happens.

16 Q What did, what did John do with the pistol when the, when the cops got behind
17 him?

18 A He tried to put it away.

19 Q Where did he try to put it?

20 A Back where he had it, under the seat.

21 Q Under the seat?

22 A Uh huh (Affirmative)

23 Q Is that where he always keeps it?

24 A I'm not sure.

25 Q Under the seat.

1 A I don't know where he keeps it at, but that's where he was going...

2 Q Okay, okay, okay, Deanna, okay, stop and listen to me here, okay.

3 A Uh huh (Affirmative)

4 Q You know you seem like a nice person to me.

5 A Uh huh (Affirmative)

6 Q All right, you seem like a very nice person.

7 A Okay.

8 Q You know, you were just in a situation here tonight, something just happens and
9 that's, and that's life I guess.

10 A Yeah.

11 Q Things happen, you know, but to tell me that you don't know where he usually
12 keeps the gun and you've been with him for 2 months. You go out with him on
13 dates, you go do this and do that. You know, I find that hard to believe, okay.
14 Because my wife knows what I do and certain things.

15 A Uh huh (Affirmative)

16 Q That's important that I have...

17 A Well since I, you know, like I say, he done had this gun for a couple of months
18 so...

19 Q So does he, now, okay, what I'm asking you though, say 9 times outta 10, does
20 he always put it under the seat, you think? Or, is there, does he have a certain
21 place he puts it. Does he put it under the seat?

22 A I think so, 9 times outta 10, like, you know, he will put it there if he didn't have
23 anywhere else to put it.

24 Q Okay. Does he have a holster with it? You know like a holster like I've got?

25 A No.

1 Q It's just a gun?

2 A Uh huh (Affirmative)

3 Q Okay, um, okay. Um, do you have anything else you wanna ask me? I mean

4 anything you wanna ask or add or...?

5 A Um, yeah I just...

6 Q About what we talked about?

7 A What I wanna ask you is, um, as far as you asking me all them questions now.

8 Q Uh huh (Affirmative)

9 A Like now, what, what is going to happen, like, you know, what are they going to

10 do? Are they gonna let me see my man?

11 Q We'll see, okay. We're, we're gonna get together and talk, okay.

12 A All, all of us?

13 Q No, no not us, me, I mean, me and the other investigators.

14 A Okay.

15 Q And then we're gonna decide what's, what, what's to be done here, okay.

16 A Uh huh (Affirmative)

17 Q Cause we've got yall side of the story, okay.

18 A Uh huh (Affirmative)

19 Q And we've got their side of the story and we have to kinda put everything

20 together and see what's what, okay.

21 A Uh huh (Affirmative)

22 Q So it'll be probably just a few minutes and we'll let you know.

23 A Okay.

24 Q Okay. Um, can you raise your right hand for me? Do you swear and affirm

25 everything you've told me is true and correct?

1 A Yes.

2 Q Okay. That's the end of our interview and the time is 8:37a.m.

3

4

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

6 Signed this _____ day of _____, 2006.

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9 **DETECTIVE PHELAN, OCSO DEPUTY SHERIFF**

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Note:

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Deanna Washington/Case #06-100229/YW/11/16/06