

INTERVIEW OF [REDACTED]

CASE NO. A09098
TAKEN: September 10, 2009
13:17 HOURS

INTERVIEW CONDUCTED BY:
SGT. QUANICO #1429
AND
SEN. DEP. LUQUIN #1815
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SGT. QUANICO: Okay, we're on. Today is uh, Thursday, September 10th, 2009. The time of this interview is 13:17 hours. This is an interview for case A09098. My name is Sergeant Quanicco, Q-U-A-N-I-C-O, star number 1429. And also with me is?

SEN. DEP. LUQUIN: Senior Deputy Luquin, L-U-Q-U-I-N, star number 1815.

SGT. QUANICO: We're both investigators with the San Francisco Sheriff's Department, the Investigative Services Unit. We're currently on the sixth floor at 850 Bryant Street, post eleven, using the post eleven interview room. Uh, this is the ongoing investigation into uh, Mr. uh, [REDACTED] [REDACTED] and we're talking Mr. [REDACTED] Is that correct?

[REDACTED] Yes, that is correct.

SGT. QUANICO: Mr. [REDACTED] understand you're just a witness in this matter. Do you understand that?

[REDACTED] Correct.

SGT. QUANICO: Can you spell your last name for me?

SGT. QUANICO: And your jail number one more time?

SGT. QUANICO: Great. We interviewed an inmate prior to you. Uh, he handed us a note um, that basically uh, indicated that you heard a few things-

-uh, a conversation that Mr. [REDACTED] had with a deputy prior to him being transferred to the main line. Is that correct?

[REDACTED] Yes.

SGT. QUANICO: Uh, and you actually heard the conversation?

[REDACTED] Yes, I heard it.

SGT. QUANICO: Okay. Tell me uh, first of all, do you remember when Mr. [REDACTED] first became upset--uh, caused--caused some issues with possibly Deputy Smith. Do you remember that?

[REDACTED] Yeah.

SGT. QUANICO: Tell--tell me about that.

[REDACTED] Oh uh, she had come through earlier, and she said the TVs were too loud.

SGT. QUANICO: And this is Monday?

[REDACTED] Yeah, it was Labor Day.

SGT. QUANICO: Go on.

[REDACTED] And uh, she cut--she cut them off.

SGT. QUANICO: Okay.

[REDACTED] And she said it was too loud. And [REDACTED] told her that it was his TV, and it was him talking loud and not to punish the other people for his mistakes.

SGT. QUANICO: Okay.

SEN. DEP. LUQUIN: Because he's the one who turned on their TV.

[REDACTED] But she also cut our TV off as well.

SGT. QUANICO: Okay. Was this out of the ordinary or was it loud?

[REDACTED] Well, it's hard to tell when you're [back there] because it echoes and vibrates. If you're up here and you walk back there--the TV might have been a little loud actually because it was a good song, and I think all four um, pods were listening to the same station. So when you got four TVs in unison--

SGT. QUANICO: I gotcha.

[REDACTED] --it seems louder.

SGT. QUANICO: It's all--it was all--it was music, not TV, right?

[REDACTED] It was music videos on the TV.

SGT. QUANICO: All right, go on. What happened next?

[REDACTED] Well, normally they'll come back and tell you to turn them down. But she had just cut them off--didn't give us no warning, let us know that it was too loud or anything. And then when she had come back uh, he told her that it was his TV that was too loud, and he was the one arguing about it.

SGT. QUANICO: Was there a loud verbal confrontation between the two?

[REDACTED] Yeah, he was--he was yelling at her because she was on the side like trying to tell her that it was his fault, not to punish everyone else.

SGT. QUANICO: Was he inciting you guys, do you believe? Did he feel--did you feel that what he was doing was riling up the rest of the inmates to go up against Deputy Smith?

[REDACTED] No. Nobody was really saying anything. I think most of the inmates were like me, hoping that she would listen to him and-and uh, turn our TVs back on.

SGT. QUANICO: Okay. But she decided to leave them off?

[REDACTED] Yeah.

SGT. QUANICO: Okay. Now what happened next?

[REDACTED] And then uh, after they had a little chit chat argument uh--

SGT. QUANICO: Was there any other deputies around besides Smith? Was like Senior Deputy [Wong] there, or was like uh, Deputy [Kincade] around?

[REDACTED] They was doing something. I think they--they was taking out uh, [drop hours] out of the--I think they was handling another inmate in the side hallway, or [food trays] or something. There was other deputies out there, but I couldn't say exactly who. I wasn't really paying attention to that.

SGT. QUANICO: Okay, what happened next?

[REDACTED] I was more interested in hoping our TVs would get turned back on.

SGT. QUANICO: Okay. What happened next, [REDACTED]

[REDACTED] Then the deputies left, and he was kind of upset about it, [REDACTED] was.

SGT. QUANICO: About the TVs still being off?

[REDACTED] Yeah, about the TVs--you know, he was--he was saying, you know, "It's not right that she should punish everyone for something I did. It seems like she's trying to get everyone here upset with me, you know, for punishing everyone for something I did." You know, he's like--he's like, "I don't want--I don't want you guys to be mad at me." Stuff like that. And uh, after a while he seemed--seemed a little distraught, and the deputies were down wherever. And he--I don't see--I remember he was yelling. That's the next thing I remember because I--I got into reading a book. And he started yelling for deputies. I remember him saying a few times that his back was hurting--

SGT. QUANICO: Okay.

[REDACTED] --and that [unintelligible] because he had a hard time breathing. He was screaming for a doctor. He wanted--

SGT. QUANICO: So he actually said I want--I need a doctor?

[REDACTED] Yeah, I need to see a doctor.

SGT. QUANICO: Did he look sick to you?

[REDACTED]

He looked normal just a little upset.

SGT. QUANICO:

Was he sweating?

[REDACTED]

I didn't see him sweating.

SGT. QUANICO:

Did the doctor actually--or a nurse come by to talk to him, or did he actually go to medical?

[REDACTED]

No, no.

SGT. QUANICO:

Did he actually talk to a deputy and say, "Hey, I want to go see a doctor?"

[REDACTED]

Yeah. I-I-I think uh--I don't know exactly where he was, but I think he said, "Fill out a-a medical slip."

SGT. QUANICO:

Who said that?

[REDACTED]

I can't remember.

SGT. QUANICO:

Was it Smith or was it [Kincade] or was it--

[REDACTED]

Yeah, I'm not exactly sure.

SGT. QUANICO:

But it was a deputy?

[REDACTED]

Yeah. He said, "Fill out a--"

SGT. QUANICO:

What did [REDACTED] say?

[REDACTED]

He said, "I already filled one out before and they still haven't called me up." And then he was arguing about that. He said, "I filled one out over a week ago. I've been having pains a stuff like--" And then I got back into my book.

SGT. QUANICO:

Okay. So basically you heard a conversation with a deputy uh-- between [REDACTED] and a deputy about his back hurting. He wanted to see a doctor. He also let the deputy know that his back was hurting as well as he had problems breathing.

[REDACTED]

Right.

SGT. QUANICO: Never was taken to medical, and he was told to fill out a slip, but you don't remember--was it a female deputy though?

[REDACTED] I can't remember exactly.

SGT. QUANICO: Okay.

[REDACTED] I think it might--it might have been Smith and [Kincade] both there who told him he had to fill out a medical slip. And then that's when he got into, "I've been filling them out. I filled one out over a week ago."

SGT. QUANICO: And this is after the TV incident or before?

[REDACTED] This is after the TV. This is after the argument with Miss Smith.

SGT. QUANICO: So he was upset for a--about a couple things.

[REDACTED] Well, he was upset about the TV, and then them punishing us for something he did thinking that uh, they was trying to get us mad at him. And then he was upset that they wouldn't let him see a doctor, and that they was telling him to fill out the request slip.

SGT. QUANICO: Okay.

[REDACTED] And then the deputies left and then uh, Miss [Kincade] came back later. And he-he said again he needed--he needed to see a doctor or nurse or somebody.

SGT. QUANICO: What happened next?

[REDACTED] Uh, she-she was tending to something else. And then he said, "I'm feeling suicidal. I'm feeling suicidal. I'm feeling suicidal." He said it three times, that's why it stands out. And then she said, "Then you're going to have to go to the safety cell." He said, "You know I'm just kidding. I don't want to go to the safety cell. I'm just trying to get out so I can go see a doctor."

SGT. QUANICO: You heard that?

[REDACTED] Yeah.

SGT. QUANICO: This is all with [Kincade]?

[REDACTED] Yeah. She--when she heard him say he was feeling suicidal, she said, "Then you're-you're going to the safety cell."

SGT. QUANICO: Okay.

[REDACTED] And then he said, "I'm just kidding. I'm just trying to get out because I need to see a doctor or a nurse."

SGT. QUANICO: Did he specifically say it was for his back or the breathing?

[REDACTED] The last time he didn't. I don't remember him saying it.

SGT. QUANICO: Okay.

[REDACTED] I just--I--it was stuck in my head that when he said, "I'm feeling suicidal" the first time, I was like, "Oh, you're going to safety cell." And then he said like two more times repeatedly, and then I was like, "[unintelligible] you better hope they don't hear you say that or else you're going to safety cell." And she said, "You're going to the safety cell." I was thinking about--I was like, "Yeah, you're going to safety cell."

SGT. QUANICO: Okay.

[REDACTED] And she left and a little while later uh, three deputies came back putting on their gloves.

SGT. QUANICO: Okay. Did it look like he had labored breathing?

[REDACTED] Not-not at that particular time. He had this--he had calmed down a little bit since uh--she said he was going to safety cell, he said, "I'm just kidding. I just wanted to get out and see a doctor or nurse." And then he was pretty calm. In fact he--I think he had--he had laid down--might have started to take a nap or just-just resting.

SGT. QUANICO: Who escorted him out?

[REDACTED] Um, I don't really--I'm trying to think. I don't remember the names. I know the faces a little bit but I don't remember the names.

SGT. QUANICO: Do you remember what nationality he was or she was that took him out?

[REDACTED]

Uh--

SGT. QUANICO:

Well, first of all, is there anything else out of the ordinary that took place prior to him leaving, or is that--

[REDACTED]

Oh uh, when they--when they three deputies came back there, and uh, [Wong] was--already had black gloves on, and he was like pulling out his handcuffs, he was--he was telling uh, [REDACTED] that--to roll his--to-to come on. And he said, "What's going on?" And then he said, "Well, you're going to main line. You talked to [REDACTED] and you requested to go to main line population, you don't want to be in psych no more." He said, "Yeah." And they're like, "Well, [REDACTED] was here today, and didn't you talk to her?" And he's-he's like, "Yeah." They're like, "Well, [REDACTED] uh, had you moved to main line, so let's go." And he started getting his stuff and they're like, "No, just leave your stuff there. We'll have the trustees get it." And right there it dawned on me--because I had already seen them putting--the other two putting blue gloves on. I said uh--and the other deputy with the handcuffs. I'm like, "You was arguing with the lady deputy." That's what I was thinking. "And uh, you upset them. You're not going to main line. You're going to--they're gonna take you to safety cell."

SGT. QUANICO:

That's what you thought?

[REDACTED]

That's what I knew.

SGT. QUANICO:

Okay.

[REDACTED]

I've been taken to the safety cell before for being verbally, you know, defending myself.

SGT. QUANICO:

Okay.

[REDACTED]

And I was like--

SGT. QUANICO:

What was uh, [REDACTED] attitude when he was told he was going to main line?

[REDACTED]

He was--he was happy. He-he--that's what he wanted. He'd been trying to get moved out of the psych tank for a while. He thought he was cool.

SGT. QUANICO:

And he thought that [REDACTED] gave the okay and this is finally it?

[REDACTED] Right, that's why--that's why he decided to go. And-and I tried to tell him--I was like, uh--I-I did tell him. I said, "Uh, you're not going to main line. They don't have the trustees uh, carry your stuff when you go to main line." And he said, "What?" And the deputies--one of the deputies said, "Shut up."

SGT. QUANICO: Wow.

[REDACTED] And the other deputies looked at me and I was like, "Well, it's true." And then they said, "Go ahead. You can bag your stuff." He's like, "I don't--I just bagged my stuff up." You know, and have the trustees take it out I guess. But they actually let him carry his stuff out after they put the cuffs on him.

SGT. QUANICO: Okay.

[REDACTED] And I said one more time, "You're not going to main line with that [mattress]."

SGT. QUANICO: Was there a fight at all?

[REDACTED] No, he was happy. He was--

SGT. QUANICO: Okay.

[REDACTED] The only thing, when he was coming out--because uh, he had the mattress and his blankets in the bag too, so it's got to be a little heavy. He just said one of the cuffs had his hand crooked and it was hard for him to carry the bag. He said, "Could you fix this so I can get the bag?" And the deputy fixed it, and he carried the bag and then they walked him down.

SGT. QUANICO: So he was handcuffed from the back?

[REDACTED] Yeah.

SGT. QUANICO: Okay.

[REDACTED] He hands--they had two cuffs--two pairs of cuffs on him--

SGT. QUANICO: Okay.

[REDACTED] --from behind, and then they walked him--and I could only see as far as the safety cell, but I don't know what happened after that.

SGT. QUANICO: [REDACTED], anything else you feel is important?

[REDACTED] Mmm, I don't know if it's true or not, but he had mentioned before that he--he's been roughed up by some of the deputies in the past. And he-he uh, like in the last week or so, he had been uh, nervous. He had actually seen one of the deputies that had kicked him in the head before.

SGT. QUANICO: And who was it, do you know?

[REDACTED] Uh, I think he said it was--I can't remember the guy's--I think [Foster] or something, they got in a fight before. And I guess he uh, he had also been mentioning that he was talking about a lawsuit one time. He, you know, [his eye] got messed up by a deputy. I don't know if it was for that time or a different time.

SGT. QUANICO: Okay.

[REDACTED] But he was--he was getting nervous because like uh, maybe two weeks ago uh, there was uh, another inmate who had problems, you know, keeping his mouth shut. And the cops told him something--oh, told him he was going--the deputies told him he was going to court. And they cuffed him, and before they even opened the cell door, they started yelling, "Quit resisting." And they started uh, twisting him up and were--I mean right in front of us. They started picking him up, twisting his arms. He was off the ground by his tippy-toes. Another deputy kneed him in the face. His name was [REDACTED]

SGT. QUANICO: That was the inmate?

[REDACTED] Yeah, that was the inmate. And then--and they took him to safety cell for a while.

SGT. QUANICO: Okay.

[REDACTED] But they had to remove him because they feared for his safety--I think [REDACTED] did. But uh, after he seen that, he started--he seemed like he started getting more paranoid about some of the deputies.

SGT. QUANICO: Did he mention any of the deputy's names?

[REDACTED] Just [Foster's]. But that-that was a former incident.

SGT. QUANICO: Okay. Anything else uh, [REDACTED] Anything you feel--

[REDACTED] [Wong] comes to mind. But I think [Wong] was with a different-- was with [REDACTED]. I think [REDACTED] was talking about uh, Lieutenant [Wong's] son that works here or something being a-a homosexual or something like that. So [Wong] had it in for him, but uh, [REDACTED] was nervous about him too.

SGT. QUANICO: Okay. Anything else?

SEN. DEP. LUQUIN: Just one question uh, Mr. [REDACTED] When you said uh, inmate [REDACTED] made the comment, I wanna see medical was he yelling or was he talking?

[REDACTED] He was yelling. He was screaming.

SEN. DEP. LUQUIN: And how far were you from this?

[REDACTED] Probably from me to Deputy [Brown] there.

SEN. DEP. LUQUIN: Just about ten feet?

[REDACTED] Less than ten feet.

SEN. DEP. LUQUIN: And you actually heard this?

[REDACTED] Yeah.

SEN. DEP. LUQUIN: [unintelligible]

[REDACTED] Yeah.

SEN. DEP. LUQUIN: Okay.

[REDACTED] Because you--his bars--if you looked at the bars, he was on the bars. My bed's on the bars. So he's like right across from--

SGT. QUANICO: Do you know if uh, [REDACTED] had any medical conditions like seizures or heart problems?

[REDACTED] None that I'm aware.

SGT. QUANICO: Okay. Did he look--appear sick to you at all lately?

[REDACTED] No, he was healthy. He exercised.

SGT. QUANICO: Okay.

[REDACTED] He did, you know, push ups and stuff, you know, regularly--him and another inmate.

SGT. QUANICO: Okay.

[REDACTED] And he was in pretty good shape. I guess he used to be a football player.

SGT. QUANICO: Okay, anything else?

[REDACTED] No. In fact earlier that day he was doing exercise when they brought him up for a shower.

SGT. QUANICO: So he was working out?

[REDACTED] Yeah.

SGT. QUANICO: Great.

[REDACTED] Like a couple hours--maybe an hour or a couple hours, a few hours before-before everything.

SGT. QUANICO: Okay. Well, hey, thank a lot, Mr. [REDACTED] Anything else?

[REDACTED] No, unless you need anything.

SGT. QUANICO: No, that's fine, [REDACTED] All right, the time is uh, 13:33 hours. This will conclude our interview with uh, [REDACTED] Thanks, [REDACTED]

[REDACTED] Yeah.