

**INTERVIEW OF LIEUTENANT CASEY #339**

CASE NO. A09098

TAKEN: September 22, 2009  
16:38 HOURS

INTERVIEW CONDUCTED BY:

SGT. QUANICO #1429  
AND  
SGT. COLMENERO #1059

--o0o--

SGT. QUANICO: We're back on the record. We took a break. The time is 16:38 hours. Uh, this is a continuing interview with Lieutenant Casey. Uh, Lieutenant, I-I gave you the opportunity to-to go over these incident reports again. And uh, after reviewing Senior Deputy Wong's incident report--I'm going to start with Wong's first--is that an accurate memorialization of what took place in front of K tank? And specifically--specifically um, starting at the second paragraph. "We--when we arrived at K tank uh, [REDACTED] refused to enter the cell." And I think it's important to establish exactly when did you notice something was going on at K tank.

LT. JOHN CASEY: When I came out of the uh, uh, F tank.

SGT. QUANICO: What did you see when you came out of F tank? And what-what alerted you?

LT. JOHN CASEY: Well, I'm looking [unintelligible] something else here. I--well, I knew I had to get to K tank to uh, get to that uh, that one inmate. Because I mean I had dealt with the other guy, so I knew I had to go. So that-that was the reason I left F tank. But when I was on my way out, I did see a deputy run by. I spotted that. I did see a deputy run by.

SGT. QUANICO: And were they inside K tank, meaning the deputies and the inmate?

LT. JOHN CASEY: No, no.

SGT. QUANICO: Or they were already outside of the [unintelligible]--

LT. JOHN CASEY: They were outside, they were outside.

SGT. QUANICO: Okay. And they were directly--and that was the--was [REDACTED] still standing?

LT. JOHN CASEY: Yes.

SGT. QUANICO: Okay. Now let's go back to Senior Deputy Wong's uh, incident report. "When we arrived at K tank, [REDACTED] refused to enter the cell. He became combative with us. I radioed for backup." Did you hear the backup call on the radio? "Deputies Lomba and White arrived"--and I'm [unintelligible]--"arrived as we placed [REDACTED] in a prone position outside of K tank." Was he in a prone position yet when you--when you first saw--

LT. JOHN CASEY: When I first [unintelligible] at the tank, he was standing.

SGT. QUANICO: Okay. So my question is, is the second paragraph in uh, Senior Deputy Wong's incident report accurate?

LT. JOHN CASEY: I'd have to read it.

SGT. QUANICO: You have a copy?

LT. JOHN CASEY: No, I-I don't. The second paragraph--"we arrived"--that one?

SGT. QUANICO: You can hold on to that one.

LT. JOHN CASEY: I would say not.

SGT. QUANICO: Okay, and-and-and this is Senior Deputy Wong's recollection. I want to make that clear. But what-what did you notice that's different?

LT. JOHN CASEY: Okay, a pair of shackles were placed on [REDACTED] because he was attempting to kick us. That I was.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I-I saw the-them go on. After placing uh, leg shackles on [REDACTED] we proceeded to safety cell number two in post nine. No. Uh, I then said, "Stand him up."

SGT. QUANICO: So you-you-you said "stand him up" prior to the decision to take him to the safety cell?

LT. JOHN CASEY: Right.

SGT. QUANICO: And did they follow your order?

LT. JOHN CASEY: Yes.

SGT. QUANICO: And who was holding him at the--at the time? Your-your recollection, if you know.

LT. JOHN CASEY: I cannot remember who was holding--but the-the deputies he's talking about here--[White] and Lomba--they were there. I saw uh, [Gutierrez] uh, [Song]. I remember seeing those guys there.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I'm trying to think. There might have been someone else.

SGT. QUANICO: [REDACTED] remained uncooperative during the procession to the safety cell, and stopped walking at one point and sat suddenly on the floor. Do you--was that accurate?

LT. JOHN CASEY: Where-where are you? [REDACTED] remained uncooperative during the procession to the safety cell, and stopped walking at one point. Now here's where I--I tell them before, "I'm going to have to go into K tank. I've got to get on top of this-this thing with the uh, with the-the Queen who said he's in trouble." So I went into K tank to talk to them to make sure nothing was wrong. I-I-I just felt that had to be the number one priority at that time. This guy looked to me when I saw him, he stood up, he was--I thought when he walked by me that he was uh--I didn't see anything--I didn't see any non-cooperation at that time.

SGT. QUANICO: And-and he was--was he already taken down to the ground before you went back into K tank?

LT. JOHN CASEY: He had stood up. And then I said to him after hearing everything, I go, "Based on everything that I said"--I looked at the deputiesto

Matt and I said, "We have grounds to take him to safety cell. You can take him to the safety cell. I may not be there right away. I've got a problem here in K tank that I've got to deal with."

SGT. QUANICO: But did you actually see a takedown of inmate [REDACTED] in front of you?

LT. JOHN CASEY: I saw it from a distance of probably just--it probably was about--I don't know what tank that was. It was--I don't think I was even at post ten yet. When I saw them, they were--they were standing up, and I must have moved maybe five or ten feet, and that's when he went down.

SGT. QUANICO: And-and that's when you were coming out of F?

LT. JOHN CASEY: I was out of F now looking, and what-what's going on here, yelling and screaming and him moving around and Matt talk--and Wong talking to him.

SGT. QUANICO: Okay. And then you saw a takedown of some sort?

LT. JOHN CASEY: Yeah, it-it was--it was a massive resistance, and they really were having a tough time with him. But they got him down.

SGT. QUANICO: Okay. How was he resisting, Lieutenant?

LT. JOHN CASEY: Bobbing back and forth, bobbing toward Matt, bobbing back and forth, and he was a very large man. They were having trouble holding onto him. But they did--they got--they controlled him for--they got pretty good control over him eventually.

SGT. QUANICO: And this in on the main line in front of the K tank door, correct?

LT. JOHN CASEY: Correct.

SGT. QUANICO: On a scale of one to five, can you--can you uh--one, just basically just placing him down slowly, five, slamming the inmate on the ground--how-how would you rate the takedown that you saw?

LT. JOHN CASEY: I wouldn't say they slammed him on the ground.

SGT. QUANICO: Or it was a takedown.

LT. JOHN CASEY: It was a takedown. It-it was a guy struggling, and they were trying to get him to the--to the floor.

SGT. QUANICO: Okay, and--

LT. JOHN CASEY: I-I don't know, three, three, four. I wouldn't--I didn't see a slam. They started getting hold of him and control when-when--after he struggled with them, and then he went down.

SGT. QUANICO: How did he land?

LT. JOHN CASEY: Boy, that was pretty far away, and there were a lot of bodies there. It would really be hard for me to say how he landed.

SGT. QUANICO: Was it on his stomach or was it on his back?

LT. JOHN CASEY: Oh, definitely on his stomach.

SGT. QUANICO: Okay. When you arrived closer, basically right there at the scene, was he still on the ground?

LT. JOHN CASEY: Yes.

SGT. QUANICO: Okay. When--what-what orders did you give at this time? Is this--

LT. JOHN CASEY: Calm down.

SGT. QUANICO: --is that when you said calm down?

LT. JOHN CASEY: Everybody calm down.

SGT. QUANICO: Okay. And then what-what was your next direct-direction?

LT. JOHN CASEY: I said to them, "Okay, we're calmed down. Let's pick him up to him feet--you know, stand him up. Stand him up, stand him up."

SGT. QUANICO: Now you're looking at the inmate. Did he appear to have any injuries at the time?

LT. JOHN CASEY: I didn't see any injuries. You know, his face was red. He was kind of uh--he wasn't--he wasn't uh--the wind was out of him, put it that way. He-he didn't have the fight in him anymore.

SGT. QUANICO: So his face was red?

LT. JOHN CASEY: His face was red. He didn't have any fight in him. I looked at him and I-I told him that uh, "You've got to calm down and do what the deputies tell you. Everything will be all right."

SGT. QUANICO: What did he say?

LT. JOHN CASEY: He just nodded to me like this.

SGT. QUANICO: Was his face bleeding?

LT. JOHN CASEY: No, I didn't see any blood.

SGT. QUANICO: Okay. Was there any blood on the ground?

LT. JOHN CASEY: I don't remember seeing any.

SGT. QUANICO: Did he complain of any injuries?

LT. JOHN CASEY: No, he didn't. He didn't say anything. He just uh, he gave me a nod that he understood what I was saying to him.

SGT. QUANICO: Did you do anything else before you went into K tank to take care of the issue with the [SXIs]?

LT. JOHN CASEY: Oh, I-I questioned Matt why he had him stand-standing up--as to what-what all this was about.

SGT. QUANICO: And he gave you a little quick briefing?

LT. JOHN CASEY: He gave me a briefing about uh, post 11 and the problems over there with the TV and him inciting a riot and uh, and controlling the tank too. He [quoted Smith Alghani], he was saying that to him. And then uh, then I went over, coming over here, going into K2, refusing, coming out. He said that the uh, uh--he said that uh, the issue was about uh--something about him--something about him and mainline--which I assumed that he wanted to go to mainline--and uh, I don't think I assumed. He might have even have said that. And then--and I said to him, "You can't go to mainline." And then--and he said, "Well, he's--then-then he's got to go to safety cell."

And I said, "Let's go over this again. We have, you know, we have"--I wanted to make sure everything--we really had grounds to go to the safety cell on this one. And I looked at that--I--how violent he was with the deputies, the way he was acting toward Matt--the-the--what happened over in uh, at post, you know, at post 11 and cell 13. I said, "We got danger to others, danger to staff. We have enough. Uh, I'll go with the safety cell." And then I-I [unintelligible] that he was there and the deputies, and then they started moving him.

SGT. QUANICO: Okay.

LT. JOHN CASEY: And then I said--I go, "I'll be down with you, but I've got to handle something right now before I go down."

SGT. QUANICO: Lieutenant, did you have any indication--were there any--was there any uh, communication towards you that they--meaning Senior Deputy Wong and the deputies--were already en route to the safety cell prior to your order?

LT. JOHN CASEY: Um, did they want to take him to the safety cell? No, I'd have to say no to that. I didn't--I didn't have any idea that they were going to take him to safety cell.

SGT. QUANICO: Okay.

LT. JOHN CASEY: So I was just trying--what I--what I knew was that he refused to go to [ad seg], and that they had him out front. Matt was talking to him, and I guess the argument was about main line and whether to go to safety cell. So I'm trying to think. Matt said--well, he said to me, "I-I think you should go to the safety cell." He did say that to me when we were talking about it.

SGT. QUANICO: Prior to your direction? Prior to your instruction that he should go to safety--

LT. JOHN CASEY: Yeah, prior to instruction, yeah. He mentioned that to me, yeah. But I wanted to rehash the whole thing to make sure we had enough.

SGT. QUANICO: Okay. At this--during this time, was uh, was uh, [REDACTED] struggling and causing problems--

LT. JOHN CASEY: When he was standing up?

SGT. QUANICO: Well, yeah, while you were talking to Wong?

LT. JOHN CASEY: No, he was not. He was uh, he was kind of winded, and he was kind of listening to me on the calm down stuff I felt. No, I do remember Matt, when I said, "Stand him up," he also said, "Stand him up" also. He made some reference to that too.

SGT. QUANICO: Senior Deputy Wong did?

LT. JOHN CASEY: Yeah, yeah.

SGT. QUANICO: Okay.

LT. JOHN CASEY: We both said it.

SGT. QUANICO: Did you--on the way out of F, one the way down to main line, did you hear the instruction, "Take him down?"

LT. JOHN CASEY: No, I never heard that. See, what-what--when he goes by me, I go into K tank.

SGT. QUANICO: Who's he?

LT. JOHN CASEY: Uh, [REDACTED] and the deputies.

SGT. QUANICO: Wait um, you're saying that someone walked by--okay, you saw [REDACTED] and the inmates walk by you while you were in F?

LT. JOHN CASEY: No, no. Um, out in front of K, I say uh, "Okay, you can take him," and he's going--then I say to the deputies who are going by, "I'm going to be a little late there. I really got to get in here and handle--"

SGT. QUANICO: This is prior to the safety cell placement?

LT. JOHN CASEY: Right. They're going down. I go in there. Then I get that over with, and then I start heading down to the safety cell.

SGT. QUANICO: And by that time, Senior Deputy Wong already told you that he went limp?

LT. JOHN CASEY: Well, when I got to the safety cell.



SGT. QUANICO: Okay. How do you think you were at K tank?

LT. JOHN CASEY: Um, probably--it's hard--boy, it's hard to say. No more than a minute or less.

SGT. QUANICO: Best recollection, Lieutenant. Who exactly was present at K tank uh, controlling this man? I know you mentioned Senior Deputy Wong. Who else did you see?

LT. JOHN CASEY: Uh, [Gutierrez], White, Lomba.

SGT. QUANICO: So White and Lomba were already there?

LT. JOHN CASEY: They-they uh--yeah.

SGT. QUANICO: Were the leg shackles placed on him yet when you arrived?

LT. JOHN CASEY: When I arrived, he had nothing on.

SGT. QUANICO: Do you know who handed over the leg shackles or who got the leg shackles?

LT. JOHN CASEY: I--I think White. I'm thinking. Uh, that came up there, but I can't remember who. I come up with Lomba and White in my mind right now, but I think--I think it was White--I mean who had--who had the-the-the legs?

SGT. QUANICO: Yes.

LT. JOHN CASEY: Yeah, I thought it was White, and I remember asking about it.

SGT. QUANICO: Did you see Deputy [Song] in the area?

LT. JOHN CASEY: At the safety cell?

SGT. QUANICO: At K tank.

LT. JOHN CASEY: Yeah.

SGT. QUANICO: What was he doing?

LT. JOHN CASEY: Uh, he was just standing by.

SGT. QUANICO: So as you were--when you left F and you were going towards K, what was [Song] doing?

LT. JOHN CASEY: Uh, from a distance I didn't even know he was there. Because when I arrived there, I saw him. He was there.

SGT. QUANICO: He was just standing by?

LT. JOHN CASEY: He was standing by, yeah.

SGT. QUANICO: At any time while you were in contact with [REDACTED] did he say, "I'm having problems breathing"?

LT. JOHN CASEY: No.

SGT. QUANICO: "I need to see medical."

LT. JOHN CASEY: No.

SGT. QUANICO: "She lied to me. She lied to me." Did you hear that?

LT. JOHN CASEY: She lied? No.

SGT. QUANICO: Did you hear any statements like that?

LT. JOHN CASEY: Not from him, no.

SGT. QUANICO: Okay. Was there any indication at that time when you arrived at K and you had him stand up that [REDACTED] thought he was going to the main line, and he--and in reality he was going to [ad seg], and that he was upset with that?

LT. JOHN CASEY: Well, by the time I get there, he's already--he's on the ground. I didn't know what--I had no indication of anything. And then when they lifted him up, my whole thing was, you know, uh, for him to calm down, everything's going to be all right, you know, because I saw how upset he was. I wanted to calm him down.

SGT. QUANICO: Okay. At any time, Lieutenant, did you see your staff punch, kick, or uh, knee inmate [REDACTED] in front of K tank for any reason?

LT. JOHN CASEY: No.

SGT. QUANICO: So the only use of force that you saw was the takedown?

LT. JOHN CASEY: Yeah. Well, I think you say use of force on [REDACTED] is part the way he was, you know, moving back and forth and resisting. I mean you can use that on his part. He was not complying, that was for sure.

SGT. QUANICO: Was it--did it almost look like they may have lost their balance and fell down, or was it a routine planned takedown?

LT. JOHN CASEY: Well, they had guys uh--it's--you know, I can't really answer that now that I look back on it. They had deputies I know on one side. I guess they had them on both--I can't say if they had them on uh, it would be my right hand side. All I know is that the deputies were having trouble with the size when he was moving back and forth, but eventually they got him to go down.

SGT. QUANICO: Was he hand-handcuffed from behind?

LT. JOHN CASEY: Yes, he was. And I should add another thing. When I got there I--one of the reasons I hesitated a little bit, I saw two pairs of handcuffs on him when I got there. I thought--that--that was a little unusual to see that. But I got to tell you, the man had huge wrists and ankles. I mean they barely were getting them on, so maybe that was the reason they put two of them on.

SGT. QUANICO: How long was he on his stomach before you said, "Stand him up"?

LT. JOHN CASEY: That's a good question. 45 seconds, maybe a minute maybe.

SGT. QUANICO: When he got back up, did you notice labored breathing?

LT. JOHN CASEY: He was breathing heavy.

SGT. QUANICO: Was he sweating?

LT. JOHN CASEY: He was red faced. I-I can't say that I saw beads of sweat coming off his forehead.

SGT. QUANICO: Okay. Did he tell you anything like, "Lieutenant, they're trying to do this," or, "Lieutenant--"

LT. JOHN CASEY: No, no, he was--

SGT. QUANICO: Was there any explanation of--

LT. JOHN CASEY: No, no, nothing.

SGT. QUANICO: Did you actually witness anything inside the general area in K tank?

LT. JOHN CASEY: When I went into K tank?

SGT. QUANICO: No, no, no, when you went outside out of F en route to K, did you see anything that went on prior to them coming outside to the main line?

LT. JOHN CASEY: When they were in K tank?

SGT. QUANICO: Yes.

LT. JOHN CASEY: No, I was in--I-I saw nothing. All--the only thing I saw was when they were outside. I didn't see any movement from inside to outside.

SGT. QUANICO: Did-did you know they were there? Did you know they were in K tank prior to leaving F?

LT. JOHN CASEY: Uh, no.

SGT. QUANICO: So after talking to the [SXI] inmate in K8, you said it took about 40--um, I don't know the exact time--

LT. JOHN CASEY: What, to get to the [6]?

SGT. QUANICO: To go from K8 to the safety cell, how much time went by?

LT. JOHN CASEY: I don't know about that. I don't know how much that would have been. That's a pretty long way.

SGT. QUANICO: I know you gave me--gave me a time.

LT. JOHN CASEY: Did I?

SGT. QUANICO: But the, you know, the transcript will reveal that. I-I just want to know when you were--

LT. JOHN CASEY: I-I'm not sure. I mean a minute or two maybe. I mean I don't know if they--

SGT. QUANICO: All right. Upon arrival to the safety cell--and-and this is where I need you to draw something for me. Uh, can you draw a diagram of what you saw when you arrived to-to uh, safety cell number 2 I believe it is?

LT. JOHN CASEY: Okay, this is the-the main line. And now you're going through the hallway there where the safety cells are in there. I guess this is 1 and this is what--safety cell 2--I guess it wasn't where we was at. Was it safety cell 2? I can't remember.

SGT. QUANICO: According to records, it's safety cell 2--according in to incident reports.

LT. JOHN CASEY: 2. He came around right about here. I saw Matt was right here somewhere.

SGT. QUANICO: Just put uh--why don't you put MW for Matt Wong, and then like an X where he was.

LT. JOHN CASEY: It was more like--okay X, MW.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I'm coming around here, and then he tells me he went--so I walk over here. I see deputies coming out.

SGT. QUANICO: Do you remember who they were?

LT. JOHN CASEY: I might have seen White.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I'm trying to think. Let me think that over. I think they were like almost all out at the time because there might have been one guy just walking out at the time. And then the medical staff was right--

deputies--and then the medical staff was probably right about here--medical.

SGT. QUANICO: Now was it jail medical?

LT. JOHN CASEY: Yeah.

SGT. QUANICO: Were the paramedics there yet?

LT. JOHN CASEY: No.

SGT. QUANICO: Okay. Were they--was--

LT. JOHN CASEY: [cross talk]

SGT. QUANICO: --okay, go ahead.

LT. JOHN CASEY: And the body was right here.

SGT. QUANICO: Okay. Uh, what I want you to do, why don't you go ahead and on this--on this side, can you draw a bigger picture of the--of the safety cell and-and show me--

LT. JOHN CASEY: Well, I would say this is safety cell 1--

SGT. QUANICO: Well, a little bigger than that--a bigger safety cell number 2, and show me with a stick figure what direction--

LT. JOHN CASEY: Just write safety cell number 2?

SGT. QUANICO: Yeah, write a bigger one. There you go. And with a stick figure, can you show me what positive Mr. [REDACTED] was in when you saw him?

LT. JOHN CASEY: I haven't done this in a long time like this. That would be him.

SGT. QUANICO: Okay, so he's pointing this way?

LT. JOHN CASEY: Yeah.

SGT. QUANICO: Okay. And so that's his head?

LT. JOHN CASEY: Yeah.

SGT. QUANICO: Why don't you put a circle there to indicate that's his head. And can you put--indicate if he was face down? Was he--was he--

LT. JOHN CASEY: On back.

SGT. QUANICO: He was on his back? Okay. Was anybody working on him at that time?

LT. JOHN CASEY: No.

SGT. QUANICO: Okay. What was going on? Uh, Senior Deputy Wong told you he went limp.

LT. JOHN CASEY: Right.

SGT. QUANICO: What was going on? Where they--was medical en route?

LT. JOHN CASEY: No, medical-medical was just about going through the door. They were just waiting for the last deputy to go out.

SGT. QUANICO: Okay, so they were ready to take over.

LT. JOHN CASEY: Yeah, they were taking over right away.

SGT. QUANICO: Okay. Can you describe [REDACTED] the way you saw him? How did he look?

LT. JOHN CASEY: He just wasn't moving. Uh, he was on his back. I was told his pulse--he still had a pulse so--

SGT. QUANICO: Who told you that?

LT. JOHN CASEY: Matt.

SGT. QUANICO: Okay, said there was still a pulse?

LT. JOHN CASEY: Right.

SGT. QUANICO: And when you saw [REDACTED], was his eyes open or closed?

LT. JOHN CASEY: Closed.

SGT. QUANICO: Okay. Did you go inside the safety cell?

LT. JOHN CASEY: I just took a look. I waited until the medics went in. I didn't want to get involved in that. I-I didn't go inside, but I went to the-the door and looked-looked in--just looking around to see what was in the cell.

SGT. QUANICO: Okay. At that time, did you take over as the Scene Commander?

LT. JOHN CASEY: Yeah, and we started getting ready for a possible hospital run.

SGT. QUANICO: But when you were at the main line, you gave Senior Deputy Wong direction saying that, "It's going to take me a while. I'll be there."

LT. JOHN CASEY: I said--I said that uh, "I've got to deal with this immediately." Yeah, in effect, "I'm not going to--uh, it's going to take a while, yeah. But I'll be there."

SGT. QUANICO: But Senior Deputy Wong basically had your blessing to take care of the safety cell placement?

LT. JOHN CASEY: Oh yeah, yeah, at that point yeah. Because I didn't know--when I went in there, we might have had--at least when you get those grievances like that, a lot of times you show up and it's already been [unintelligible] say anything.

SGT. QUANICO: Okay. And what happened next? When medical went in, what did they do? Did you--did you stick around watch what was going on?

LT. JOHN CASEY: I think they were uh, I think this guy named [REDACTED] was doing most of the-the first-first aid--I mean uh, CPR.

SGT. QUANICO: Okay.

LT. JOHN CASEY: They had the--what do you call it--machine there. They had that thing too.

SGT. QUANICO: Uh, the AED?



LT. JOHN CASEY: AED.

SGT. QUANICO: Okay. And uh, when did you leave the scene?

LT. JOHN CASEY: Um, I stayed around for a while. Somewhere in there I-I talked to Dan White and made him like the--you know, recording everybody who came in and out.

SGT. QUANICO: Okay. So he was the scribe?

LT. JOHN CASEY: Scribe.

SGT. QUANICO: Or was he the--

LT. JOHN CASEY: He-he would have been the--I guess the incident scribe or-or the uh, the scene scribe.

SGT. QUANICO: Or the uh, the crime scene log scribe? Okay.

LT. JOHN CASEY: We at that time weren't--you know, we didn't know the guy [unintelligible]. And even some of the medical people were--and they were saying--I heard stuff like, "Yeah, he still has a pulse," and stuff like that. I was hearing stuff like that. I don't think--that's all.

SGT. QUANICO: All right.

LT. JOHN CASEY: So I was wondering what to do. And then eventually, you know, I was [unintelligible].

SGT. QUANICO: Lieutenant, I want you to look at uh, Senior Deputy--excuse me, Deputy [Gutierrez's] incident report, okay?

LT. JOHN CASEY: Okay.

SGT. QUANICO: I want to uh--I take it--look at the second paragraph, and I want you to look about the fourth sentence down at the end where it says, "Once we got to K tank--"

LT. JOHN CASEY: Okay, [REDACTED] said--

SGT. QUANICO: "--[REDACTED] said he was not going in there." It's obvious that you weren't there for that. "He did not want to be [ad seg]. Senior Deputy Wong gave [REDACTED] an option, K tank or safety cell." So more likely that happened inside K, so you didn't hear that?

LT. JOHN CASEY: Uh, no.

SGT. QUANICO: Okay. "[REDACTED] picked the safety cell. Once we got on the main line, [REDACTED] started to resist, cuss, and was not following orders to go with the program." Uh, at any time did you hear [REDACTED] say, "I want to go to the safety cell"?

LT. JOHN CASEY: I didn't, but uh, I did mention to you, I-I did hear afterwards--I-I--that he mentioned he wanted to go to the safety cell as it says here.

SGT. QUANICO: Okay, meaning [REDACTED]?

LT. JOHN CASEY: I-I corrected the report, yeah. Now I remember. I didn't remember it when I was--first came in here, yeah--you know, that he said that.

SGT. QUANICO: "Deputy Guitron and I took [REDACTED] to the ground on the main line in front of K tank. Deputy Lomba and Deputy White quickly responded and applied leg shackles on [REDACTED]. Once we got [REDACTED] up, we started walking him backwards to the safety cell." Now you--are you saying also that this is inaccurate? You basically talked to Senior Deputy Wong first once you stood up?

LT. JOHN CASEY: Right, right.

SGT. QUANICO: Okay, and you got a briefing from Wong at that time?

LT. JOHN CASEY: Right.

SGT. QUANICO: Okay. And you never saw [REDACTED] fall or become a passive resistor further down at post nine?

LT. JOHN CASEY: I didn't see that.

SGT. QUANICO: Okay. Now I want you to look at Deputy White's incident report, starting with the second paragraph. "When I arrived at K tank, inmate [REDACTED] was handcuffed and in the prone position, physically resisting and verbally cursing at us. I assisted with

controlling [REDACTED] left arm while Deputy Lomba placed leg shackles on him to control his legs from kicking. We then helped [REDACTED] to his feet and began walking him to safety cell number 2." So that also is inaccurate because you talked to Senior Deputy Wong first before you went--

LT. JOHN CASEY: Right.

SGT. QUANICO: Okay. "Deputy [Gutierrez] had control of his right arm. Guitron had his left arm. And I had control of his head to ensure [REDACTED] could not spit, head butt, blank etc]." At any time did you--when you went out of F tank going down, did you see Senior--or excuse me, Deputy [Song] have hold of inmate [REDACTED] head as he was coming out of K tank?

LT. JOHN CASEY: I didn't see them come out of K tank.

SGT. QUANICO: When they were in front of K tank, did you see [Song] actually hands on with inmate [REDACTED]?

LT. JOHN CASEY: No, I didn't see that.

SGT. QUANICO: Where was [Song]?

LT. JOHN CASEY: It's hard for me to remember, but it seemed like when I got there he was--I was talking to Matt, and he was kind of over by the gate I guess.

SGT. QUANICO: If [Song] said he was part of the takedown, was that--is that accurate?

LT. JOHN CASEY: I can't that I-I saw him.

SGT. QUANICO: Okay. So after reviewing these incident reports--and for the portions you were present, which is in front of K tank--other-other than the stuff that we went over, is it relatively accurate?

LT. JOHN CASEY: You mean as far as when taking him there?

SGT. QUANICO: Or what you saw in front of K tank?

LT. JOHN CASEY: Yeah, from what I saw, yeah--that he down--when I saw him, he was down on the ground, and they put the shackles on and then we lifted him up.

SGT. QUANICO: And I hate to be redundant. The only thing that's different is that when you ordered the deputies to stand him up--

LT. JOHN CASEY: Right.

SGT. QUANICO: --and you got a briefing from Senior Deputy Wong--

LT. JOHN CASEY: Right.

SGT. QUANICO: --and after the briefing, you made the decision, "Okay, he fits the criteria. Safety cell."

LT. JOHN CASEY: Right.

SGT. QUANICO: All right. Was uh, [REDACTED] walked backwards to the safety cell?

LT. JOHN CASEY: Uh, yes.

SGT. QUANICO: Do you remember who escorted him?

LT. JOHN CASEY: It's hard to remember. The deputies you mentioned--you named there. I now remember seeing Guitron there. Uh, I can't remember exactly where all these guys were positioned in this thing, but I do not remember Guitron being there also.

SGT. QUANICO: Okay. Did you have any knowledge that they were going to take him to the safety cell--meaning Senior Deputy Wong and the rest of the deputies--only because he refused to go to [ad seg]?

LT. JOHN CASEY: No. I-I--he was going--he was going because of what happened over at post 11.

SGT. QUANICO: To [ad seg] but--

LT. JOHN CASEY: Oh, no, to [ad seg], to [ad seg]. Give me the question again.

SGT. QUANICO: Strike that, that's my fault. Did you have knowledge that he was going to the safety cell uh--was because Senior Deputy Wong and

the rest of the deputies that were present uh, were going to take him to the safety cell only because he refused to go into [ad seg]?

LT. JOHN CASEY: No.

SGT. QUANICO: Did you have knowledge of that?

LT. JOHN CASEY: I have knowledge that he re--according to Wong that he refused to go to [ad seg]. But my-my decision was based on what happened at post 11, and the way he was screaming and yelling at-at Wong, and the--you know, it was almost head butting going on, and he was getting close. I couldn't tell how far away he was.

SGT. QUANICO: But prior to that, did you have knowledge that uh, Senior Deputy Wong already had made the decision to take him to the safety cell only because he refused to go into K?

LT. JOHN CASEY: No, no.

SGT. QUANICO: Okay. Was the safety cell form uh, filled out?

LT. JOHN CASEY: No.

SGT. QUANICO: Okay. When did you think he said, "I want to go to the safety cell"? You recall that he possibly said that. When exactly did he say that, Lieutenant?

LT. JOHN CASEY: Oh, I never knew that. I never knew that he wanted--I was kind of--I never--I see on these reports, but I-I did not know that he said in K tank that he wanted to go to--Matt never told me that.

SGT. QUANICO: Did you hear that at all from the inmate?

LT. JOHN CASEY: No. I was--after the fact, I saw it in reports and I heard it in--

SGT. QUANICO: Okay. Is that--is that clear, counsel? Is that what we-we talked about earlier?

MALE VOICE: Can you repeat that?

SGT. QUANICO: I-I thought that you said that after reviewing the incident reports, I did hear [REDACTED] say, "I want to go to the safety cell." Is that accurate?

HARRY STERN: Well, it was--well, I'll just tell you my impression. It was a confusing point. What I understood him to mean is after reviewing it, he remembered that he saw that in the report.

SGT. QUANICO: Okay, okay. Is that what you mean, Lieutenant?

LT. JOHN CASEY: Yeah, yeah, yeah. I did not uh, that-that he had refused uh--or said that he wanted to go to safety cell. I did not know that.

SGT. QUANICO: Other than "he went limp," did Senior Deputy Wong say anything else regarding how he went limp?

LT. JOHN CASEY: Somewhere in there, Macksoud comes in there as uh, I guess--he says--I think he told me that Macksoud said to him, "Hey, Senior Dep, this guy's--something's wrong here. He's-he's not moving." I don't remember if I was told that outside the cell.

SGT. QUANICO: And that's secondary information that you got from Wong or from Macksoud?

LT. JOHN CASEY: I think uh, Wong mentioned it.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I'm not 100 percent on that.

SGT. QUANICO: Do you know if they videotape the safety cell placement?

LT. JOHN CASEY: No.

SGT. QUANICO: Did um, inmate [REDACTED] have his clothes on, Lieutenant, when you saw him laying on the floor?

LT. JOHN CASEY: Yes.

SGT. QUANICO: Okay. What was he wearing?

LT. JOHN CASEY: When he was in the safety cell you're talking about?

SGT. QUANICO: Uh-huh.

LT. JOHN CASEY: Uh, pants and a uh, uh, a sweatshirt.

SGT. QUANICO: Okay. Before I forget, Lieutenant, can you initial this that you created? Today's the 22nd].

LT. JOHN CASEY: What's the date today?

SGT. QUANICO: Today's the 22nd.

LT. JOHN CASEY: Okay.

SGT. QUANICO: And can you indicate where you're standing there by just putting a JC?

LT. JOHN CASEY: Now which uh--

SGT. QUANICO: When you uh--upon your arrival uh, to talk to Senior Deputy Wong--unless you already have it Xed out.

LT. JOHN CASEY: I probably was probably about here.

SGT. QUANICO: Just put JC there. Did they tell you that they had used a figure four in the safety cell?

LT. JOHN CASEY: I don't remember that coming up.

SGT. QUANICO: Okay. Did they tell you that he was combative in the safety cell?

LT. JOHN CASEY: I don't think--he wasn't--they didn't seem to be emphasizing that, that it was uh, that it was anything--most--I mean a lot of guys--most guys are fairly combative--they are combative. It didn't seem like anything out of the ordinary from when I talked to them.

SGT. QUANICO: Were any of your deputies injured?

LT. JOHN CASEY: Uh, no.

SGT. QUANICO: Okay. In your three years at County Jail number 1 swing watch, Lieutenant, uh, when an inmate is combative in the safety cell, what is the usual procedure uh, in placing the inmate in the safety cell?

LT. JOHN CASEY: We put him on his stomach.

SGT. QUANICO: Okay.

LT. JOHN CASEY: And uh, I think--they each have the arms. One guy has the legs. And it depends on where they're positioning in there, but uh--

SGT. QUANICO: Is figure four automatic if they're disruptive and combative?

LT. JOHN CASEY: Automatic.

SGT. QUANICO: Okay.

LT. JOHN CASEY: In fact I-I might as well say that. That's automatic in every case. There--there was once a time where we might, you know, have them stand up there. But there was too many problems with that, so it--that's automatic.

SGT. QUANICO: Is it an option at County Jail 1 to let the inmate take him own clothes off when they're combative?

LT. JOHN CASEY: That--that's the--that's not--no. It's the--the way they did it that night--the figure four and on the floor--that's it.

SGT. QUANICO: Okay. Did you get a briefing from medical, Lieutenant, regarding uh, [REDACTED] uh, uh, situation when uh, you arrived?

LT. JOHN CASEY: No.

SGT. QUANICO: And I mean arrived meaning at the safety cell?

LT. JOHN CASEY: No, no. They were really intent on the first aid part and, you know, the CPR.

SGT. QUANICO: Had 911 been called upon your arrival to the safety cell?

LT. JOHN CASEY: It--uh, yeah, I think it had been, yeah.

SGT. QUANICO: So when you arrived, it was already--they were already called?

LT. JOHN CASEY: Right.

SGT. QUANICO: When you were--



LT. JOHN CASEY: In fact, I-I don't want to commit to that because I'm not 100 percent sure because I was pretty stressed out myself when I saw this.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I know they were called. I know they were called right away.

SGT. QUANICO: How--when you arrived to safety cell, how long did it take for the paramedics to arrive? Best-best recollection.

LT. JOHN CASEY: Well, I-I--that's a hard one to--10 minutes, 15?

SGT. QUANICO: Did-did you direct staff to meet the paramedics Downstairs?

LT. JOHN CASEY: I think someone else did that before I got out.

SGT. QUANICO: Was it Senior Deputy Wong?

LT. JOHN CASEY: No, it wasn't Wong. Uh, it was a problem with them because I think they went to County Jail 8, and I'm not totally uh--there was some confusion.

SGT. QUANICO: Okay. Uh, your-your experience--your times at CJ number 1, when you call 911, how-how quickly do they usually respond?

LT. JOHN CASEY: That's a tough one.

SGT. QUANICO: What's the average?

LT. JOHN CASEY: 15 minutes maybe.

SGT. QUANICO: Did this take 15 minutes?

LT. JOHN CASEY: It seemed like it took longer, but I'm not totally sure.

SGT. QUANICO: When they told you he had a pulse, did they indicate one, who took the pulse, and two, if it was strong or faint?

LT. JOHN CASEY: No, I didn't--I don't uh--

SGT. QUANICO: Do you know if it was strong or faint?

LT. JOHN CASEY: I don't know.

SGT. QUANICO: Okay. Did you watch the paramedics uh, take over?

LT. JOHN CASEY: I think I was there. Yeah, I was. I remember them coming in and taking over.

SGT. QUANICO: And did they immediately do CPR?

LT. JOHN CASEY: Oh yeah, yeah.

SGT. QUANICO: Okay. And did they connect the AED?

LT. JOHN CASEY: I think they did.

SGT. QUANICO: How long did the paramedics work on inmate [REDACTED]?

LT. JOHN CASEY: I think about 40 minutes.

SGT. QUANICO: Okay. Somewhere-somewhere you indicated that they got a rhythm or a pulse. When exactly was that?

LT. JOHN CASEY: Well, one of the paramedics said they-they got a pulse, but they--

SGT. QUANICO: This is--this is separate from what Wong told you that he had a pulse, correct?

LT. JOHN CASEY: Yeah.

SGT. QUANICO: This is later on?

LT. JOHN CASEY: Yeah, but they were telling me too that when you're pushing on the chest that sometimes there is a pulse, and it-it just occurs because of the muscle movement. That's what they told me. So don't, you know, don't get your hopes high I mean because uh, you know, once we stop this rhythm we have to check it again without doing any kind of compressions.

SGT. QUANICO: Okay. How long do you think they worked on him, meaning the paramedics?

LT. JOHN CASEY: Oh, it's hard to say because I was bouncing back and forth and uh--but I saw them when they went in. Uh, I think--I'd say 40 minutes if not--if not longer.

SGT. QUANICO: Okay. Do you remember approximately what time they pronounced inmate [REDACTED]?

LT. JOHN CASEY: You know, I remember they pronounced him and-and there was confusion whether the coroner could do it or they could do it, but I found out they can. It seemed like it was 18 something--uh, I cannot remember the exact time. But they definitely had an exact time.

SGT. QUANICO: And that's when you started making your notifications?

LT. JOHN CASEY: I first set it up for a hospital run. Uh--

SGT. QUANICO: And that's according to what information?

LT. JOHN CASEY: What I had in the beginning. And then as time went on and they weren't getting anywhere uh, uh--it really was before the paramedics I think might have arrived. I think at like quarter to 6 or something, I remember writing some numbers down. And uh, uh, I started making the calls that were necessary.

SGT. QUANICO: Okay.

LT. JOHN CASEY: I had some other-other deputy out front uh--I can't remember who that was but--

SGT. QUANICO: I-I think you said maybe the first person that you called when we met that night was [Eileen Hirst]. Is that correct? Was that your first phone call?

LT. JOHN CASEY: She was the first call, we didn't--she wasn't in, so uh, we started making other calls. But uh, eventually uh, I left the message. And then I made another call for--we may have contacted someone else after that. But-but she definitely phoned.

SGT. QUANICO: Did you call the Undersheriff?

LT. JOHN CASEY: Um, I--no, I did not. Uh, I called [Pecot], [[unintelligible] [Pecot], and she phoned--I think she phoned the other sheriff and the

chief. Or the chief did--one or the other--no, [Pecot] definitely phoned.

SGT. QUANICO: Did you call CWB?

LT. JOHN CASEY: Yeah.

SGT. QUANICO: And who was the on-call uh--

LT. JOHN CASEY: You know, I don't remember his name, but he never--we never got a hold of him.

SGT. QUANICO: If I said was it possible to be Deputy Garcia?

LT. JOHN CASEY: It could have been.

SGT. QUANICO: Okay. Was it me?

LT. JOHN CASEY: No.

SGT. QUANICO: Okay. Did you--how many numbers did you dial uh, in regards to ISU, do you remember?

LT. JOHN CASEY: I think two.

SGT. QUANICO: Okay.

LT. JOHN CASEY: And uh, maybe it was you, I-I don't remember. But the second one we got somewhere.

SGT. QUANICO: Okay. Do you remember who that second call was to?

LT. JOHN CASEY: I remember the Lieutenant. I got hold of him somewhere in there.

SGT. QUANICO: Okay. What time is this about?

LT. JOHN CASEY: Boy, I don't know. I-I--don't know.

SGT. QUANICO: Was he pronounced already when these notifications started?

LT. JOHN CASEY: I-I don't think he--it was borderline at the time. I don't think he was really pronounced, but it was looking pretty bad.

SGT. QUANICO: Okay. Did you call homicide?

LT. JOHN CASEY: Yeah, they were called, yeah.

SGT. QUANICO: You-you spoke to them?

LT. JOHN CASEY: Yeah, it was Lieutenant uh--that was his name--uh, [Stasko].

SGT. QUANICO: Okay, and you talked to him personally?

LT. JOHN CASEY: Yeah, and he told me [Jones] and [Lynch] would be coming up.

SGT. QUANICO: Okay. What time was that about, do you remember?

LT. JOHN CASEY: Well, this was around anywhere from a quarter to 6 to uh, I think it was--I'm not even sure about the time. I'd say a quarter to 6 to 6:15, all those calls were made--thrown out there.

SGT. QUANICO: Okay. Did you call ops at all--operations--SFPD operations--to-to take care of the homicide, the District Attorney's office?

LT. JOHN CASEY: We phoned--the District Attorney investigator was phoned, I remember that.

SGT. QUANICO: Okay.

LT. JOHN CASEY: We may have. We phoned everybody on that list. We were able to get a hold of everybody.

SGT. QUANICO: Okay. Did any of your staff assist in CPR that you saw?

LT. JOHN CASEY: I never saw any CPR.

SGT. QUANICO: Okay.

LT. JOHN CASEY: They were coming out, the medics were going in, and that's what I saw.

SGT. QUANICO: Okay.

SGT. COLMENERO: Was everybody coming out? Was anyone monitoring [REDACTED]?

LT. JOHN CASEY: Monitoring him?

SGT. COLMENERO: Any of the deputies?

LT. JOHN CASEY: No. When I--when I saw just the last guy probably going out, and the medical staff was right in there.

SGT. QUANICO: Lieutenant, when uh, when all this was said and done uh, paramedics, jail medical, medical examiner's office--did they make any comments on how [REDACTED] might have died?

LT. JOHN CASEY: No, they really didn't. They didn't--

SGT. QUANICO: Did you hear anybody talk about it?

LT. JOHN CASEY: I saw Matt talking to one of the--a doctor uh, from the medical examiner's office, and I heard some of the conversation. But uh, I--you know, I wasn't there for the beginning. It didn't make that much sense to me at the time.

SGT. QUANICO: What did it sound like they were talking about?

LT. JOHN CASEY: How he would have died--how he could have died. They were asking Matt about what had happened.

SGT. QUANICO: Was there talk about a possible heart attack?

LT. JOHN CASEY: Uh, there was some talk about that, yeah.

SGT. QUANICO: Seizure?

LT. JOHN CASEY: I think that might have gotten mentioned too.

SGT. QUANICO: Okay, anything else?

LT. JOHN CASEY: No, I can't--nothing else.

SGT. QUANICO: Were you aware of inmate [REDACTED] medical condition prior to--

LT. JOHN CASEY: No.

SGT. QUANICO: --your contact with him that night?

LT. JOHN CASEY: I just noticed he was very much overweight.

SGT. QUANICO: Okay. Sarge, do got any clarification questions?

SGT. COLMENERO: Yeah, I do. Uh, you said that after you gave the direction for [REDACTED] to go to the safety cell, you said you might be--you would be coming but you had to stop at K8?

LT. JOHN CASEY: 8, yeah.

SGT. COLMENERO: Okay. In the time that you stopped there until the time that you saw Senior Deputy Wong when you did respond, was there any radio transmission, Lieutenant Casey?

LT. JOHN CASEY: No, no radio transmission at all. I-I received nothing. I didn't notice anything on the line either, other deputies, you know, [unintelligible]. I didn't see anything out of the ordinary.

SGT. COLMENERO: Nobody else rushing?

LT. JOHN CASEY: No, no one rushing. And I probably would have in that case.

SGT. COLMENERO: And as far as you were aware, was your radio operational that evening?

LT. JOHN CASEY: I'm trying to think on it. Those things can go out very fast. I--it wasn't really an issue it seemed to me because I never heard anything. So I-I don't know if it was--it seemed like it was operational later on when I went to--

SGT. COLMENERO: Was Senior Deputy Wong giving any directions to the other deputies there when you came--when you came up to the safety cell?

LT. JOHN CASEY: No, he was just kind of uh, kind of stunned. That's the look I would say. And then he--

SGT. COLMENERO: Did he say anything that uh--how long [REDACTED] had gone limp? You know, he's--he just went limp or he's been limp and we'll call medical [aid]?

LT. JOHN CASEY: No, he just said he--he said he went limp, and at that point I just looked--I had to look into the cell to see what was happening. One deputy was just coming out, and I looked and I saw him lying there, and then the medical staff was right on him.

SGT. COLMENERO: Okay. I want to go back also prior to that. And you said that uh, you said that at one--after--and this is in front of K2 I believe--after [REDACTED] is-is uh, stood upon, you had given instructions for him to stand up--he was uh, you said his face was red or he seemed winded, and you needed to calm him down. When you said he seemed winded, did he--was he breathing--how was he breathing?

LT. JOHN CASEY: Normally I would say.

SGT. COLMENERO: Normally. Was there any conversation from [REDACTED]?

LT. JOHN CASEY: No, he didn't--he just--he was nodding his head when I said, "Are you all right?"

SGT. COLMENERO: He nodded his head. Was there any indication whether he was in any distress as far as his breathing at that point?

LT. JOHN CASEY: No.

SGT. COLMENERO: So there was no signs of distress?

LT. JOHN CASEY: I'm trying--let me think back on that. I'm just seeing--he might have--I think you'd say, you know, like winded a little bit. I'd-I'd say it like that because he was in a struggle. So I don't think I could say that uh--he wasn't breathing heavily, but he-he seemed winded.

SGT. COLMENERO: And you're--and he seemed winded from the struggle?

LT. JOHN CASEY: From the struggle.

SGT. COLMENERO: Okay.



LT. JOHN CASEY: The life--I mean in other words, he wasn't struggling at that point. He was uh, trying to get his uh, composure I guess.

SGT. COLMENERO: And he was--he was standing on his own?

LT. JOHN CASEY: Yeah.

SGT. COLMENERO: Deputies weren't--

LT. JOHN CASEY: Oh no, they-they pulled him up too. They helped stand him up.

SGT. COLMENERO: But he was able to stand on his own?

LT. JOHN CASEY: Oh yeah, yeah.

SGT. COLMENERO: Okay. Yeah, that's it.

SGT. QUANICO: Okay.

SGT. COLMENERO: Oh, you know what, I'm sorry.

SGT. QUANICO: Okay.

SGT. COLMENERO: You said that you know that 911 was called right away. How did you know that?

LT. JOHN CASEY: Somewhere in there uh--I went out to the front office to start getting things organized because we had two potential things. And somewhere I asked had 911 been called. I believe the medical staff uh, was the one who called it. I believe that's what I--what I got when I got out front.

SGT. COLMENERO: So you-you had made some inquiry and--

LT. JOHN CASEY: Yeah, yeah. And someone had said that-that they had been called. And later on, I-I think--I went to the medical staff. I think they called 911. Someone might have mentioned something about alerting them Downstairs. That got mentioned in there too. Usually we--usually they have like--I'm not--I think they went to 8 instead of 1. I think that happened. But I've never seen that happen before so uh, I never asked them about that.

SGT. COLMENERO: Okay. I think that is my last question.

SGT. QUANICO: [Mr. Stern], is there anything that you want to clarify? Anything that you feel is important?

HARRY STERN: No, no thank you.

SGT. QUANICO: Okay. And-and Lieutenant uh, you reviewed these incident reports that evening, correct?

LT. JOHN CASEY: Correct.

SGT. QUANICO: And uh, was there--did you mention at-at any time that, you know, you needed to be included in here because you were a part of the incident at K--in front of K tank?

LT. JOHN CASEY: I didn't--I didn't want to touch the reports or make any changes in them because uh [unintelligible]--I-I didn't even think about it really at the time. I thought that I was going to be writing a report--which has always been the way it's been--and then I would sum everything up.

SGT. QUANICO: Is there any reason why they did not men-mention you in any of these incident reports?

LT. JOHN CASEY: I have no idea. I-I think--I see this as written from a deputy's perspective in what they did. That's what I see this as. But uh, I definitely was there, definitely called the shot to the safety cell, and the things that I said, that's what I said to the inmate.

SGT. QUANICO: Okay. Uh, at--but at no time did Senior Deputy Wong inform you about the [ad seg] placement of inmate [REDACTED] prior to going to K tank?

LT. JOHN CASEY: I--no. The first time I knew about it was when I arrived at the scene.

SGT. QUANICO: Did [Smith Alghani] have any conversation with you regarding any problems with--

LT. JOHN CASEY: No.

SGT. QUANICO: --post 11 that evening?

LT. JOHN CASEY: No.

SGT. QUANICO: And so you did not know there was an issue regarding the televisions--

LT. JOHN CASEY: No.

SGT. QUANICO: --and possibly inciting a riot back there?

LT. JOHN CASEY: No, did not hear about it.

SGT. QUANICO: Okay. Did you ask Senior Deputy Wong at a later time why he didn't tell you um, about the issue back in post 11?

LT. JOHN CASEY: Things were going so fast and there was so much going on that uh, I never got into that issue. I just thought that he handled it pretty well, and uh, the safety cell was the right place to--not safety cell, but uh, [ad seg] was the right place to go. We were very fortunately we had K2 there.

SGT. QUANICO: Okay. Officer, is there anything you'd like to add?

HARRY STERN: Maybe. You know, uh, I might have uh--it's been a long day, I might have missed this. But would you have made the same decision uh, Senior Deputy Wong made in terms of where to place inmate [REDACTED] uh, from uh, post 11?

LT. JOHN CASEY: That would--that would have been the right--that was the perfect decision to make because he had an open cell for a psych inmate. You just don't find that too often. That was made to order. That was a big break.

SGT. QUANICO: Okay. But according to the incident reports, you weren't aware that they were going to tell inmate [REDACTED] that, "Hey, you're going to the main line," rather than going to [ad seg]?

LT. JOHN CASEY: No.

SGT. QUANICO: Okay. Lieutenant, in retrospect, after going through this here uh, would you have done anything differently?

LT. JOHN CASEY: Um, well, I mean if you're saying that--I would have definitely gone to K2 at that point--or K8. I-I think that was--that was the number

one priority for me at that point. Because you have a supervisor. A supervisor can't put a guy in a safety cell. I'd given the order. I ordered the placement. I go to every safety cell placement there. But it doesn't mean that I'm going to be there if the guy's a violent guy and have to get him in there early because I may not be in the back where the scene is. So yeah, my game plan was going in there, I said number one priority, this is very dangerous with that big guy in there and another little guy complaining. Something could have gone wrong. And I really rarely ever leave a guy in the tank like that, but in that case it was just the big guy the night before that had me worried.

SGT. QUANICO: Was he eventually moved?

LT. JOHN CASEY: No, no. Now they all get along. I interviewed the other guy, and they all said they're getting--it's so hard to find a place for a guy who's--[SXI] guys who are already kicked out of everywhere else, and got them in [ad seg]. And uh, since then it's filled up. They're still both there. And uh, I interviewed the--I-I did go back and talk to the-the smaller guy, and-and talked to him, and then I realized that this was working out better than I thought and that the--that he did have a problem with someone that was in a cell across--which I didn't--you know, you wouldn't have anything to worry about there. But I just was very concerned about the big guy--I didn't tell him what the-the big guy told me the night before. But-but it looked like it was working out.

SGT. QUANICO: Was there a debriefing after all this by Senior Deputy Wong or yourself?

LT. JOHN CASEY: Debriefing? We were doing so much stuff and so many things were happening with homicide, all we were doing was just talking. We-we did meet, some of us. We talked about--we did talk about it. Yeah, I guess you could call it a debriefing. I didn't have everyone together, but I talked to individuals. But uh, that's it.

SGT. QUANICO: Okay. And were--and were there any concerns where peer support needed to be contacted?

LT. JOHN CASEY: Peer support has been in contact and has been in there. We've had--we had that uh, by the next day.

SGT. QUANICO: Okay.

LT. JOHN CASEY: And uh, you know, I look at these reports and I can tell you what it is. It's deputy perspective. That's what they're writing from. They're writing about what their perspective is. I-I admit Matt probably should have mentioned me, but uh--I'm very puzzled by that one. But I was determined because I've had--in the past I've corrected reports, and sometimes, you know, when you correct a report you realize that, you know, not heavy duty things. And so I've learned to keep everything as is.

SGT. QUANICO: Okay.

LT. JOHN CASEY: Get the English right, get the paragraphs, and that's it.

SGT. QUANICO: Okay.

LT. JOHN CASEY: But I did think that night I was going to be writing a summation, and that's what--what you heard--what you had heard from me.

SGT. QUANICO: Okay. [unintelligible]?

HARRY STERN: No thank you.

SGT. QUANICO: Okay. Is that it, Lieutenant?

LT. JOHN CASEY: I can't think of anything else. Uh, you know, I've got to say one thing. The-the idea that he said he wanted to go to the safety cell, I wish that I had been told that when I was in front of--that would have made my decision, you know, a lot easier at that time. That would--but would it have changed what I knew? No.

SGT. QUANICO: If he said I wanted to go to the safety cell, would you have asked further questions, or like, "Are you a danger--are you going to hurt yourself?" Was it--was that ever asked if he was suicidal--

LT. JOHN CASEY: No, I-I didn't know. I didn't know he had said that. And I just based it on the violence I saw, the way he was going back and forth getting near Wong, and the argument, and then the struggle. And then--and-and I tie it together with a uh, post 11--what happened there--to make sure that I had totally enough to put him in the safety cell. Because sometimes deputies get really aggressive, you know, and these things, and you don't know if you're getting the full story.

SGT. QUANICO: There--there is one point I need to clarify, and I'm sorry. In-in Deputy [Gutierrez's] incident report, it clearly indicates--at least on the surface--that Senior Deputy Wong gave inmate [REDACTED] the ultimatum, K tank or [ad seg]. When you reviewed that part of the incident report, did you notice that on the surface that looked that it was--it was punishment or was an ultimatum? That if you don't go in there, you're going to safety cell?

LT. JOHN CASEY: When I was correcting this report, which was--it took a lot of correcting to get it to where it--where it ended up--um, there were a few things I saw in his report that uh, I kind of wondered. I read them out loud to him, you know, and, you know, and went through the English, and then I read them out loud. But I didn't say change anything.

SGT. QUANICO: Okay. And does--and does that go back to your uh, your belief that you were--you were not going to compel the inmates--or excuse me, the deputies--

LT. JOHN CASEY: No, no, no, no, no, I did not--

SGT. QUANICO: --to-to write what you thought?

LT. JOHN CASEY: No, no. I mean I could look at the reports and say, "You should put this in there. You should put that." This? No, no, no. I'm not going to get myself caught up in that.

SGT. QUANICO: And you already had that in mind when you were reviewing it?

LT. JOHN CASEY: I also had in mind I'd be writing one myself. So--and I--that would be uh--it would differ a little bit in some cases here.

SGT. QUANICO: Okay, all right. Thank you, Lieutenant. Uh, this is an ongoing investigation. And once again uh, to make it clear that the sheriff did uh, give me uh, instruction that I was going to basically take care of this interview, and that through the power of the sheriff uh, I'm giving you an order not to discuss this--

LT. JOHN CASEY: Okay.

SGT. QUANICO: --with anyone, except of course you can talk to [Mr. Stern] about it, okay?

LT. JOHN CASEY: Okay.

SGT. QUANICO: All right? Uh, if there's nothing else, the time is 17:31 hours. This will conclude our interview with Lieutenant John Casey. Thank you, Lieutenant.

LT. JOHN CASEY: Okay.

[End of Recorded Material]