

A10071 (?)

City and County of San Francisco

OFFICE OF THE SHERIFF



Michael Hennessey
SHERIFF

(415) 554-7225

May 3, 2011
Reference: 2011-039

Deputy Samuel Lou
City Hall Security
City Hall, Rm. 017
San Francisco, CA 94102

Dear Deputy Lou,

I am writing to resolve pending disciplinary charges against you following a hearing on this matter on May 3, 2011. In that hearing you accepted responsibility for your misconduct on [REDACTED] and [REDACTED]. You apologized for your misconduct and expressed remorse for your behavior.

I accept your acknowledgement of responsibility. I am seriously concerned by your misconduct as a peace officer. Accordingly, I suspend you for twenty (20) consecutive calendar days for misconduct effective immediately. Please see your supervisor to schedule this suspension.

Sincerely,

[REDACTED]
MICHAEL HENNESSEY
Sheriff

cc: Undersheriff Dempsey, Chief Waters, Captain Freeman, Lt. Flewellen, Sergeant Erdmann, Personnel,
Doug Foley, Rains, Lucia, Stern PC



San Francisco Sheriff's Department

INTER-OFFICE CORRESPONDENCE

From: Under Sheriff Dempsey #362
Administrative Operations

Date: 2-14-11

To: Lt. C. Flewellen #1098
OIC/Investigative Services Unit

Re: Finding(s) and/or instruction regarding Case: **A10071**

Please be advised this case has been reviewed and the following finding(s) and/or instructions are in effect:

Employee: Dep. Samuel Lou #1812	Unfounded	Exonerated	Not Sustained	Forwarded for Discipline <i>LEGAL REVIEW</i>
Sec. 2.1 Standard of Conduct				✓
Sec. 2.13 Obedience to Laws and Regulations				✓
Sec. 2.31 Misconduct				✓
Sec. 2.43 Intra-Agency Contact				✓
Sec. 3.6 Incident Reports and Required Documents				✓
Sec. 9.5 Department Investigations				✓
Sec. 9.7 Truthfulness				✓

Other action to be taken: _____

Under Sheriff *Dempsey* #362

SUMMARY REPORT

CASE: A10071

Type of Complaint or Incident: **Misconduct**

Subject(s): Deputy Samuel Lou #1812 DOH: 10/29/2001

Involved Person(s):

[REDACTED]

Date of Incident(s):

[REDACTED]

Location:

City and County of San Francisco

Date of Report:

Wednesday, January 26, 2011

Investigator:

Sr. Deputy G. Brown #1867

Introduction:

On Tuesday, July 13, 2010, [REDACTED] telephoned the Investigative Services Unit Commander Lt. Charles Flewellen and told him that Deputy Samuel Lou had given false testimony in a sworn affidavit.

On Monday, August 23, 2010, Lt. Flewellen directed me to investigate the allegation against Deputy Lou.

Administrative case review and approval for closure or forwarding:

This report of 11 pages has been reviewed and approved for:

- A. Forwarding to the Undersheriff for review and finding/or action as deemed appropriate by the Sheriff's Department Administration or;
- B. Case closed without further administrative review as there is no further basis for administrative investigation or action or;
- C. Case closed as case was opened for documentation only.

OIC/ISU

[REDACTED]

Date:

2/3/11

The following summary is based upon a review of records, interviews, documents or incident reports.

Overview:

On [REDACTED] Deputy Samuel Lou (Age 35) was involved in a [REDACTED] on a public street at the intersection of [REDACTED]

[REDACTED] were dispatched to the scene and made contact with Dep. Lou and [REDACTED] Dep. Lou gave the responding [REDACTED] an untruthful account about his physical contact with [REDACTED]

As a result, [REDACTED]

for [REDACTED]

Dep. Lou never reported his [REDACTED] to anyone in the San Francisco Sheriff's Department. Dep. Lou never reported his [REDACTED] to anyone in the San Francisco Sheriff's Department. Dep. Lou never wrote or submitted an incident report regarding his contact [REDACTED]

The previously cited incidents are the basis of this investigation.

Dep. Lou has been employed by the City & County of San Francisco (Sheriff's Department) since 10/29/2001. [REDACTED]

[End of Overview]

[REDACTED]

Dep. Lou's [REDACTED] Verbal Statement to [REDACTED]:

[REDACTED]

[REDACTED]

[REDACTED]:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Dep. Lou's [REDACTED] Written Statement to [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[End of Lou's [REDACTED] Statement]
(See Dep. Lou's [REDACTED] Statement for context and details)

[REDACTED]

Dep. Lou's [REDACTED] [REDACTED]:

Dep. Lou admitted to making false and incomplete statements to [REDACTED] on [REDACTED] and causing [REDACTED] [REDACTED] [REDACTED] [REDACTED]. He did this to protect his job. Dep. Lou wrote he is prepared to accept all consequences for his actions.

Dep. Lou wrote, On [REDACTED], he went to [REDACTED]

[REDACTED]

[REDACTED]

Dep. Lou identified himself as a San Francisco Deputy Sheriff [REDACTED]

Dep. Lou said, [REDACTED]

[REDACTED]

[End of Affidavit Statement]

(See Affidavit for context and details)

[REDACTED]

On [REDACTED] Dep. Lou was cross-examined in open court by [REDACTED]

as part of [REDACTED]

[REDACTED]

Dep. Lou's [REDACTED] Court Room Testimony:

(Paraphrased) Dep. Lou said he knew it was important to tell the truth [REDACTED]

[REDACTED]

He said he understands what it means to write something under penalty of perjury of law. Dep. Lou said [REDACTED]

[REDACTED]

Dep. Lou said he was scared, thinking about his job and trying to protect himself

[REDACTED]

[REDACTED] asked Dep. Lou why he did not report the [REDACTED] incident to his superiors. Dep. Lou said he was told the information regarding the [REDACTED] would be forwarded to the SFSD.

[REDACTED]

[REDACTED]

[REDACTED]

On 01/14/2011, Sgt. J. Robinson and I conducted a compelled audio recorded interview with Deputy Samuel Lou #1812 in the presence of his Attorney, Doug Folley.

Deputy S. Lou's Paraphrased ISU Interview Statement:

[REDACTED]

[REDACTED]

(See Dep. S. Lou's Transcripts Page 6)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 8)

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 32-34)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 8)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 9)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 10)

[REDACTED] Dep. Lou said he was waiting on the SFSD Administrative Division to contact him, once they were notified. However, Dep. Lou later acknowledge that he knew on [REDACTED] that it was his responsibility, per Department Policy and Procedure, to notify the SFSD [REDACTED]

[REDACTED]

(See Dep. S. Lou's Transcripts Page 11,14)

[REDACTED]

[REDACTED]

(See Dep. S. Lou's Transcripts Page 12)

Dep. Lou said he had a guilty conscience and could not live with himself because of the [REDACTED] incident. Dep. Lou lauded his sense of honor, and knew he could be criminally prosecuted, but he needed to "do the right thing."

(See Dep. S. Lou's Transcripts Page 13, 15-16)

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 19-20)

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 22-20, 32)

Dep. Lou said he attended the Basic Academy and recalled receiving various training blocks on ethics, report writing, taking statements from witnesses and suspects. He knew on [REDACTED], that witness statements are an official part of the incident report writing process.

(See Dep. S. Lou's Transcripts Pages 23, 24)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 32)

(See [REDACTED])

- Dep. Lou said he wanted to “do the right thing” and take responsibility for [REDACTED] [REDACTED] [REDACTED]. He subsequently accused [REDACTED] [REDACTED] for his behavior.

I respectfully submit this case for review.

X [REDACTED]

Senior Deputy G. Brown #1867
Investigator
Investigative Services Unit

SAN FRANCISCO SHERIFF'S DEPARTMENT

CHRONOLOGICAL REPORT OF INVESTIGATION

TYPE OF CASE: Misconduct	CASE NO: A10071	SUBJECT: Lou, Samuel INMATE#:
DATE OF INCIDENT: [REDACTED]	UNIT: Investigative Services	INVESTIGATOR ASSIGNED: Sr. Deputy G. Brown #1867

DATE:	TIME:	ACTIVITY:
Monday 08/23/10	1655	<p>I was assigned case #A10071 by Lt. Flewellen #1098 OIC Investigative Service Unit. Lt. Flewellen asked me to review the information already supplied to him and investigate the allegations Dep. Lou lied in a [REDACTED] and a signed affidavit.</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>In Dep. Lou's statement he stated the following:</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p>
Tuesday 08/24/10	0845	<p>I read the information that had already been compiled by Lt. Flewellen regarding the allegations.</p>

**SAN FRANCISCO SHERIFF'S DEPARTMENT
CHRONOLOGICAL REPORT OF INVESTIGATION**

	0920	I completed the face sheet and assigned a case number to this file.
	1035	I spoke with [REDACTED]. I explained to her I was conducting an administrative investigation regarding the allegations Dep. Lou lied. [REDACTED]
	1155	I sent an email to [REDACTED] requesting the information.
	1258	I called Sgt. Erdman and asked for him to return my call.
	1305	Sgt. Erdman returned my call and I asked if Dep. Lou was assigned to day watch and if any notification/incident report had been done regarding the incident [REDACTED]. He said he would check the files and call me back.
	1310	Sgt. Erdman called me and said, Dep. Lou had worked day watch [REDACTED] and he was unable to find an incident report regarding any type of notification by Dep. Lou.
Wednesday 08/25/10	1635	I called City Hall and requested Dep. Lou's Critical Information form.
	1642	I received the critical information form and ran the number in PCS with negative results
Tuesday 08/31/10	0935	I spoke to [REDACTED] in her office and she said she had been unable to retrieve any of the [REDACTED] documents.
	0945	I spoke with [REDACTED] regarding the [REDACTED] documents. He tried to locate them and determined they had been sent out for transcription. He said the documents may not return for several months. He gave me a request form and I told him I would fax it later today.
	1305	I briefed Lt. Flewellen on the status of the documents.
	1420	I faxed the request to [REDACTED]
Friday 10/15/10	1035	I went to [REDACTED] and was told the [REDACTED] documents had not been returned yet.
11/10/10	0945	I went to [REDACTED] and was told the [REDACTED] documents still had not been returned yet.
Wednesday 12/29/10	0930	I went to [REDACTED] and was told the records were not there yet. I explained to [REDACTED] I had requested the documents on 08/31/10. He told me he would research and try to locate the documents.
	1445	[REDACTED] telephoned me and told me [REDACTED]. He told me he would prepare a document for my case file.

**SAN FRANCISCO SHERIFF'S DEPARTMENT
CHRONOLOGICAL REPORT OF INVESTIGATION**

Thursday 12/30/10	1015	Sr. Dep. Chew picked up the document at [REDACTED] and gave it to me to place in the case file.
Monday 01/10/11	1200	Prepared notification letter for Dep. Lou
Wednesday 01/12/10	0830	Served Dep. Lou his notification letter at City Hall. Scheduled the interview for 01/14/10 at 1100 hrs.
Thursday 01/13/10	1330	Received a call from Attorney Fowley who confirmed the interview time and date.
Friday 01/14/10	0745	Prepared for the interview
	1100	Sgt. Robinson and I interviewed Dep. Lou and he told us the following in summary: [REDACTED] (See Dep. S. Lou's Transcripts Page 6) [REDACTED] [REDACTED] [REDACTED] [REDACTED] (See Dep. S. Lou's Transcripts Page 9)

**SAN FRANCISCO SHERIFF'S DEPARTMENT
CHRONOLOGICAL REPORT OF INVESTIGATION**

[REDACTED]

[REDACTED]

(See Dep. S. Lou's Transcripts Page 10)

[REDACTED] Dep. Lou said he was waiting on the SFSD Administrative Division to contact him, once they were notified. However, Dep. Lou later acknowledge that he knew on [REDACTED] that it was his responsibility to notify the SFSD of [REDACTED]

(See Dep. S. Lou's Transcripts Page 11,14)

[REDACTED]

Dep. Lou said knowing that the charge against [REDACTED] was dismissed it did not afford him any comfort because he knew that having [REDACTED] falsely arrested was wrong. Dep. Lou said he wanted [REDACTED] charge expunged and to clear her name. Dep. Lou said he received a call from [REDACTED] attorney and he wrote a statement (the 05/07/2010, signed sworn affidavit under penalty of perjury). Dep. Lou said the Judge (unidentified) asked him if he understood what he was doing and if Dep. Lou was still willing to go forward with his statements. Dep. Lou said "yes." The Judge told Dep. Lou to get legal representation and a hearing date was set.

(See Dep. S. Lou's Transcripts Page 12)

Dep. Lou said he had a guilty conscience and could not live with himself because of the [REDACTED] Dep. Lou lauded his sense of honor, and that he knew he could be criminally prosecuted, but he needed to "do the right thing."

(See Dep. S. Lou's Transcripts Page 13, 15-16)

**SAN FRANCISCO SHERIFF'S DEPARTMENT
CHRONOLOGICAL REPORT OF INVESTIGATION**

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 19-20)

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 22-20, 32)

Dep. Lou said he attended the Basic Academy and recalled receiving various training blocks on ethics, report writing, taking statements from witnesses and suspects. He knew on [REDACTED], that witness and suspect statements are an official part of the incident report writing process.

(See Dep. S. Lou's Transcripts Pages 23, 24)

[REDACTED]

(See Dep. S. Lou's Transcripts Page 32)

[REDACTED]

(See Dep. S. Lou's Transcripts Pages 26-27)

[REDACTED]

**SAN FRANCISCO SHERIFF'S DEPARTMENT
CHRONOLOGICAL REPORT OF INVESTIGATION**

[REDACTED]
[REDACTED] (See Dep. S. Lou's Transcripts Page 35-39)

	1305	I gave Miss Payne a copy of the interview to send to Tiger Fish to be transcribed.
Wednesday 01/19/11	1445	I received a call from Freya Horne asking the status of this investigation. I told her we had interviewed Dep. Lou and his statements. I told her I was unable to locate the avadavat or the transcripts. She asked I fax the [REDACTED] and [REDACTED]. She told me she would try and locate the documents for me.
Friday 01/21/11	0805	Sgt. Robinson told me the needed documents had been located and was going to pick them up later in the day.
Monday 01/31/11	0900	Worked on summary.
Wednesday 02/02/11	0800	Made corrections to case summary and returned it to Lt. Flewellen.
Thursday 02/03/11	0900	Worked on completion of case file and assembling files for Admin.

INTERVIEW OF DEPUTY SAMUEL LOU #1812

CASE NO. A100071

TAKEN: JANUARY 14, 2011
1105 HOURS

INTERVIEW CONDUCTED BY:

SGT. ROBINSON #600
AND
SR. DEP. BROWN #1867

--o0o--

SR. DEP. BROWN: It says load disk. Does it need one in there?

SGT. ROBINSON: Switch it to hard drive.

SR. DEP. BROWN: [Right here]?

SGT. ROBINSON: That way we won't have to worry about it running out.

SR. DEP. BROWN: Uh, and then record?

SGT. ROBINSON: Uh, uh, [okay.] Record.

SR. DEP. BROWN: Okay.

SGT. ROBINSON: [Okay. The n -- 2011.] What's the date?

SR. DEP. BROWN: Today is the --

SGT. ROBINSON: 14th?

SR. DEP. BROWN: 14th.

SGT. ROBINSON: Yeah. Today's date is January 14, Friday, the year 2011. The time is 1105 hours. I'm Sergeant Robinson with the San Francisco Sheriff's Department Investigative Services Unit. We are at the Investigative Services Unit offices located at 25 Van Ness, suite number 350. My last name, Robinson, R-O-B-I-N-S-O-N, star number 600. Also present is Senior Deputy Brown. Senior Deputy Brown, can I get you

to state your full name for the record, please sir, and spell your last name?

SR. DEP. BROWN: Senior Deputy Brown, B-R-O-W-N, star number 1867.

SGT. ROBINSON: Also present is Deputy Lou?

DEP. LOU: Yeah.

SGT. ROBINSON: S -- uh, uh, can I get you to state your full name for the record, please sir, and spell your last name?

DEP. LOU: Samuel Lou, last name spelled L-O-U.

SGT. ROBINSON: And your star number, please sir?

DEP. LOU: Uh, 1812, sir.

SGT. ROBINSON: Also present is Mr. Howell. Can I get you --

MR. FOLEY: Foley.

SGT. ROBINSON: F -- I'm sorry.

MR. FOLEY: It's all right.

SGT. ROBINSON: Uh, for the mess up. Uh, Mr. Foley, can I get you to state your full name for the record, please sir?

MR. FOLEY: Doug Foley, F-O-L-E-Y, with Rains, Lucia, Stern.

SGT. ROBINSON: Okay. Deputy Lou, this is an-an investigation into case number 100071, more specifically, allegation of misconduct on your part stemming from [REDACTED]

Uh, as I stated, we're with the Investigative Services Unit offices located at 25 Van Ness. Uh, you have you have certain rights under 3303 of the government code. We will review pertinent points of 3303.

Further, you will be ordered to answer questions and to cooperate with this investigation. Uh, since some of the allegations against you involve possible criminal, uh, conduct, uh, I am going to read you a Lybarger warning. Okay?

Uh, I advi -- [clears throat] I advise you that I will be conducting this interview. And you have a right to a representative. And in fact, you have your representative tod-today. Uh, based upon what you've been told, uh, there is a possibility, uh, of

criminal charges in-in this matter.

And-and for that reason, we're going to read you the following warning. The purpose of this investigation is to conduct an interview with-with you, Deputy Lou, uh, an employee of the San Francisco Sheriff's Department. Uh, this is an administrative investigation.

Uh, however, uh, since th-this -- since the allegations indicate that a crime may have been committed, I am advising you that you have the right to remain silent. Anything you say can and will be used against you in a court of law. You have the right to talk to an attorney and to have that attorney present during and before any questioning.

If you cannot afford an attorney, one will be appointed free of charge to represent you before and during any questions if you desire. You -- do you understand each of these rights that I've explained to you, sir?

DEP. LOU: I do.

SGT. ROBINSON: Uh, okay. And with that in -- having these rights in mind, do you wish to talk to us now?

DEP. LOU: No, I wish to invoke.

SGT. ROBINSON: And-and that's fine, sir. Although you have the right to remain silent, uh, and not to incriminate yourself, your silence can be deemed as insubordination and result in administrative discipline. Since any statement under compulsion or threat of discipline cannot be used against you in a later criminal proceeding, I am ordering you to answer all my questions.

If you do not answer my question truthfully and fully, a charge of insubordination may be imposed, which could result in discipline up to and including your termination. Do you understand that this is only an administrative investigation?

DEP. LOU: I do.

SGT. ROBINSON: Okay. And do you understand the charges against you?

DEP. LOU: I do.

SGT. ROBINSON: Okay. And do you understand that I am ordering you to answer my questions. And if you do not answer them truthfully and fully, it could result in disciplinary action up to and including termination?

DEP. LOU: I do.

SGT. ROBINSON: Okay. Uh, you will not be subject to offensive or threatening language, promises or other inducements to answer questions. However, to be clear about this

point, you are being ordered to tell the complete truth and to cooperate with this investigation. Failure to answer truthfully or refusing to respond may result in a charge of insubordination, which could result in discipline.

This interrogation will be limited to a reasonable period of time. We will allow you breaks should that become necessary. The department will not release your name to the media without your consent. Either or both sides may record this interrogation.

In fact, the ISU is both videotaping and audio recording this interrogation. You are entitled to a copy of the recording if further proceedings are contemplated and before the, uh, subsequent interrogation takes place. In the event of further proceedings, the department will provide all documents relevant to the investigation except those we deem confidential.

You have a right to have a representative present during any interrogation. And in fact, you do. For the record, there is no intentions of criminal charges against you at this time. Can you tell us how long you've been with the San Francisco Sheriff's Department?

DEP. LOU: Uh, I'd say approximately over nine and a half years now.

SGT. ROBINSON: Okay. And you're speaking rather softly. Uh, I-I'm going to ask you either to slide your chair closer or-or speak a little louder, so we won't have to come back here and do this again because --

DEP. LOU: Yes, sir.

SGT. ROBINSON: We don't have the audio. Okay. Uh, and can you tell us where you're currently assigned?

DEP. LOU: Uh, San Francisco City Hall on the day shift.

SGT. ROBINSON: And how long have you been in that assignment?

DEP. LOU: I would say just over three years now, I believe.

SGT. ROBINSON: Okay. And, uh, where were you prior to City Hall?

DEP. LOU: I was at, uh, 850 Bryant, County Jail, uh, Number 3, sixth floor.

SGT. ROBINSON: Okay. Okay. Uh, [unintelligible] uh, uh, I'm-I'm, uh, [blah]. Sorry. I am going to ask you for a narrative account in a second. Uh, just some things we need to-to-to ask you upfront. And then, I'm going to ask you to give us a narrative account of the incident, okay?

DEP. LOU: Yes, sir.

SGT. ROBINSON: [REDACTED]

DEP. LOU: I do.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: We did.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, prior or --

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, on [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: Uh, sorry. No [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes. Yes, sir.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: Okay. In a detailed narrative format, please tell us about that incident? Yes, sir. Go ahead.

DEP. LOU: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

הנהגתו ופיקודו על כלל הכוחות

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[REDACTED]

[REDACTED]

[REDACTED]

SGT. ROBINSON: Sure.

DEP. LOU: That in terms of the w -- so just keep going?

SGT. ROBINSON: Yes, sir. Please.

DEP. LOU: Okay. Uh, so after this was all done, uh, they informed me at the time -- they says, "You know we're going to have to contact your watch commander. You know we're going to have to contact your department, uh, regarding what happened."

[REDACTED]

So I always assumed that, okay, they're going to contact, uh, my department. And you know, I was embarrassed, ashamed. I mean, I've worked with everybody here. My academy classmate works for-for the ISU.

[REDACTED]

So I went back, uh, to work obviously. And you know, I-I'm checking my mailbox every day.

I'm expecting the call and thinking, okay, they're going to call me in. They're going to call me in. What I -- you know, I d-didn't do was I-I didn't take the initiative to contact you here or my watch commander at the time and let them know what had happened.

Uh, at the time, I thought, you know, it was serious, that they would -- they would contact and-and let me know. And I expected that, you know, you guys would give me a call, uh, really soon regarding this and that I could stop just being scared, you know, of-of-of when it's going to happen -- when it's going to happen.

Uh, so a-a time period passed. And I knew I had made a grave mistake at the time.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

already gone.

Uh, so knowing that it was discharged and all that, it didn't make the situation any better because I still knew what I had done wrong. And I still put someone who shouldn't have gone through this through what I put them through.

So I looked on the Internet. And I-I n -- k -- knew things about where I can expunge the case, where I can get her [clearer] of this misunderstanding from what I have done. So, uh, she had gotten an attorney and, uh, had called me. And I-I wrote a statement, uh, at that time.

[REDACTED]

[REDACTED]

And I was like, okay. Well, I expected that to happen already, you know. But, uh, uh, uh, I just knew, at that time, you know, it was just like a -- [sighs] I don't know. Guilty

And, uh, at that time, I should have came to ISU. I didn't [REDACTED] [REDACTED] [REDACTED]. They're going to contact. So again, I-I didn't do the right thing. And I thought, okay, I'll just wait for the hammer to drop on me. And, uh, I guess it-it finally did. Yeah.

SGT. ROBINSON: Uh, and I'm sorry. I don't want to cut you off. Were you -- were you done?

DEP. LOU: Uh, yes, sir.

SGT. ROBINSON: Okay. Not a problem. Uh, and-and I'm going to ask you some questions. And some of them already cover, uh, areas that you discussed. Just for the purpose of clarification, uh, uh, I'm still going to go ahead and ask some of the questions.

Uh, and-and I guess the first one to start out with a-and only you can answer that, did you not report your contact and-and your subsequent, uh, contact with, uh, the [REDACTED] [REDACTED] in regards to this incident in the hopes that the Sheriff's Department would not find out?

DEP. LOU: Uh, no. [REDACTED] already told me they were going to notify my watch commander and notify the department. So, uh, for me, I was just ex -- waiting for that to happen. Uh, then, after that two-month period, I wasn't contacted.

And I figured, well, I-I've got to do the right thing anyway. So then, when I went to [REDACTED] they told me again, your department would be, uh, notified. Your ISU would be notified. So I was always assuming, even from day one, that the next day you guys already found out about it.

SGT. ROBINSON: Okay.

DEP. LOU: But I was t -- again, too ashamed and too embarrassed to just come forward and tell my watch commander at the time.

SGT. ROBINSON: And-and I understand your response. Uh, are you aware of San Francisco Sheriff's Department policy regarding your contact with any [REDACTED] [REDACTED] as a-a-a subject and/or witness? Were you aware of San Francisco Sheriff's Department --

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED] what did you know San Francisco Sheriff's Department policy to be regarding [REDACTED] contact?

DEP. LOU: Notify watch commander.

SGT. ROBINSON: Okay. The, uh -- and-and, uh, I'm sorry. I missed her name when you were giving your narrative account. [REDACTED]
[REDACTED] I'm sorry. I d --

DEP. LOU: Uh, no. [REDACTED]

SGT. ROBINSON: The one you told that you were going to turn yourself in to, the --

DEP. LOU: Yes. I don't remember her name. But she was a f -- uh, a lady that worked for the [REDACTED]

SGT. ROBINSON: [REDACTED]

[REDACTED]
[REDACTED]?

[REDACTED]

DEP. LOU: Well, one, I mean, I've always been raised to do the right thing. So after that time period, I j -- I just couldn't live with myself. My parents knew all about this. I told them about it. And you know, they told me, uh, "Do the right thing."

And so I just -- [sighs] [REDACTED] or not, I put someone through something that I shouldn't have never done in the first place. So, uh, [REDACTED], but it doesn't matter. Uh, you know, [REDACTED] would be the only thing that I would be able to do to try to even -- to make up for my mistake, you know.

And at that time, I h -- wasn't contacted by the department either. So I-I figured, well, you know what? Uh, I might as well just go to the [REDACTED] [laughs] and-and do this. So if they're going to charge me with it, they're going to charge me with it.

SGT. ROBINSON: [REDACTED]

[REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. And-and can you tell me about the conversation with [REDACTED] in regards to that?

DEP. LOU: [REDACTED]

[REDACTED]

[REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

[REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: Uh, I-I don't know if I gave a whole, detailed explanation. No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]
[REDACTED]
[REDACTED]

SGT. ROBINSON: And-and f--

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: Okay. [clears throat] You stated that, [REDACTED]
[REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED] --

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: So it was just one of those things --

SGT. ROBINSON: [clears throat]

DEP. LOU: [REDACTED]
[REDACTED]

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]
[REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, yeah. [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yeah.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

[REDACTED]

[REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Yes.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: Yeah. I'm not sure the specific location though.

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. So now, you're really going to have to help me with this one. [laughter]

DEP. LOU: Yeah. Uh, well, the thing is basically --

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Yes.

SR. DEP. BROWN: Okay.

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. A-a-and I hear what you're saying. Got your answer. And this is the point where -- [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: A --

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: And obviously --

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Yes. Yes.

SGT. ROBINSON: Okay.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: But --

SGT. ROBINSON: And-and-and --

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: Okay. [REDACTED]

[REDACTED]
DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: Maybe more.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: B-b-b -- did you attend basic academy?

DEP. LOU: Yes, sir.

SGT. ROBINSON: Where, sir?

DEP. LOU: Uh, SFPD and Diamond Heights.

SGT. ROBINSON: Okay. And do you recall when that was?

DEP. LOU: Uh, October 29, 2001, I believe it was.

SGT. ROBINSON: Okay. In basic academy, did you receive a-a training block on ethics?

DEP. LOU: Yes, sir.

SGT. ROBINSON: And do you know what percentage -- I know. Gets goofy -- two hours, four hours or eight-hour block or a day? Do you know how long that block lasts?

DEP. LOU: I don't recall.

SGT. ROBINSON: In basic academy, did you receive training on, uh, report writing?

DEP. LOU: Yes, sir.

SGT. ROBINSON: Did that training include taking written statements from suspects, victims and

witnesses?

DEP. LOU: Yes, sir.

SGT. ROBINSON: In your training, did you learn that suspects, victims and witnesses statements are part of your incident report?

DEP. LOU: Yes, sir.

SGT. ROBINSON: And that they're -- do you understand them or know them to be official documents?

DEP. LOU: Yes, sir.

SGT. ROBINSON: Ch-ch-ch-ch -- and you said the Glock 26 is your own personal weapon?

DEP. LOU: Yes, sir. It was an off-duty weapon.

SGT. ROBINSON: Not a problem. [REDACTED]
uh --

DEP. LOU: Yes, I did. I left at a very fast pace.

SGT. ROBINSON: Okay. And for what reason -- uh, w -- uh, would you describe it a run or-or quick step? But-but for what -- we'll-we'll do that first. Run or-or quick step?

DEP. LOU: I'd say run.

SGT. ROBINSON: Okay.

DEP. LOU: Yeah.

SGT. ROBINSON: And-and for what reason were you running?

DEP. LOU: Well, [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: No --

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]
[REDACTED]
[REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: Okay. [REDACTED]
[REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. And-and it's -- and-and I understand that answer.

DEP. LOU: Right.

SGT. ROBINSON: But what I'm asking you is, did you ever tell any [REDACTED]
[REDACTED]
[REDACTED]

DEP. LOU: No. [REDACTED]
[REDACTED]

SGT. ROBINSON: Okay. [REDACTED]
[REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: S --

SGT. ROBINSON: [REDACTED]
[REDACTED]

DEP. LOU: Yeah. I-I said [REDACTED]

SGT. ROBINSON: And-and-and I understand what you're saying. But-but so the record is clear
and-and, specifically, [REDACTED]
[REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, yeah.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Not that I recall.

SGT. ROBINSON: [REDACTED]?

DEP. LOU: [REDACTED]

SGT. ROBINSON: Not a problem. [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Okay.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Mm-hmmm.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yeah.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: I believe I ma -- I may have.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, uh, that may -- that could be. [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yeah. [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [sighs] [REDACTED]

SR. DEP. BROWN: And if we could just clarify --

SGT. ROBINSON: [REDACTED]

SR. DEP. BROWN: [crosstalk] No. I was thinking more --

SGT. ROBINSON: Uh --

SR. DEP. BROWN: [REDACTED]

[REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: A --

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Yes.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes. Yes.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes, I did.

SGT. ROBINSON: Okay. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON:

DEP. LOU: I did.

SGT. ROBINSON:

DEP. LOU: I did.

SGT. ROBINSON:

DEP. LOU:

SGT. ROBINSON: Okay. And are you familiar with your statement? Or do you need to take a moment to-to-to review it [crosstalk]

DEP. LOU: Uh, no, I'm not familiar with my statement. [laughs]

SGT. ROBINSON: Uh, uh, please take a moment and-and review your written statement. Uh --

DEP. LOU:

SGT. ROBINSON: Okay.

DEP. LOU: Uh --

SR. DEP. BROWN: [You've got to refresh].

DEP. LOU: Is that okay?

SGT. ROBINSON: Yeah. Go ahead, sir.

DEP. LOU:

SGT. ROBINSON: And-and I understand what you just read. Uh, and-and -- but my specific question to you is,

DEP. LOU: No.

SGT. ROBINSON: Okay.

[REDACTED]

DEP. LOU: Okay.

SGT. ROBINSON: Highlighted areas for me, please.

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay. H-having read that, does that at all refresh your recollection as to what [REDACTED]

DEP. LOU: No. I don't dispute that.

SGT. ROBINSON: At any time on [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Give me one second. I'm sorry. [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: No. I-I don't believe I did that.

SGT. ROBINSON: And-and so we're clear --

DEP. LOU: [REDACTED]
--

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]
[REDACTED] --

DEP. LOU: Mm-hmmm.

SGT. ROBINSON: [REDACTED]

MR. FOLEY: Well, as I recall, he said he may have said that. He doesn't recall specifically.

SGT. ROBINSON: I believe he answered yes. But I'll-I'll-I'll leave it to the --

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: I don't recall.

SGT. ROBINSON: Would you dispute any account stating that you state that?

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: No.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [sighs] [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

[REDACTED]

DEP. LOU: [REDACTED]

[REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Sorry.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: And --

SGT. ROBINSON: [REDACTED]

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

DEP. LOU: I don't recall.

SGT. ROBINSON: Is it possible that you did that?

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

[REDACTED]

SGT. ROBINSON: Uh, you spoke of-of -- earlier of your, uh, willingness to come forward and-and-and-and do the right thing.

DEP. LOU: Yes.

SGT. ROBINSON: [REDACTED]

MR. FOLEY: That's irrelevant.

SGT. ROBINSON: [Yes, it i --] no. Uh, with all due respect sir, the deputy [crosstalk] made the statement that, uh, he -- because he felt bad about what he did, he wanted to go and take responsibility.

MR. FOLEY: Mm-hmmm.

SGT. ROBINSON: [REDACTED]

MR. FOLEY: Well, don't couch it some gotcha question.

SGT. ROBINSON: It's-it's not a gotcha question. [crosstalk] I-I-I'm --

MR. FOLEY: [REDACTED]

SGT. ROBINSON: I-I-I'm asking the deputy a question. I-I've already asked him repeatedly about his independent recollection as to r-regards to what he wrote. So my question --

MR. FOLEY: Which he's having trouble recalling.

SGT. ROBINSON: So my question still to the deputy is-is the same.

DEP. LOU: [REDACTED]
[REDACTED]
[REDACTED] t.

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]
[REDACTED]
[REDACTED]

SGT. ROBINSON: Okay.

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: Uh, no, I didn't.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [REDACTED]
[REDACTED]

[REDACTED]

DEP. LOU: No.

SGT. ROBINSON: Okay. Anything?

SR. DEP. BROWN: Are you done? Or --

SGT. ROBINSON: I'm done.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Yes, I did.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Yes.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: Okay.

DEP. LOU: [REDACTED]

SR. DEP. BROWN: Okay.

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: And that was?

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: Mm-hmmm.

DEP. LOU: [REDACTED]

SR. DEP. BROWN: Okay. [REDACTED]

DEP. LOU: Uh, I believe I did. Yes.

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: Uh, yeah.

SR. DEP. BROWN: And what were those?

DEP. LOU: [REDACTED]

SR. DEP. BROWN: [REDACTED]

DEP. LOU: [REDACTED]

SR. DEP. BROWN: Okay.

SGT. ROBINSON: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: Okay.

SR. DEP. BROWN: That's all I've got.

SGT. ROBINSON: Mr. Foley, sir, [do you] --

MR. FOLEY: [REDACTED]

DEP. LOU: Yes.

MR. FOLEY: [REDACTED]

DEP. LOU: [REDACTED]

SGT. ROBINSON: [clears throat]

DEP. LOU: [REDACTED]

MR. FOLEY: Okay.

SGT. ROBINSON: Mm-hmmm.

MR. FOLEY: [REDACTED]

DEP. LOU: No.

MR. FOLEY: [REDACTED]

DEP. LOU: [REDACTED]

MR. FOLEY: [REDACTED]

DEP. LOU: [REDACTED]

MR. FOLEY: Okay.

DEP. LOU: [REDACTED]

MR. FOLEY: [REDACTED]

DEP. LOU: Yeah.

MR. FOLEY: Okay. [REDACTED] --

DEP. LOU: Yes.

MR. FOLEY: [REDACTED]

DEP. LOU: Yes.

MR. FOLEY: [REDACTED]

DEP. LOU: [REDACTED]
[REDACTED]
[REDACTED]
--

MR. FOLEY: [REDACTED]
[REDACTED]

DEP. LOU: No.

MR. FOLEY: [REDACTED]
[REDACTED]

DEP. LOU: Yes.

MR. FOLEY: [REDACTED]

DEP. LOU: No.

MR. FOLEY: [REDACTED]
[REDACTED]

DEP. LOU: [REDACTED]
[REDACTED]

[REDACTED]

MR. FOLEY: [REDACTED]

DEP. LOU: Yes.

MR. FOLEY: Okay. But you didn't have any?

DEP. LOU: I didn't have any.

MR. FOLEY: That's all I've got.

SGT. ROBINSON: Deputy Lou, we've asked you a-a number of questions. Uh, is there anything at all, sir, that we didn't ask you about that you think might be relevant or important? Or any of the questions that we've asked you, and you've had some more clarification that you want to add to anything, uh, please feel free.

DEP. LOU: Uh, no. I think you got -- you gentlemen have been very, very thorough.

SGT. ROBINSON: Uh, thank you very much, sir. If there is nothing else -- is that 12:15?

SR. DEP. BROWN: Yes, it's 12:15.

SGT. ROBINSON: The time is 12:15. This concludes our interview with Deputy Lou. Thank you very much, sir. And [unintelligible]

[End of recorded material]

City and County of San Francisco

OFFICE OF THE SHERIFF



Michael Hennessey
SHERIFF

(415) 554-7225

Fr: Lt. C. Flewellen #1098
OIC - Investigative Services Unit

01/11/2011
Page 1 of 3

To: Deputy S. Lou #1812

Case: A10071

Re: Notice of Investigation

Please be advised that you are under formal investigation by the Sheriff's Dept. for the following allegation(s):

That on [REDACTED] while employed by the San Francisco Sheriff's Department:

- You were detained by [REDACTED] failed to notify the San Francisco Sheriff's Department of the contact.
- You made false statements to the [REDACTED].

[REDACTED] conduct if accurately described above in whole or in part, may have violated one or more of the following:

San Francisco Sheriff's Dept. Employee Rules and Regulations:

- Sec. 2.1 Standard of Conduct
- Sec. 2.13 Obedience to Laws and Regulations
- Sec. 2.31 Misconduct
- Sec. 2.43 Intra-Agency Contact
- Sec. 3.6 Incident Reports and Required Documents
- Sec. 9.5 Department Investigations
- Sec. 9.7 Truthfulness

CASE: A10071

That your conduct during such times, in addition to conduct which is prohibited by one or more of the previously cited Rules and Regulations, is conduct unbecoming a Deputy Sheriff with the San Francisco Sheriff's Department and;

That the same or any similar act or acts if found to have occurred, constitutes an act or acts which may lead to disciplinary proceedings against you, up to and including termination of your employment with this Department.

That further investigation including your interview(s) may disclose additional acts related to this series of events which are not currently known to the San Francisco Sheriff's Department. Any such acts discovered during further investigation may also result in discipline.

Please be further advised that you will be called to an interview or interviews pursuant to this investigation. Such interview(s) will be conducted under the provisions of Sec. 3300 et seq. of the Government code of the State of California, commonly known as the Public Safety Officers Procedural Bill of Rights Act. You are required to answer any and all questions asked of you. You are required to answer such questions in a full, forthright and truthful manner, without deception or concealment.

If you fail to appear at any such interview, or to answer any question asked of you, or you answer any such question in other than a full, forthright and truthful manner, or you answer deceptively, or conceal information, or you otherwise fail to cooperate fully with this investigation, you may be charged with insubordination, regardless of the disposition of the above allegation(s).

The charge of insubordination may result in disciplinary proceedings against you. These proceedings may result in termination of your employment with this Department.

Please be further advised that you have certain procedural rights pursuant to such interview(s), including the right to have present with you a representative of your choice, not a party to or witness in this matter, and the right to bring with you your own recording device and to record any and all aspects of such interview(s).

You are hereby ordered to appear for interview at the office of the Investigative Services Unit of the San Francisco Sheriff's Department: 25 Van Ness Ave., Suite 350, S.F., CA on Friday, 01/14/11 at 1100 hours. You should contact whomever you intend to represent you in this matter and provide them with a copy of this notice.

Lt. C. Flewellen #1098, OIC ISU

cc: Freya Horne

Proof of Service

An exact copy of the above notice, consisting of three pages, was delivered to

Deputy S. Lou #1812, at the following location: CIT' HALL

at 0830 hours on 01/12/11, by the undersigned.

