

IN THE SUPREME COURT OF THE STATE OF NEVADA

CALVIN ELAM,
Appellant,

v.

THE STATE OF NEVADA,
Respondent.

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Case No. 74581

RESPONDENT'S APPENDIX

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CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on 31st day of July, 2018. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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LAS VEGAS METROPOLITAN POLICE DEPARTMENT
VOLUNTARY STATEMENT
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EVENT #: LLV150310003372

SPECIFIC CRIME: KIDNAP WITH DEADLY WEAPON

DATE OCCURRED: 03-10-2015

TIME OCCURRED:

LOCATION OF OCCURRENCE:

CITY OF LAS VEGAS

CLARK COUNTY

NAME OF PERSON GIVING STATEMENT: CALVIN ELAM

DOB:

SOCIAL SECURITY #:

RACE:

SEX:

HEIGHT:

WEIGHT:

HAIR:

EYES:

HOME ADDRESS: 1108 NORTH JONES
APARTMENT #A
LAS VEGAS, NEVADA

WORK ADDRESS:

PHONE 1: (702)741-1603

PHONE 2:

The following is the transcription of a tape-recorded interview conducted by DETECTIVE T. WEIRAUCH, P#7465, LVMPD ROBBERY SECTION, on 03-10-2015 at 2300 hours.

Q: Calvin, right?

A: Calvin. Yeah.

Q: Okay. Detective Weirauch.

A: Calvin Elam.

Q: All right. All right. I've gotta fill (unintelligible) out real quick. C-A-L...

A: (Unintelligible) A-L-V-I-N.

Q: Calvin, how do you spell your last name?



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A: Elam, E-L-A-M. Yeah.

Q: Okay. (Unintelligible). What's the ad- what's your home address?

A: 1108 North Jones.

Q: Is that a house or apartment?

A: U- Unit A.

Q: A. Okay. Apartment A or...

A: Yeah.

Q: ...Unit A?

A: Apartment A. Yeah.

Q: Okay. What's a phone number for you, Calvin?

A: It's, um, 741-1603.

Q: Is that 702?

A: Yes.

Q: Okay. Okay, Calvin. I'm going to read you something. Okay?

A: Yes sir.

Q: Calvin, you have the right to remain silent. Anything you say can be used against you in a court of law. You have the right to the presence of an attorney. If you cannot afford an attorney, one will be appointed to you before questioning. Do you understand these rights?

A: Yes sir.

Q: Okay. Some pretty serious stuff happened today, Calvin. And I know it's all -

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let's just start. How many dogs do you own?

A: Three.

Q: Are you the type of owner that doesn't give a shit about their dogs? Or do you care about your dogs?

A: Oh, I love my dogs.

Q: What kind of dogs are they?

A: Pit bulls.

Q: All three?

A: Yes.

Q: They all the same family, same lineage?

A: Same - yeah, came from the, um - the mother lives at the house right now.

Q: What kind of pit bulls?

A: Blue noses.

Q: Blue noses. Okay. How long - are these the only pit bulls you've ever had, or you used to have some when you were a kid?

A: Yeah. I was raised around dogs.

Q: Okay.

A: So...

Q: (Unintelligible) dogs...

A: ...Beauty (unintelligible). She's been with me (unintelligible) kid without my parents (unintelligible) like that...

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Q: Mm-hm.

A: ...for the longest.

Q: Okay.

A: So.

Q: Okay. So then you have kids. Right?

A: Yes sir.

Q: So the kids are right here. Where are the dogs, like right just below how you care about your dogs?

A: I love them all equally (unintelligible)...

Q: You love them all equally. Okay. No. That's respectable. Okay?

A: So I teach all my kids how to be responsible and all of that stuff that I was taught to...

Q: Okay.

A: ...- to keep a pet. You know?

Q: All right. All right. Now, it comes to you're missing two of those dogs.

A: Yes sir, my family.

Q: Have you figured out what happened to those two dogs yet?

A: I tried to, but everybody (unintelligible)...

Q: All right. That's kind of what we need to talk about.

A: Yeah.

Q: Who is your leading suspect? Who do you think took them?

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A: The whole alley is a leading suspect...

Q: Well, yeah. It's a...

A: ...(unintelligible)...

Q: ...suspicious alley. Yeah.

A: Yeah.

Q: No. And Jones, Carmen...

A: (Unintelligible)...

Q: ...- bad alley...

A: ...(unintelligible).

Q: Yeah. So someone in between there stole your dogs?

A: I didn't say stolen. I just got to telling everybody, "Who stole my dogs?"

Q: Okay.

A: You know what I mean?

Q: All right.

A: So there ain't no particular person. It's just...

Q: Who did you talk to today?

A: Every - I mean everybody who - who I - who sees me on a daily basis or...

Q: Okay. What happened in your apartment today?

A: Mmm, (unintelligible)...

Q: This is where - hold on...

A: Yeah, yeah, yeah.

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Q: Okay.

A: Yeah.

Q: This is what I need to know. I know that some bad shit happened in there. And I need to know whether or not Calvin is the type of person that does this kind of stuff because he's dumb and really wants his dogs back, and it kind of escalated out of control; or you just happen to be a kidnapper who happens to own pit bulls. There's two different people here.

A: (Unintelligible) I got you.

Q: The only person that knows the answer to that is Calvin. I mean, "Is this you today? Or were you trying to act, just to try to, 'Hey, in this room I bluff and I become like I'm something I'm not..."

A: (Unintelligible).

Q: "...to get answers"? Unfortunately, when Calvin tries to bluff, it's a little different. You know, I mean you can't do some things and maybe someone got out of control. But I need to know. I need to know what was going through your mind when this was going on. So I - first I need to know what was going on, though.

A: My kids was the most important thing of anything.

Q: And they're at school?

A: Okay, at school.

Q: Okay. So keep going from there.

A: So when I get home, I got my girlfriend there with her baby.

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- Q: What's her name?
- A: Jessica.
- Q: The girl with bra- or...
- A: Yeah, (unintelligible)...
- Q: ...(unintelligible). Okay.
- A: She (unintelligible) and everything.
- Q: Okay.
- A: Because I'm going through a lot of stuff anyway. So...
- Q: This is about what time?
- A: This is about the time the kids was getting out of school, so I was trying to make sure I was there.
- Q: Okay.
- A: So it was like around say 2:00 I probably pulled up.
- Q: Okay.
- A: Get home. Do my little thing, kiss my kid, (unintelligible) talk with her, whatever.
- Q: Mm-hm.
- A: So I go get the kids. Shoo. Go get the kids. And then wait for them, you know, caught up with them. Get back home. Schoolwork. You already know, regular duty-do...
- Q: Okay.
- A: And the next you know, people knocking at my door. People going by, you know,

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just, "I heard," "I heard," you know - just all that, you know, getting all this mess.

Q: Yeah.

A: So to me it's like, "If you heard her" -- you know what I mean? -- like, "What would you know?"

Q: Exactly.

A: Because everybody a suspect in the alley to me now. You know what I mean?

Q: Exactly.

A: Because I know what goes on. And I see - I see what they do. And I live where I live. Look at the - look at the houses (unintelligible)...

Q: No. I - and I know...

A: ...(unintelligible)...

Q: I know that feeling too. You see people laugh, and you think they're laughing cause they took your dog. You...

A: (Unintelligible)...

Q: ...(unintelligible)...

A: Yeah, yeah, yeah.

Q: Totally got ya.

A: Because I - I know there's thieves up over there. I mean I've seen it.

Q: Exactly.

A: I mean cause my kids see it.

Q: Yeah.

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- A: You know what I mean? So - but for them to touch mines, now that's where it's like...
- Q: Okay.
- A: ...Grrrr (unintelligible) too. You know what I'm saying?
- Q: Okay.
- A: But I'm - I'm on everybody.
- Q: Okay.
- A: And everybody on me. You know what I'm saying?
- Q: That makes sense.
- A: Yeah. Yeah. So now, it's just the stuff that I'm knowing with all the (unintelligible) thieving and stealing. Now - now I'm just talking like that. Okay?
- Q: Okay.
- A: All y'all gonna fucking - gonna go it. Da-da-da-da-da-da-da-da-da...
- Q: Yeah.
- A: So I know how it (unintelligible). But to me it was like, "Okay." I (unintelligible) with the house full of kids and stuff. You know what I mean? Who yelling? Who screaming? Who - I mean who - I mean who - I mean come on now. There's only me. Is she hurt? Is she beat up, or, you know, whatever you gonna say?
- Q: Who is she? Who is the girl that took your dogs? Who do you think took them?
- A: But ev- that's what I'm saying. Uh, (unintelligible) did. But when you see me get on Ira, now Ira is somebody sh- you know...

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?: (Unintelligible).

A: ...and everything. And she is crazy and stuff.

Q: Okay.

A: She's a real, real, real thief.

Q: Well...

A: You know what I mean?

Q: Well, that's what the state of Nevada thinks cause she was arrested for it. She was arrested for taking stuff.

A: Oh, well. You know what I mean?

Q: So she may be a thief. Yeah.

A: Me - me just knowing her...

Q: All right.

A: Yeah, yeah. I talk the shit to her and all this kind of stuff.

Q: Okay.

A: And this girl right here (unintelligible)...

Q: (Unintelligible)...

A: Look, look. She's also mad -- no, not in my apartment -- but she's also mad because she's trying to...

Q: We need to get to the point where she's in your apartment.

A: She's trying to get into my apartment.

Q: Mm-hm.

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- A: And she kept coming to my house with stuff.
- Q: No, no, no. We're not gonna go down this road where you tell me one story and it's false...
- A: (Unintelligible)...
- Q: ...and then I get the truth out of you later.
- A: No. I'm telling...
- Q: I need the truth right off the bat.
- A: I'm telling you the story...
- Q: She was in your apartment this afternoon.
- A: No, not today. She wasn't there today.
- Q: Okay. At this point, I'm not going to listen to lies. I'll just get up and leave.
- A: Okay.
- Q: And you can read about everything that everyone is accusing you of and what we have independent witnesses of.
- A: I was up there arguing with everybody. You trying to say, you know, (unintelligible) the independent witness was?
- Q: Somebody...
- A: (Unintelligible)...
- Q: ...down the alley, the one that actually cut her loose. That's how serious this thing is. Do you understand what kidnapping is?
- A: Yeah, I know what kidnapping is.

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- Q: Do you know what kind of sentence that holds?
- A: Mm-mm.
- Q: Would you believe me if I told it was possibly life in prison?
- A: (Unintelligible).
- Q: Okay.
- A: Okay.
- Q: So how do you think a judge decides how long someone should go? They base it off the severity of the kidnapping;...
- A: Mmm.
- Q: ...whether or not they feel sorry; whether or not they explain, "Hey," why it happened, things like that. Right now, with no one explaining why it happened on your part, you're looking at - at the big kidnapping stuff. You're looking at a judge being like, "Hey, he didn't even own up to it the first time. I'm not gonna let him out again." And he has that option.
- A: Mm-hm.
- Q: This is serious stuff.
- A: Mm-hm.
- Q: It escalated way out of control. So I just need to know...
- A: (Unintelligible)...
- Q: ...who went out. Who was doing what when they were in their apartment? What - what happened? And I need it to start with how she got into that apartment.

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Was she pulled into that apartment, or was she invited into that apartment? This is - this is important.

A: She's been invited into my apartment in the past...

Q: Today...

A: ...(unintelligible)...

Q: Today, when she came into your apartment...

A: She wasn't invited to my apartment today.

Q: She wasn't invited?

A: No.

Q: Okay. Was she pulled into there against her will?

A: No.

Q: All right. All right. So you're going to say that she wasn't in your apartment whatsoever?

A: But I didn't pull her against my will. But she has been in my apartment. I mean...

Q: Today -- this afternoon -- was she in your apartment?

A: Mm-mm.

Q: All right. All right.

A: But she came by my house...

Q: Listen...

A: We talked...

Q: Listen - listen: Here's what I have.

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A: Yeah. I know...

Q: I have...

A: I know...

Q: I have her running out of that apartment, tied up. I have somebody totally not even from the neighborhood sees her hopping, tied up; helps her get untied up with the ropes. We've gotten that ropes, the cords or whatever they are. We got all that. It's gonna have your DNA on it. It's gonna have her DNA on it. We got all these bad things, totally independent witness seeing her, helping her, calling 911 -- all that stuff. And you're gonna say that she never came out of your apartment. I got items that she described in your apartment, things that match up to the - the crime that she's accusing you of. All of these are going to be used against you as evidence.

A: (Unintelligible)...

Q: ...for kidnapping with a deadly weapon.

A: Well she's been in my house.

Q: Okay.

A: Okay. You know what I mean?

Q: Yeah. Is her DNA gonna be on your shotgun?

A: (Unintelligible).

Q: I bet you it will if you touched her with it. Do you understand?

A: Yeah. I under...

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Q: Is it gonna be on a broom? I bet you it will if you touched her with it. That stuff shouldn't just normal stuff that happens.

A: Mm-hm.

Q: It's a very serious crime. I'm gonna ask you a very important question. It's probably gonna - you're smart enough to realize where I'm going with it. Okay? Are you sorry for anything you did today?

A: Am I sorry...

Q: It's a yes or no question.

A: ...for anything I did today?

Q: Are you - do you feel bad for anything you did today?

A: I feel bad about all that, you know, for all this madness (unintelligible)...

Q: Yes or no question. It's yes or no.

A: I mean I don't know...

Q: You're shaking your head no. That scares me. That scares me that someone can do all this and not even feel sorry for it. That's a problem. What do you think the judge is going to think? I type up what I type up. "I asked him if he felt sorry for anything he did today and he said to say no." Now how does that sound, Calvin?

A: But you is trying to tell me to speak up on something that - that wasn't me.

Q: I just - I wasn't there. I just need to know what happened. Who else was there? Who did what -- things like that. How far was it actually prepared to go? Did she

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save her life by escaping? Was she going to get killed later on? I don't know.

A: I got...

Q: I wasn't there.

A: I got you.

Q: How far was this going to escalate? Was somebody already out in the desert digging a hole to put her in? I don't know.

A: (Unintelligible)...

Q: Well, no. I'm just saying...

A: Okay.

Q: This is where I'm at. I wasn't there. In her mind she thinks she's going to die. She thinks that she has to save her life by running out of there tied up, that that may be her only chance to live to see another day. We got all of her statement.

And the only thing we got from you was, "I'm not sorry for anything I did today."

A: I'm not sorry for anything I did today.

Q: And now you just said it again. Do you know how this goes, Calvin?

A: Yeah. I know how it goes.

Q: Okay.

A: But, look...

Q: But like I said, that was a very pointed question on my part. But it made you think. It did. Right?

A: I'm just saying (unintelligible)...

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- Q: It made you think before you answered it.
- A: I understand what you're saying to me.
- Q: Mm-hm, that it's serious. Oh yeah.
- A: I know it's serious. I'm in handcuffs. I'm here. You know what I mean?
- Q: You're in the room right now being interviewed, followed by jail. Note this room and jail? Don't even worry about that. You need to worry about prison.
- A: Mmm.
- Q: How long - how many - we're not talking months. How many years you're going to be in prison for. Because at this point right now, no one is describing, other than the victim, what was going on in that house and why. When it goes to court, they're not going to let you take the stand. They're not going to be like, "Okay, Calvin, go ahead and take your chance up there. Explain why this all happened." No. You're going to have to sit there and watch this victim explain what was going through her head; watch me go up there, explain all the facts and evidence, DNA, and all that stuff that I got. And you're just gonna have to sit there. And you're gonna think about this day right now, when you should have been - it just escalated out of control. "This is why it happened. This is what was gonna happen. This is what I was thinking. These were the people involved. I didn't do this, but I might have did that." And you're screwing away the opportunity right now. I'm not lying, dude.
- A: I got - I got you.

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Q: I mean if I got enough to put you in cuffs and chain you to a table, I got enough to take you to jail.

A: Yeah. I believe it.

Q: Okay.

A: You read - just read me my rights.

Q: I mean it's - it's - it's not a bluff. I pulled you out - I mean you're out - we went to another house and found you. We're doing a search warrant at your house right now. We already talked to - now I can't remember her name, man. She was wearing like a floral kind of dress (unintelligible)...

A: Jonique.

Q: We also talked to Jessica too.

A: Mm-hm.

Q: You know? So, the other thing is, uh, Jessica already said she was in that apartment.

A: I mean (unintelligible)...

Q: You know?

A: My kids...

Q: I mean so like...

A: My kids was...

Q: No. I totally understand that.

A: Yeah.

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- Q: So now, is everyone in that apartment going to go for the same charges? Did everyone play the same role in this horrendous crime?
- A: (Unintelligible).
- Q: Okay. How am I supposed to know?
- A: (Unintelligible)...
- Q: I don't know until people start telling me stuff. That's the problem.
- A: My girl was there...
- Q: I...
- A: My kids was there. I mean...
- Q: The victim was there. Another heavysset guy was there. A shotgun was there. A broom was there, or whatever that is. There was a lot of things that were there.
- A: I mean...
- Q: I need to know why...
- A: The broom and stuff: That belongs in my house. You know what I mean?
- Q: Okay. But you don't - you use you use a broom to sweep. You don't use it to hit people with. You know what...
- A: (Unintelligible)...
- Q: ...I'm saying?
- A: ...you're right.
- Q: Okay. So I need to know, you know, what happened. How does it go from a guy trying to get his dog back to somebody committing a huge felony crime -- huge.

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Murder, sexual assault, kidnapping. Those are the things you got. You didn't kill nobody. That may be the only bright side you got. I'm here to help you. This is your one chance to tell me what's going on inside your head while this is going on, how far you were willing to take it.

A: I'm tired of these people stealing and all this stuff around - you know what I mean? So I just spoke up. "Hey, fuck all of y'all. Stop fucking with my damn shit." You know what I mean?

Q: Exactly.

A: Mm-hm.

Q: Okay. So right now you're calm. This afternoon, when she was in your apartment, what the fuck was going on in that apartment?

A: I was still calm.

Q: Were you talking to her?

A: I'm in the apartment with her outside. Yeah.

Q: No. She was in your apartment. I don't care about what happened outside. I need to know what happened inside that apartment.

A: Well, like I said, it wasn't no torture or no nothing like that. If you gonna say...

Q: I need...

A: ...all that mess.

Q: ...to know...

A: You know what I mean?

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- Q: "How long was she in your apartment for?" Let's start with the beginning. Did she come into that apartment willingly to talk to you or did you have to drag her into it?
- A: Uh, the kids was all out of school. Do you know what I mean?
- Q: That doesn't...
- A: So...
- Q: So, which one is it? I know she was in your apartment.
- A: She's been in my apartment.
- Q: Without a doubt. I know she was in your apartment this afternoon.
- A: Numerous...
- Q: I'm trying to figure...
- A: Numerous...
- Q: ...out whether or not...
- A: ...times.
- Q: Numerous times.
- A: Yeah.
- Q: This afternoon she was inside your apartment. I need to know if you invited her in, if she just came in willingly, or if she was dragged in.
- A: She wasn't dragged in.
- Q: Okay. So did you invite her in?
- A: I questioned her about my dogs and stuff.

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- Q: Exactly. Where is she at inside the apartment when you're questioning her?
- A: Right there in front of my door.
- Q: In front inside or in front outside?
- A: I'm right there in my door and she's right there in front of my door.
- Q: Like, I'm in front of the door right now. I'm inside the...
- A: (Unintelligible)...
- Q: ...(unintelligible).
- A: You inside the room.
- Q: Okay. So was she inside your apartment?
- A: No.
- Q: Okay. Start the story with when she gets inside the apartment. I don't care about when she's outside. It's a very - it's very important I know how she goes in there at first: whether or not it's on her own or whether or not she is being dragged into it.
- A: I didn't drag her.
- Q: Okay. So did you invite her in?
- A: I invite her over.
- Q: Okay. So did she come inside?
- A: No.
- Q: Okay. That's a lie. That's 100% a lie. Because in order for her to run out of your apartment tied up, she'd have to be inside of it.

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- A: See this is what I don't get, cause I was sitting there talking to them and dealing with all of them outside my apartment.
- Q: Okay.
- A: And there was no d- no issues about...
- Q: What happens? How does she get tied up inside your apartment? That's what I'm curious. Why is she saying you did it if she's not lying?
- A: Well, I didn't do nothing to that girl. You know what I mean?
- Q: Mmm.
- A: I threatened her. I told her...
- Q: You did.
- A: I told her I - what I was gonna do to her. You know what I mean?
- Q: At this point, she's inside your apartment. Somebody ties her up. I don't know if it's you. I don't know if it's not you. Somebody does some stuff to her. I don't know if it's you. I don't know if it's not you. But all you're saying is, "She was never even in my apartment." Do you know how easy that makes my job to prove that she was inside your apartment, which makes you then look like a liar -- that simple? That's really simple. You know what I mean? That's - that's not a problem.
- A: You - you is telling me I'm beating on this girl, dragging her up in there? I mean...
- Q: I didn't say that. I'm asking you which one it is.

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- A: None of them.
- Q: So she was never inside your apartment today?
- A: Mm-mm. She was by my apartment today.
- Q: All right. All right. And you're saying Jessica was with you in the afternoon when she was there?
- A: Jessica was not around. Wasn't no kids, no Jessica, no nobody was around. I was talking to, uh, Ira.
- Q: Okay. Were you the only adult?
- A: Yes.
- Q: No other males?
- A: No.
- Q: Okay. All right. Uh, do you have a shotgun in that apartment?
- A: I mean there's one in my apartment.
- Q: Okay.
- A: But it's not, uh...
- Q: It's not what?
- A: It's not mine's.
- Q: Okay. It's your apartment?
- A: Yeah.
- Q: You have a shotgun inside there. Okay. Are you legally allowed to own a gun?
- A: No I'm not.

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- Q: I haven't even ran your history, so I have no idea. So I'm not going to assume anything.
- A: Okay.
- Q: All right. Describe that shotgun to me.
- A: It's a, um - it's a 12-gauge shotgun.
- Q: How many barrels?
- A: Just one.
- Q: Okay. When was the last time you touched that shotgun?
- A: I have today.
- Q: Today?
- A: Yeah.
- Q: Describe that.
- A: That's what, the bl- the black shotgun?
- Q: No, no. Describe why you were touching it and what you were doing with it today.
- A: I was trying to oil it down for Jonique. It's her pistol.
- Q: It's her shotgun?
- A: Yeah. And I was just -- you know what I mean? -- getting it all cleaned up for her, whatever.
- Q: Okay. So it should be all clean?
- A: It should be. Yeah.

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Q: Okay.

A: I mean everything is...

Q: Where is your cleaning kit inside your house?

A: Ain't no cleaning kit.

Q: Okay. Where is the little oil that you put in it?

A: I got oil and stuff all in my cabinets.

Q: Okay. Like a gun oil, right?

A: No. She had her - she got her own little personal stuff...

Q: Which is at...

A: ...(unintelligible)...

Q: ...your house. Right?

A: Yeah. It should be. Yeah.

Q: We're in there right now. You just tell me where it is and I can verify that you cleaned it today.

A: Oh, I didn't get to cleaning it. That was - that was my purpose of - that's why I (unintelligible)...

Q: I asked...

A: ...my house.

Q: ...you if it was clean and you said, "Yeah, it's clean."

A: (Unintelligible) so wait. You can say - you can say "clean," (unintelligible)...

Q: Okay. So...

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- A: ...(unintelligible)...
- Q: Okay. So, you didn't.....
- A: ...which is a salient...
- Q: ...clean it today.
- A: ...detail. You know...
- Q: Okay. So you didn't...
- A: ...what I mean?
- Q: ...clean it today?
- A: No, not (unintelligible)...
- Q: Okay. So why did...
- A: ...because...
- Q: Why were you holding it today? You said you were holding it today and you had the shotgun today.
- A: But it - it (unintelligible) I just haven't gotten around to it.
- Q: No. I got you. That's not a problem. I have no problem with you having a shotgun at your house. I'm just saying today you said you had the shotgun and you're moving it around. And you said it was to clean it. And then you just now said you didn't clean it. So why did you have the shotgun today? Why were you moving the shotgun around today?
- A: The shotgun was - uh, you asked me was that shotgun at my house. I said, "Yeah." This - this was...

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Q: (Unintelligible)...

A: ...at the house." All right.

Q: And then the next question was, "Did you move it - when was the last time you touched it?" You're like, "Today." And then you said "to clean it." And then not to clean it because you said you didn't clean it today. So I just need to know why you were moving the shotgun around today.

A: Aw, cause, you know, I mean the kids was in my house. I was - I was getting it all out the way and stuff.

Q: Okay. Where did you put it?

A: I set it right there on the, uh, floor.

Q: Is that a good place to get rid of it -- I mean like to get it out of the way? Okay. So - so you moved it to get it out of the way. But you put it on the floor to keep it out of the reach of the kids. But it's on the floor. Calvin, you're a good person. That's...

A: It's - it's okay. I mean...

Q: ...(unintelligible) horrible at lying.

A: I'm not trying to lie. I mean...

Q: No. Okay.

A: I'm not talking in my full detail like, you know,...

Q: Okay. So you (unintelligible)...

A: ...stuff.

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Q: Okay. So you moved the shotgun today to put it on the floor. That's what you're telling me. And you said it was to get it out of the way cause the kids were coming over. Okay.

A: So, I had it. I just set it right, you know - right there on the ground...

Q: Were you holding it...

A: ...(unintelligible)...

Q: ...while you were talking to her?

A: I was supposed to give it to Jonique and stuff, but, uh...

Q: Were you holding the shotgun while you were talking to her?

A: To who?

Q: Whatever her name is, the girl that stole your dogs.

A: No.

Q: Was this before...

A: (Unintelligible), man...

Q: ...or after?

A: This - this is all after school, when I was dealing with her.

Q: Okay.

A: That's what I'm saying. I mean...

Q: So you held the shotgun to her...

A: It's a - it's a - it's s alley...

Q: ...her...

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- A: ...- alley full of people.
- Q: Okay. Okay. So she did come over, though. Right?
- A: Yeah.
- Q: And so she was there outside of the apartment?
- A: Yes.
- Q: Okay. Did she admit to stealing your dogs?
- A: She was trying to tell me - she tried to give me some names of who was who. And I'm telling her, "I don't believe you."
- Q: Okay. And then what happened?
- A: Because, you know, I - I said, "I'm talking to everybody. And everybody pointing their fingers at you. And you pointing your fingers at them." So, it was like, "All y'all run together."
- Q: Okay.
- A: "I know what y'all do. But do you know?"
- Q: Okay.
- A: And the reason I'm so pissed is cause I feed these people. Do you know what I'm saying? I give them clothes, what - what - whatever they ask for, I give it to them.
- Q: Okay.
- A: But this happened to me and stuff. And the reason I'm so much on Ira is because she know us...

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Q: Yeah.

A: And - and not only that, she helps her mom out and stuff. And I'll, you know - and I acknowledge that and I help her.

Q: Okay.

A: That's why we - we - we are cool.

Q: Okay

A: Now, she knows I know Jonique.

Q: Okay.

A: And Jonique knows them as, you know, on a family level, because we go around calling me cousins, all this - all this stuff. So this is why we are cool like - like the way we are. I have no personal, no - no nothing, against her or no mess like that except that I know she's a real thief.

Q: Okay.

A: You know what I mean?? And she's - and lately she's just been ki- keep coming close to my home and stuff. You know?

Q: So how did the conversation end today?

A: "Fuck you." "Fuck you."

Q: And then she just walked away?

A: Yeah, she was gone. I come back. And I seen her right down there with the people that I just got done arguing with. And they - and they got their own little gang (unintelligible) and just...

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Q: Okay. When you left - what time did you leave that apartment?

A: The kids out of school. Deal with them. Just go take a walk cause I see them all huddled right there. So I just made it pers- just to walk, you know, down the alley towards them. But I just - I do my little - get my head straight, come back. And they still right there with their shit. So I hit up my neighbor on the other side (unintelligible), telling me this stuff, what you telling me right here.

Q: Mm-hm.

A: And I'm sitting here just looking at them, looking at her. And I'm like, "Okay. Whatever." And then somebody done call (unintelligible), "Yeah, your boys are (unintelligible), for real -- for real." I'm like, "Whatever." "Where you at?" I'm like, "I'm eating dinner with my family."

Q: What neighbor calls you and tells you (unintelligible)...

A: It was Bob.

Q: Bob calls you and says that this guy was headed out?

A: He said he see a gang of police out there lining up.

Q: Oh, police. Okay.

A: Yeah.

Q: How did you get to the house on Jones? Oh, I'm sorry. Where...

A: (Unintelligible)...

Q: Where does the cops - where did the cops find you at? Where were you at?

A: They just find me. I'm - I mean...

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- Q: Okay. Where - where were...
- A: ...(unintelligible)...
- Q: ...you at?
- A: I'm at Jonique's house.
- Q: Which is on what street?
- A: On Lake Mead and Jones.
- Q: Okay. How did you get out there?
- A: I drove.
- Q: What car did you drive?
- A: My Nissan Sentra.
- Q: What color is it?
- A: It's white.
- Q: Okay. Is that your car, or her car?
- A: It was Jonique's car.
- Q: Okay. All right. What's the longest stretch you've done in prison?
- A: None.
- Q: Okay. You haven't been convicted of any felonies?
- A: I have like a - a drug charge...
- Q: (Unintelligible) like a felony, like been convicted of a felony?
- A: (Unintelligible)...
- Q: Oh. You just got pro- probation?

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- A: I really don't even know how that all went. But I know...
- Q: (Unintelligible) go to prison.
- A: I wasn't not in no prison. Yeah.
- Q: All right. Are you on, uh, any kind of probation now?
- A: Well, with that domestic violence stuff, you know, the judge told me to stay out of trouble for nine months. That was in October...
- Q: Okay.
- A: ...or whatever.
- Q: All right Anything else?
- A: (Unintelligible) I completed everything and paid all my fines and stuff. But, no.
- Q: Okay. So no one else was inside your apartment today?
- A: Nobody was in my apartment today.
- Q: Okay. All right.
- A: Not after I got my kids and all that stuff. You know what I mean? But as far as me dealing with Ira and stuff, no, wasn't no one else...
- Q: She was never in your house today?
- A: Never in my hou- with nobody around.
- Q: Okay. Well, what time did you get - you've been at your house all day. Right?
- A: No. I just...
- Q: Describe what time you were outside the apartment, what time you left.
- A: I pulled up all around 2 o'clock today, when I got home...

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- Q: You got there at 2:00 pm?
- A: Uh, yeah. It would be around there because I know I was trying to make it before the kids got out of school.
- Q: Okay. Where were you at right before that?
- A: I was out there at the fish fry on Fremont getting me some fish and food to bring home for my children and all them -- for Jonique, and Jessica, and stuff.
- Q: Okay. So do you wake up in that house today?
- A: Mm-hm.
- Q: Where did you wake up today?
- A: I was at a friend house, over there off of, uh, Nellis.
- Q: Okay. So you were at a friend's house on Nellis.
- A: Mm-hm.
- Q: And that's where you wake up?
- A: Yeah.
- Q: Guy or girl?
- A: It's a guy.
- Q: Okay. What's his name?
- A: His name is Daniel.
- Q: Daniel, Okay. So what time do you leave Daniel's house -- or apartment or house?
- A: It's a, um, apartment.

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- Q: Okay. So what time do you leave Daniel's apartment?
- A: We, uh - we left to go get breakfast.
- Q: Okay. So are we talking early in the morning?
- A: Cause it's like around, uh - I want to say 9:00 or 10:00.
- Q: Okay. Where did - where did you and Daniel get breakfast? Is Daniel white, black, or Hispanic, or Asian?
- A: No, he's black.
- Q: Okay. How about...
- A: (Unintelligible)...
- Q: ...(unintelligible)...
- A: He drops me off.
- Q: How tall is he?
- A: He's like, uh, like 6 foot, you know, taller than me.
- Q: Right. Skinny or fat?
- A: He's skinny.
- Q: Okay. Do you know Daniel's last name?
- A: Mm-mm.
- Q: You got a phone number for him though, right, so I can call and verify that you were at his house?
- A: I don't know it by - I don't know it by heart.
- Q: Hm. Is it in your phone?

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A: Mm-hm.

Q: Under Daniel?

A: Mm-mm.

Q: What's it under?

A: My phone is all messed up in the screen. So,...

Q: Okay.

A: ...(unintelligible) name popped up to a different...

Q: Okay. So what's it...

A: ...(unintelligible)...

Q: ...gonna say? Like, if you had to call Daniel, what different name do you look it under?

A: N- I don't know. It's just - it's just his number.

Q: Oh, okay. What is his...

A: It's not like...

Q: ...number?

A: ...(unintelligible)...

Q: What number? It starts with 702?

A: Yeah. It's a 702.

Q: Okay. What's the next numbers?

A: It's 4 - like 488...

Q: Four eight eight. Okay. What after that?

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- A: I don't even know.
- Q: Okay. All right. So you're at Daniel's house. You know him well enough to stay over there. You guys go get breakfast. Where do you guys get breakfast at?
- A: At the fish fry on Fremont.
- Q: Oh. So that wasn't lunch. That was breakfast. So you get fish fry at Fremont (unintelligible)...
- A: We're trying to catch - we're trying to catch it early cause I know - I call Jonique cause like...
- Q: Okay. So you got there...
- A: ...(unintelligible)...
- Q: ...at 9:00 am to go eat breakfast?
- A: That's another - that's the time place opened up. So it was like aro- I - I know it was early around that time (unintelligible)...
- Q: Is that what it's actually called -- it's called the Fish Fry?
- A: Market Fish Fry. You buy, we fry. Fish Market. It's on Fremont and 14th.
- Q: Fremont and 14th. Okay.
- A: Yeah.
- Q: Is it any good?
- A: Hm?
- Q: Is it any good?
- A: Oh, yeah. It's good.

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Q: Okay. So do you guys actually sit down there and eat?

A: No. I just go in there and order food. He just dropped me off, took me up there.

Q: Okay. So he - okay. So you go in there and grab some food. Do you pay cash or debit card?

A: It's on the, um, card.

Q: Okay. Cool. So then you - you go back out to Daniel's car?

A: Yeah. Well...

Q: Okay. Then where do you and Daniel go after that?

A: He go this way. We drop somebody off. Then I go my separate ways.

Q: So you're walking now?

A: Mm-hm.

Q: Where does he drop you off at?

A: I'm at the, uh - he dropped me off right there on Jones.

Q: Okay. So he drops you off back at the apartment?

A: Mm-mm, just drop me off on Jones. And then...

Q: Jones is a big road. Jones and what?

A: Jones and (unintelligible)...

Q: Okay. So in the neighborhood?

A: So he kept - he kept going. I just get out.

Q: All right.

A: So then from there, I'm, you know - as soon as I touched the ground right there

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I'm already on my way.

Q: Okay. So you're walking around the neighborhood. It's probably what, 10:00 in the morning now?

A: No (unintelligible) 10:00 in the morning.

Q: Earlier then?

A: It - it's all (unintelligible) because we get - get our food and everything, we still back and forth. I - I just remember being in traffic. But we had - because there was other people with us. He dropped them off. And then he drops me off. And I go straight home.

Q: Okay. What time do you think you got home?

A: It's around 2:00, because I remember I had to get there before the kids...

Q: (Unintelligible)...

A: (Unintelligible) before - before 2:00 I - I dropped Jonique off her lunch. And then I, you know - and I paced back...

Q: And...

A: ...down to the house.

Q: And are you dropping off on foot or do you drive?

A: I'm on foot. (Unintelligible)...

Q: Where does she work?

A: ...my car was...

Q: Where does she work?

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A: She work at Live Peter.

Q: Where is that at?

A: That's on Vegas and Jones.

Q: So you grab some food. What kind of food?

A: We had some fish and shrimp.

Q: Oh, okay, so stuff from the fish fry?

A: Yeah.

Q: So you get at the fish fry at 9:00. You go drop her off her lunch at what time?
Like noon?

A: Just around I want to say 1 o'clock.

Q: One pm you go drop off food at her...

A: Mm-hm.

Q: ...- at her business?

A: So I go...

Q: Okay. So you actually go...

A: ...(unintelligible)...

Q: ...inside her business?

A: Yeah. Yeah. We go over there, small talk. We doing our thing...

Q: Mm-hm.

A: ...- talking about (unintelligible) like I do.

Q: And then you leave. Then you walk back...

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- A: Then I get home. And then from home, that's when...
- Q: Okay. So you got home...
- A: (Unintelligible)...
- Q: (Unintelligible). You got home at about 2:00 pm?
- A: Around there. Yeah. So I know it was 1:00 pm around Jonique and 2:00 pm...
- Q: So you held that bag of food from 9:00 in the morning until 1:00 in the afternoon to go drop it off to her?
- A: Nine in the mor- it - it wasn't exactly 9 o'clock in the morning. I'm gonna say...
- Q: Okay, 10:00...
- A: I just know the place opened at 9:00.
- Q: Okay.
- A: So like we was there around early.
- Q: Okay, 10:00...
- A: (Unintelligible) only...
- Q: Eleven. What time (unintelligible)...
- A: (Unintelligible) say that.
- Q: Ten?
- A: Around 10:00, probably...
- Q: Okay.
- A: ...(unintelligible) ten...
- Q: So you held it for three hours.

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A: They cook - they cook it for fresh. It ain't gonna (unintelligible)...

Q: No. That's awesome. Yeah. And you really want to eat it fresh.

A: Yeah.

Q: So I don't know why you carried it back for three hours before you give it to your girl.

A: Cause we was - I'm on the other side of town. We way up over here. You know what I'm saying? I'm already...

Q: You're saying it...

A: I'm on the (unintelligible)...

Q: ...took three hours?

A: ...of town.

Q: Three hours to drive from downtown to...

A: I didn't go straight to my spot. I'm still in the ride with him. You know what I mean?

Q: Okay.

A: Cause I'm getting kind of mad cause I didn't want to miss her lunch...

Q: Uh-huh.

A: ...and stuff.

Q: So what time does Daniel actually drop you off at Washington and Jones?

A: Th- that had to be around - it had to be around 1:00 because I know I went to...

Q: Okay.

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A: ...Jonique's.

Q: So from Fremont at 10 o'clock in the morning until 1:00 pm, what happens during that time?

A: I said (unintelligible)...

Q: You and Daniel? You leave the fish fry at 10:00 in the morning?

A: Mm-hm.

Q: And you get home at 1:00. That's three hours.

A: Mm-hm.

Q: It don't take that long to drive from Fremont...

A: I didn't go straight home from...

Q: I know.

A: ...that place.

Q: I know. Where did you go?

A: We had to go shoot - we had other people with us. So we was...

Q: Okay.

A: ...dropping people off at their cars. And we all climbed out...

Q: Okay.

A: And I climbed out by their spot. So everybody was like, "Let's go. Let's go" (unintelligible)...

Q: Mm-hm. So they all go. Right?

A: Mm-hm.

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- Q: How many people would fit in that little car?
- A: We all in one car. So it's, uh, four people.
- Q: Okay. So you drop off the two other people. So that takes an hour, an hour and a half. Vegas has bad traffic. Right? Even if you drop them off...
- A: (Unintelligible)...
- Q: ...in, you know...
- A: ...even through all that time, we all bullshitting and - and...
- Q: No. They're - yeah.
- A: You know what I'm saying?
- Q: Without a doubt. Three hours though. No. I mean this is great because your cell phone is going to show you all over town.
- A: Mm-hm.
- Q: That's awesome. Right? It ain't gonna show you at your house...
- A: Mm-hm.
- Q: ...because you weren't at our house.
- A: Mm-hm.
- Q: Right?
- A: Mm-hm.
- Q: Okay. Where is your phone at now?
- A: It's somewhere (unintelligible) find it.
- Q: Okay. Where is it? Like, where do you think it is?

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- A: (Unintelligible) the car or something, you know, because I thought I had it on me.
It - it (unintelligible) on me.
- Q: You know like did you have your phone when the cops grabbed you?
- A: When they grabbed me, they just threw me on the damn ground. You know what I'm saying?
- Q: Okay. So I'm saying...
- A: (Unintelligible)...
- Q: Okay. So when - you had your phone when you went back to what's-her-name's house. Right?
- A: I s- yeah...
- Q: Okay. Yeah.
- A: I mean I told her, "We on our way over."
- Q: Yeah.
- A: That's why (unintelligible) like...
- Q: Yeah, without...
- A: ...(unintelligible)...
- Q: ...a doubt. We called you on your phone. That's w- I mean it's not a surprise that you had your phone. Right?
- A: Yeah.
- Q: Yeah. Okay. So, your phone is going to show you all over town, anywhere but your house until 2:00 pm.

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- A: Mm-hm.
- Q: Okay. Right?
- A: No (unintelligible).
- Q: I mean you're telling me that. I mean it's not like I can get your phone records right away. I'm asking you.
- A: I'm just saying - I mean...
- Q: It's gonna show you dialing all over - four - three hours' worth of driving, dropping people off.
- A: I don't...
- Q: That's a lot of driving. So, no, that helps me, bouncing off different towers, showing you all over an-...
- A: (Unintelligible)...
- Q: ...anywhere but Jones and Washington.
- A: (Unintelligible)...
- Q: Anyway - no. That's what you said. Because that's, you know - hey, you got fish fry. A lot of people need to get dropped off. You're dropping that around. You're out of - you're nowhere near Jones and Washington today because you're driving around for three hours.
- A: We wasn't just driving around.
- Q: No. I got you. No.
- A: Well, you don't.

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Q: Well, you didn't stop anywhere, except for just drop people off.

A: Yeah.

Q: Okay. All right. So as soon as I call Daniel, he's going to be able to verify all that.

A: As far as me and him going to the fish fry and all that stuff...

Q: And you dropping off four people and then dropping you back off at 2:00 in the afternoon.

A: Well, yeah. I was by myself when he dropped me off.

Q: No. That doesn't make sense. He drops you off. So he's with you when he drops you off at 2:00.

A: Yeah. He drops me off.

Q: Okay, at 2:00. So, yeah. So you were with Daniel all day until 2 o'clock. That's good. Okay. So we're going to go through your phone. We're going to find Daniel's number. I'm just going to grab your phone. Okay? What time were you talking to her out in front of your apartment, before or after the kids got out of school?

A: That's when the kids was out of school.

Q: Okay. What - what school do they go to: elementary or middle school?

A: Yeah. It's the, um, elementary school.

Q: Okay. They get out at three...

A: 2:11.

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- Q: 2:11?
- A: Mm-hm.
- Q: Okay. So after 2:11, how long is she in front of your door talking?
- A: That was done and over with. Then I went and got - got my kids.
- Q: Okay. So she came - okay. So the kids: You go pick them up at the school. Right?
- A: She was - when I saw Ira, she was walking down the (unintelligible)...
- Q: Real quick: When you go pick up your kids from school, do you go walk down there, or do you meet them halfway, or do they just come home?
- A: I go to the school.
- Q: Okay. So you're - you're at the gate -- at the door -- picking them up?
- A: Not the gate. I caught them in the midst of - I'm by the school. Cause like I said, my girlfriend...
- Q: Okay. Now (unintelligible)...
- A: (unintelligible)...
- Q: So you pick up the kids...
- A: Like I said, my girlfriend (unintelligible)...
- Q: ...(unintelligible)...
- A: ...her kids up at their school...
- Q: Her...
- A: ...(unintelligible)...

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Q: So you pick up a bunch of kids...

A: So...

Q: ...and they all - at 2:11...

A: Listen - listen to me. They all used to - I mean they, you know - all the kids doing their thing.

Q: Okay.

A: So I ain't been home with - with them...

Q: Real quick: Today, you picked up the kids at the school...

A: Yeah.

Q: ...at like 2:15. Right?

A: Jonique was making sure. "You gonna be (unintelligible)..."

Q: Perfect.

A: Yes.

Q: So you pick them up at 2:15? It's a yes or no question.

A: I'm gonna say not two f- I was - I was (unintelligible)...

Q: Okay, 2:20...

A: ...around that time.

Q: Two-twenty, 2:30. You pick...

A: I was...

Q: ...the kids up after school?

A: I know it was around before the bell rung.

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- Q: Okay.
- A: And that was around two - and the bell rings at 2:11.
- Q: Okay. Cool. All right. So you get dropped off back at the house with Daniel at 2:00 pm. And then you're able to pick up the kids. You would have been - you walked down there to go grab the kids. And it's about 2:11. That's good. No. No. That's good. I'm just tracing your day.
- A: Listen - listen - listen.
- Q: Where am I wrong?
- A: Okay. Cause I dropped lunch off at Jonique's job around (unintelligible)...
- Q: Okay, at 1:00. Okay.
- A: From there, he out the picture. That's where he drops...
- Q: Without a doubt.
- A: But, yeah. That's where he drops me (unintelligible)...
- Q: Okay. So now at 1:00 pm, he was dropping you off?
- A: Yeah. So...
- Q: Okay.
- A: So (unintelligible) I - I know I'm touched down on my field, which is in the alley part. But I go home first. Now I'm not saying it's 2:00 pm. I'm not looking at clocks and shit. (Unintelligible)...
- Q: But you were there when the bell rang...
- A: I - I (unintelligible)...

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Q: ...for the school. So we can at least say...

A: Yeah. Yeah, yeah, yeah. yeah.

Q: We can at least say at 2:11 you're at the school picking up the kids.

A: Yeah. I know - yeah. I know that.

Q: Okay.

A: The bell rings at 2:11. So I know that I'm around...

Q: And you're picking up those kids?

A: Yeah.

Q: Okay.

A: Yeah.

Q: All right. No. Not a problem. Do you guys walk home or do you drive home?

A: We walk. I mean...

Q: All right.

A: ...(unintelligible) drive. You know.

Q: Okay. So, no. You - you go pick them up. You were - you were with them at 2:11:00 pm?

A: Mm-hm.

Q: Okay. And you're dropping off lunch at 1:00 pm?

A: It was like all around that time (unintelligible)...

Q: Okay. When do you talk to that girl?

A: And I'm over telling Jonique...

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- Q: When did you talk to that girl out in front of your door about the dogs?
- A: It was all around - I want to say 2:00. It's around the 2:00 area.
- Q: Okay. So, after dropping off lunch and before picking up those kids, that's when you talked to her?
- A: Yeah. I talked to her.
- Q: Okay. So, no. Yeah. That's...
- A: I just remember...
- Q: No, no, no. It was after lunch and before picking up the kids.
- A: Yeah.
- Q: Okay.
- A: Yeah.
- Q: So she was with - you guys were with each other for how long was that conversation?
- A: It was woo-woo-woo because I said...
- Q: Two seconds? Ten minutes? Half hour?
- A: No. it was a nothing (unintelligible) I'm talking shit like she's talking shit. You know what I'm saying? You know. I'm talking...
- Q: Okay. No. I mean like right...
- A: ...(unintelligible)...
- Q: ...now we've been talking about 30 minutes. And I know you're talking shit.
- A: Yeah.

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Q: Okay. So, did that conversation with you and her take about 30 minutes? Cause right now I know you're lying and it sounds absolutely horrible. Now, in the conversation you had with her, were you able to realize that it was horrible (unintelligible)...

A: (Unintelligible) you see what you're doing...

Q: I'm trying to figure out...

A: Yeah. Yeah.

Q: ...what time she was at your apartment...

A: This...

Q: ...according to you.

A: This was all...

Q: And we got it narrowed down between 1:00 pm, the time you drop off the food...

A: You talking about time...

Q: ...and the time you go pick up the kids at school. That's when you had the...

A: Okay, around...

Q: ...conversation, not...

A: ...- around 1:00 pm...

Q: ...- not a problem.

A: That's when (unintelligible)...

Q: ...just sometime between...

A: That's when I know I touched...

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Q: ...the two...

A: That's when I know I touched down to my side of town.

Q: Exactly.

A: (Unintelligible)...

Q: Dropping off food...

A: ...food...

Q: Uh-huh.

A: Yeah.

Q: And then you know that you talked to her before you picked up the kids. So that narrows it down between 1:00 pm and 2:11...

A: (Unintelligible)...

Q: ...is when you talked to...

A: Well - well...

Q: Okay.

A: ...(unintelligible)...

Q: Now whether or not...

A: ...(unintelligible)...

Q: ...how long it was - or how long it was, we know that you talked to her between 1:00 pm and 2:11.

A: I ain't talking about no 1:00 pm. We gonna say around 2:00 until around that time.

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Q: Okay. So you talked to her sometime between 2:00 and 2:11?

A: Between 2:00, around that time I was still talking to her. We been talking shit...

Q: Were you talking to her at 2:11?

A: (Unintelligible) I mean I'm around there getting my kids and stuff.

Q: Exactly. So (unintelligible).

A: (Unintelligible).

Q: Okay. So it happened before then...

A: I'm - I'm - I'm out before then...

Q: Listen. It happened before then. Right?

A: Yeah.

Q: Okay. Not a problem. So (unintelligible)...

A: Well...

Q: And it happened after you dropped off the lunch?

A: Even when I came.

Q: Right?

A: No. No, no, no, no, no. I didn't...

Q: It happened before that?

A: I did not...

Q: Did you talk to her before or after you dropped off your girl's lunch?

A: After I dropped my girl's off lunch, I went back to my spot.

Q: Okay.

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A: And then...

Q: Did you talk to her before or after you dropped off the lunch?

A: (Unintelligible) before 1:00. I just had no...

Q: Okay. So...

A: ...contact. I didn't have (unintelligible)...

Q: ...after lunch, you talked to her -- not immediately, but just sometime after lunch and before you picked up the kids, you talked to that girl?

A: Yeah. I seen...

Q: Okay. All right.

A: I seen her...

Q: Not a problem.

A: So, after lunch,...

Q: Mm-hm.

A: ...and before the kids,...

Q: Mm-hm.

A: I s- I see everybody.

Q: But you - I don't care about...

A: (Unintelligible)...

Q: ...everybody. I care about you and her...

A: Then I leave...

Q: Okay.

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- A: Then I leave.
- Q: No, without a doubt.
- A: Go get the kids.
- Q: All right.
- A: And I'm still talking to her - to her.
- Q: She walks with you to go to the school?
- A: No. She's (unintelligible)...
- Q: Okay.
- A: ...down this damn alley.
- Q: Okay.
- A: You know what I'm saying?
- Q: I'm talking about the conversation you had with her at the door.
- A: That was just what I said. (Unintelligible)...
- Q: Okay.
- A: ... (unintelligible)...
- Q: Does that happen after dropping off lunch and before the kids got picked up at school?
- A: It was when I know I touched down on my door.
- Q: No. I got it. So, um, 1:00 pm...
- A: I'm kind of (unintelligible) when you talk, so...
- Q: All right.

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- A: When you - when you talk to me (unintelligible)...
- Q: After - after you dropped off food to your wife,...
- A: Not my wife.
- Q: Or - okay.
- A: Kids' mother.
- Q: Okay, your kids' mother...
- A: Uh-huh.
- Q: ...and before you pick up the kids from school, is when she was at your door talking to you, sometime in that timeframe. Okay?
- A: I saw her walking. I told her - I said (unintelligible)...
- Q: Okay. But she was at your door?
- A: (Unintelligible) I'm talking to her like I would normally talk to the girl.
- Q: Okay.
- A: I mean, "Get your ass up over here."
- Q: Okay. So you told her to come over to your door?
- A: Mmm.
- Q: Okay. Now, also what happens at that time, between after dropping off the food and picking up the kids, you move the shotgun. Because you said you were home before 1:00. So sometime that happen (unintelligible)...
- A: The shotgun...
- Q: Two things happen...

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- A: The shotgun - yeah. The shotgun was in my living room (unintelligible)...
- Q: Exactly. And sometime after...
- A: ...(unintelligible)...
- Q: ...food and before picking up the kids, you move the shotgun. I'm just trying to figure out all these things that happened. I'm not saying what happened...
- A: (Unintelligible)...
- Q: ...(unintelligible)...
- A: Everything just - I come in here with - with - with gang shit on my goddam arm anyway...
- Q: Without a doubt.
- A: You see what I'm saying?
- Q: Yep. I got it. You gotta find out where you dogs (unintelligible) talking to that girl. You gotta move that shotgun safely to the floor where the kids couldn't climb over it. And, yeah...
- A: It's still in it's - in a box kind of thing. So...
- Q: Without a doubt.
- A: I (unintelligible)...
- Q: You know? I - I understand that a box is way better than a, you know...
- A: You know what I'm saying?
- Q: A locked box. Yeah. It's a cardboard box.
- A: Yeah.

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- Q: Okay, where - yeah. So for whatever reason...
- A: My kids...
- Q: You move the shotgun...
- A: My kids already know about the box. You know what I'm saying?
- Q: Without a doubt. So as long as I know that you moved the shotgun between 1:00 pm and 2:10 and that you talked to her in front of your door between 1:00 pm and 2:00 pm...
- A: I didn't want to s- I didn't - I didn't move - get - get all that damn shit...
- Q: Okay.
- A: Besides, it - I just got that out - out the way. You know what I'm saying?
- Q: Without a doubt.
- A: Because I didn't want them...
- Q: Okay.
- A: ...(unintelligible)...
- Q: I'm just saying - I'm just saying, "I would not be lying if I said that you told me that you moved the shotgun..."
- A: Like I said, okay...
- Q: (Unintelligible)...
- A: I did not move it. But...
- Q: No, no, no. Wait...
- A: ...(unintelligible)...

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- Q: ...(unintelligible)...
- A: ...(unintelligible)...
- Q: You told me that you moved it...
- A: Yes.
- Q: Today?
- A: Th- today...
- Q: Okay.
- A: ...(unintelligible)...
- Q: Not a problem. Not a problem. And you weren't home very long?
- A: No I wasn't.
- Q: Okay. And you talked to the girl at your door.
- A: Mmm.
- Q: Okay. That happened today too?
- A: Mm-hm.
- Q: Okay. You weren't home very long.
- A: Mm-mm.
- Q: Okay. All right.
- A: Not that long, cause...
- Q: But you know what the most important thing is? That you're not sorry for anything you did today.
- A: I'm sorry for making any kind of mistakes to get me up in this (unintelligible) like

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this. Yes. I am sorry. That's...

Q: That's not the way - you're telling - you're explaining me you're sorry you got caught. You're not sorry...

A: (Unintelligible) sorry (unintelligible) caught. I'm sorry I guess for me stepping out of character (unintelligible)...

Q: You're sorry for kidnapping somebody and tying her up in your apartment?

A: (Unintelligible) I didn't make - uh, I didn't kidnap nobody or (unintelligible) tie anybody up in my apartment.

Q: She got tied up in your apartment. You're the only one that says you were there. You...

A: (Unintelligible).

Q: ...said there was no other guys there.

A: Well,...

Q: So that must be you then.

A: But I didn't do none of this (unintelligible)...

Q: Okay.

A: You know what I'm saying?

Q: But according to you, no other guy is at your apartment?

A: No.

Q: Okay. All right. Good luck. Okay? This is gonna end really badly for you. And you're going to go to prison for a very extended period of time. I'm not lying. The

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decisions you made today greatly affected the rest of your life. The lack of explaining why can - probably makes you go to prison for double-digit numbers. We're not talking ones and twos, and fours and fives, and eights. We're talking 10s, 12s, 15s -- years, not months anymore. Okay? Okay. But [it takes a little while to do all the arrest paperwork. So you're going to sit here for about an hour. ne

A: Mm-hm.

Q: Okay. Um, any questions?

A: Yeah, um, can I call home, check my home...

Q: You'll - it...

A: ...and see what's up?

Q: As soon as you get down to CCDC, you know, maybe about an hour after that they get you into that next room, and you'll be all fixed for phone calls. Hey, what time does Jessica get to your house? Is that when the kids got there? It kind of is important for me because I need to know whether or not Jessica needs to be sitting in the same room - room that you are in.

A: Jessica has nothing to do with this...

Q: Okay.

A: ...what - whatsoever. My kids ain't got nothing to do with this. Jonique has nothing...

Q: Okay.

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- A: ...to do with this.
- Q: I totally understand that. But...
- A: (Unintelligible).
- Q: ...Jessica gave me a taped statement saying that she was inside that apartment, which is her and the kid. I know it's a lie. But that puts her inside that apartment at the timeframe where my crime was going on. So now that she's inside that apartment at the time that I think this crime is going on, she's gonna be sitting in a room just like this, handcuffs and that. And the only reason why she wasn't tonight is cause she had a little baby in that car -- a very little baby.
- A: Yes. I know (unintelligible)...
- Q: I need to know - I guess - I guess it doesn't matter now. Everybody plays different roles. And if nobody explains what those roles are, everybody goes through the same thing.
- A: Yeah. But...
- Q: Okay. And she's already admitted to being in that apartment at that time.
- A: Yeah, she was there at my house. This is how my dogs was (unintelligible)...
- Q: What time did she get there?
- A: She'd been there. I needed somebody there at my house because the stuff (unintelligible)...
- Q: What time did Jessica get to your apartment?
- A: Jessica, she'd been - I let her stay there.

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- Q: So she was there all day?
- A: Yeah. She was there all day. She didn't want to tell me about my dogs being gone.
- Q: Okay.
- A: You know what I mean?
- Q: So Jessica is going to be able to - Jessica was there all day. That's all I need to know. Right?
- A: Yeah. She was there all day.
- Q: Okay. That doesn't help her at all.
- A: No. But when I got there, she didn't see me till the time I told you.
- Q: No. Yeah. I mean if she's there all day, she should see you come in at like 1:00.
- A: She didn't...
- Q: She...
- A: ...see me (unintelligible) at 1:00. She seen me come in with - with food (unintelligible) that time (unintelligible)...
- Q: At about 1:00 before - okay, a little bit before that. So you could make it to the - the other babies' mama for the time for lunch. Okay.
- A: No.
- Q: So she's there (unintelligible)...
- A: So Jonique came first, after me getting the food; me getting home to my spot. And that's like all around the 2:00-ish time.

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Q: Say that again?

A: Me getting home - I'd been with Jonique around 1:00...

Q: Uh-huh.

A: I get to my house like around 2:00. Jessica was already there. She was in my house because I needed her there.

Q: Okay. So she was there when you're talking to the girl out in the front door about the dogs? She was there all...

A: No.

Q: ...day.

A: What I did was...

Q: (Unintelligible)...

A: She didn't know I was out...

Q: Yes. I heard.

A: ...there talking to nobody.

Q: You weren't whispering. It was loud. You know?

A: Listen, dude. Like I said, Jessica didn't see me talking to no - to nobody and me dealing with her...

Q: Well as long as she is there all day, that's all I need to do to book her. Okay? If I think a crime happened in there, and it's a big crime, and she's admitting to being there all day, then she's just as culpable as any other person in that house. And she's - whether or not she played a big role or a small role, no one is owning up

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for anything so she goes for the same thing everyone else goes for. That's - that's the problem with not telling the truth. That's the problem with not telling what roles people play. People that play small roles go for the same roles that people that play big roles do.

A: (Unintelligible)...

Q: And now Jessica...

A: You're telling me...

Q: ...is going to go to jail...

A: All I know is me talking shit to - to Ira, Jessica (unintelligible)...

Q: More than talking shit.

A: ...didn't have nothing to do with none of this - none of this mess.

Q: All right.

A: All I know is I'm just like, "Shit. Where my damn dogs at? Where my dogs at? Where my dogs at?"

Q: Then why did she get tied up? And where is Jessica in this? Is she just in a back bedroom not knowing what's going on? These are important questions. These do not just affect your life. They affect her life too.

A: I know. And this is my kid's mama. And, uh...

Q: Uh, yeah.

A: Jessica don't have nothing to do with...

Q: Do you remember when I went like this, "Kids," or...

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- A: I do.
- Q: ... "Dogs"?
- A: Yeah. I do.
- Q: Okay. The little baby in that car Jessica had, right: Is that your kid? Okay. Who is gonna watch that kid when Jessica is handcuffed to this table on her way to jail?
- A: But why does she gotta go to jail?
- Q: Because she already admitted to being inside that house -- all day. That puts her at the scene of my crime. That's why she's got to go.
- A: Well, Jessica - she didn't see me talk to nobody.
- Q: I don't care. She said that she was at the scene of the crime. If I prove that a crime was there and she's already admitted to being at that scene...
- A: Not even if she don't see nothing about me talking to, uh - to Ira...
- Q: Mmm.
- A: ...or the rest of - or the rest of the neighbors about the...
- Q: No. Because the crime that happened was big enough to where anyone in that apartment would have known what was going on. It's not like a mans- we're not talking about some huge palace.
- A: Of course. Yeah,
- Q: Okay. So when things are happening inside that very small...
- A: I mean my kids and that there was there. I mean, come on, man.

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Q: Hey.

A: (Unintelligible) do my kids too.

Q: Hey.

A: I mean shit. What - what did they say or hear?

Q: That's why I'm here talking to you, hoping you are doing the right thing by your kids.

A: Well, I'm doing the right thing.

Q: You...

A: My kids...

Q: You're doing more for your dogs than you're doing for your kids. That's a fact. You did more for your dogs than you're thinking about your kids right now. I'm going to take your kids' mother to jail. And you've done nothing to own up for what you did to maybe try to help someone in the long run. Don't think about yourself, man.

A: I'm just thinking about myself...

Q: Don't even think about Jessica.

A: I told you my family had nothing to do with me arguing with, uh, Ira today...

Q: Okay.

A: ...about some shit that I know she know what's up on.

Q: Do you believe me when I tell you Jessica is going to have to go to jail...

A: I mean...

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- Q: ...for this? And that is a yes or a no question. Do you think I'm bluffing?
- A: No. I don't think you're bluffing.
- Q: Okay.
- A: But my thing is...
- Q: Do you think I'm trying to do everything I can...
- A: Well, she - I mean...
- Q: Listen: Do you believe me when I'm trying to do everything I can to try to make that - to try to make sure the right people go for the right things? Do you believe me when I say that?
- A: Do you want my honest opinion about...
- Q: Honest...
- A: ...- about (unintelligible)...
- Q: Honest about me.
- A: I don't even know you for you to be (unintelligible)...
- Q: Exactly. We've talked for an hour. What's your honest opinion about me?
- A: You're doing your job.
- Q: Okay. What's my job?
- A: You - you interrogating me.
- Q: What else...
- A: (Unintelligible) detective...
- Q: ...do I do?

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- A: I mean you're a detective (unintelligible)...
- Q: Okay. I'm trying to figure out what happened.
- A: Mm-hm.
- Q: Who was telling the truth.
- A: Mm-hm.
- Q: Okay. So that's exactly what I'm doing.
- A: Mm-hm.
- Q: Okay. Interrogating, questioning -- yeah, all the same thing, when you're handcuffed to the table, yeah. It's pretty much interrogation. What does this say? Interrogation.
- A: Mm-hm.
- Q: Yeah. It's a great word for that. It's exactly what I'm doing, trying to find out the truth.
- A: Mm-hm.
- Q: Okay. What do you think my motive for tr- trying to find out the truth is?
- A: You trying to get everything you can out of me to put the puzzle together.
- Q: That's important. Right?
- A: Yes.
- Q: Yeah. Because (unintelligible) puzzle I got enough of the puzzle put together to where I can put (unintelligible) someone in jail or prison. That's not a problem. I got that picture already from my victim. But there's other sides to the story. I

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wouldn't be doing my job unless I tried to figure out what those other sides of the story are. Sometimes those other sides of the story help people like Jessica. Sometimes they hurt them. I mean if it was Jessica's fucking idea, then yeah, it's gonna hurt her. If it wasn't Jessica's idea, then maybe when people start telling the truth about where certain people were and during certain things, it helps Jessica. And helping Jessica helps who? That little, itty-bitty baby.

A: (Unintelligible) did today. Jessica, my baby, my - my (unintelligible) kids.

Q: You're not right by them.

A: Do you know what I'm saying?

Q: You're not doing right by them right now. I'm telling you right now. Jessica will be arrested with the facts that I have right now because no one is telling me otherwise. She on a taped statement said that she was in that apartment from a certain time until a certain time. I have a victim saying a crime happened right here during that same time. I have physical evidence saying that that victim was telling the truth. That means that Jessica was there during that crime. Jessica is going to go to jail for that crime. That's a fact. And no one is doing anything to try to make that not happen.

A: But Jessica don't nothing to do with...

Q: Says who?

A: ...this mess.

Q: Says who? You weren't there, according to you.

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- A: I (unintelligible)...
- Q: Right? How would...
- A: I was...
- Q: ...you know Jessica had nothing...
- A: I talked to...
- Q: ...to do with it?
- A: ...Ira by myself.
- Q: And that's not true.
- A: And Jessica...
- Q: There was you and another guy that talked to Ira.
- A: And Jessica was not around.
- Q: Why would Jessica lie to me?
- A: (Unintelligible)...
- Q: Why would Jess-...
- A: Jessica did not see me talk to no Ira or whatever.
- Q: Unfortunately, she puts herself inside that apartment. She said that she was there at...
- A: Yeah. She was...
- Q: ...that time.
- A: ...there.
- Q: Okay. Not a problem.

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- A: But my business with Ira - my house, you know - Jessica, all my kids, or whatever (unintelligible) they had - they don't know nothing about me talking to no Ira.
- Q: Jessica is there...
- A: Mm-hm.
- Q: A crime happens. Jessica goes to jail for that crime. I don't know how easier to explain it to you.
- A: You (unintelligible) I mean she was in my house. But, I mean, hell. This all falls down, it all falls down on me. You know what I mean?
- Q: Not the way it's playing out now. If it all falls down now, it falls down on everyone that was inside that apartment that I can prove that was in that apartment.
- A: Can my...
- Q: At this point...
- A: Can my kids get in trouble too? You know what I'm saying?
- Q: You said this happened before you picked up the kids.
- A: I'm saying...
- Q: If they were in the house and they're...
- A: If she was...
- Q: ...children, no.
- A: If - if she was still in my house and all - and all this and that - you know what I mean?

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- Q: Okay. Your kids were not suspects of this. You said this happened before you even picked up your kids. So eliminate that. I don't need to take them. They're probably too young for me to take anyway. Jessica is like 19. She's gonna go. She's not a kid. You didn't pick her up at school. She's a mom.
- A: Yeah.
- Q: She's gonna go. She's an adult. She can make adult decisions. She can down to CCDC.
- A: But she's doing mom stuff. You know what I mean?
- Q: Exactly. And she won't be able to do that when she's in custody. So, everyone that's in that apartment goes, all the adults. Okay. You know else doesn't go? The victim doesn't go. So your kids and the victim are the only ones that don't go, because no one is telling me to do otherwise.
- A: Well, I mean...
- Q: Hey, no. It's - it's your choice.
- A: What is it that you're trying to have me do, man?
- Q: Truth.
- A: Oh, the truth gonna set me free or something?
- Q: Sooner than later. Ten years from now you're gonna be like, "Shit. I t- should have told the truth. I could probably be getting out now instead of 20." How old are you?
- A: Well, it's my birthday coming up Friday the 13th.

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- Q: How old are you gonna be?
- A: I believe, uh, 33.
- Q: Okay. What were you doing ten years ago -- 23 years old? Do you remember...
- A: Had my first child.
- Q: Had your first child. Okay. Probably a little younger or a little quicker than you are now, 23, kind of cool. Right? That's only ten years.
- A: Yeah.
- Q: What were you doing 20 years ago? You were in fucking middle school, seventh grade, eighth grade, right? Big difference between 10 and 20. Right?
- A: Mm-hm.
- Q: All right. There's a huge difference between 10 and 20. You're gonna really realize that ten years from now when you still got another 10 of your 20 years left how big that difference is. That little baby I saw in that car today...
- A: Mm-hm.
- Q: The kid's going to be 20 years old by the time you get out.
- A: Mmm.
- Q: Or could be younger. I don't know. But I know that somebody that says, "I'm not sorry for anything I did today," and did a kidnapping, doesn't bode well when it comes to sentencing.
- A: I don't - man. I'm (unintelligible) you talk to me, you know...
- Q: Uh-huh. No, I'm...

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- A: ...(unintelligible)...
- Q: I'm telling you the truth. I'm trying to teach you something. I'm glad you're learning.
- A: But you're telling me about, you know, kidnapping and - and...
- Q: What do you think it is? When you're tied up in the apartment and have to escape, that's kidnapping. That's almost the picture they paint when you look it up in the book. That's bad stuff. All over the love of a couple of dogs.
- A: It was more than love of a couple of my dogs.
- Q: Well, okay, trying to prove a point that you're not gonna have someone stealing your shit. I understand that. But look how severe this got. And at no point today have you ever said you were sorry to - for doing anything -- at all, nothing, man. You show no remorse.
- A: You're saying, uh,...
- Q: No, no. Don't be...
- A: ...(unintelligible)...
- Q: ...the, "Hey, I'm kind of sorry..."
- A: ...(unintelligible)...
- Q: ...for something...
- A: Now, why - why - why are you all up in my yard, you know, with all this mess?
- Q: Yeah. You never even asked that. If I was chained to a frickin table and I didn't do nothing today, I'd be pissed.

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- A: Mm-hm. I know...
- Q: (Unintelligible) accepted your fate. You (unintelligible)...
- A: No I'm pissed.
- Q: Okay.
- A: I mean I'm pissed.
- Q: Okay.
- A: I'm a lot of stuff. I - I mean...
- Q: All right.
- A: (Unintelligible)...
- Q: (Unintelligible) what happened?
- A: I just told you what happened.
- Q: This girl is going to steal your dogs, which she didn't. There I am.
- A: (Unintelligible) wrong.
- Q: But this girl you think has stolen your dogs, she's probably a thief and has probably stolen stuff before in the past...
- A: Mm-hm.
- Q: ...and probably...
- A: She don't...
- Q: But who is going to prison at the end of the day?
- A: I guess me.
- Q: Ain't no guess.

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- A: (Unintelligible) she, uh...
- Q: I mean how - that was bad. And you're doing nothing to help yourself, nothing at all. You've never taken anything to a jury trial, huh?
- A: (Unintelligible).
- Q: How do you think it's gonna work? Do you think two weeks from now you're gonna be able to tell your side of the story?
- A: No. (Unintelligible)...
- Q: So now all of the la- so what do you think the last thing - I'm going to go type up everything I talked to you about. And - and you know I'm going to have the, "Hey, I'm not sorry for anything I did today."
- A: Well, you just...
- Q: Because that's important. It's important to me.
- A: But you're just trying to make me just say, you know...
- Q: I'm trying to make you say the truth. There's a big difference between somebody getting dragged in an apartment and somebody getting invited. Tried to help you with that. That's a huge difference, snatching somebody up off the street or inviting someone in and this turning into an apartment. There's a big difference. But at this point, I just gotta go with what someone else told me. And I got to start it now soon because I'm not going to be here all night typing stuff up.
- A: I got you.
- Q: Okay.

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- A: All I know is me talking to Ira.
- Q: No. I got you. Hey, I got enough cause...
- A: Later on...
- Q: I talked to Ira today. And I know that you're saying...
- A: (Unintelligible)...
- Q: ...she was never in your apartment. And I know that you said you moved the
shotgun today. Those are all the things - key points. And I know that you said
that Jessica was with you in the apartment. That's all I really needed.
- A: She was there in the apartment. She...
- Q: No. Without a doubt.
- A: ...(unintelligible)...
- Q: I - I just said that.
- A: ...the apartment.
- Q: She was there in your apartment. That's all I'm going to write. Jessica was in
your apartment.
- A: She was housesitting for me.
- Q: It doesn't matter what she was doing. She could be dribbling a basketball or
spinning on her head. I don't care what she was doing...
- A: Right.
- Q: ...in your apartment. All right.
- A: I know that don't nobody have nothing to do...

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Q: Hey...

A: ...(unintelligible) me - me and Ira's conversation with me and Ira.

Q: Look - look there. You see that camera right there. Right?

A: I see it.

Q: Okay. Eventually...

A: Mm-hm.

Q: Didn't happen tonight, but, because Jessica had the little baby. We don't want to deal with it. But eventually she's going to sit here - right here at this table. And she's going to wonder, "Hey, why did it happen? Why am I under arrest?" It might happen tomorrow. It might happen the next day. Who knows, right?

A: Like I said, (unintelligible)...

Q: No, no. Listen to me. Listen to me. I would really like to know what part Jessica played in this. And you're the only person right now that can provide that information to help Jessica. Are you willing to help me provide that? Do me a favor. Let me (unintelligible).

A: I just told you no.

Q: Okay. Cool.

A: Jessica has nothing to do with this.

Q: But she was there. Just so you know, Jessica is gonna look at that video and know that you could have helped her...

A: (Unintelligible)...

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Q: Good luck with everything, man. Thanks for thinking about yourself.

A: (Unintelligible) take care of yourself, man.

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