Internal Affairs Investigation
19-IA-0001
Sergeant [redacted] Statement

Sergeant Larry Doherty: The following will be a recorded interview conducted by myself, Sergeant Larry Doherty, of the Sonoma County Sheriff's Department Internal Affairs Bureau. The date is 1 –

Sergeant [redacted]: Twenty-four.

Sergeant Larry Doherty: – 1/24/2019. Time now by my watch is 1252 hours. I am presently in one of the conference rooms with Sergeant [redacted], and [redacted], uh, could you say and spell your last name?

Sergeant [redacted]: [redacted]

Sergeant Larry Doherty: Is it all right if I call you [redacted]?

Sergeant [redacted]: It is.

Sergeant Larry Doherty: And please call me Larry. Um, how long you been a sergeant now?

Sergeant [redacted]: [redacted].

Sergeant Larry Doherty: [redacted]? And prior to that, you were a deputy for how long?

Sergeant [redacted]: [redacted]

Sergeant [redacted]: Well done. Current assignment?

Sergeant [redacted]: Uh, [redacted] at the Main Adult Detention Facility.

Sergeant Larry Doherty: Okay, and days off? Well you guys don't really get days off. Well, what are your supposedly days off?

Sergeant [redacted]: Uh, [redacted].

Sergeant Larry Doherty: [redacted]. Um, and when you say it's the Main Adult Detention Facility, if we hear that in the future, we might just say MADF. Do you have any specialties now?

Sergeant [redacted]: Uh, [redacted].

Sergeant Larry Doherty: [redacted]

Sergeant [redacted]: [redacted].

Sergeant Larry Doherty: Okay. Actually you're, you call it a [redacted]?

Sergeant [redacted]: Yes, sir.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: And I'm also a, a part of the [redacted] for the Sheriff's Office –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – also.

Sergeant Larry Doherty: You were a sergeant on January the 11th, 2019?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. On that date, you were workin' swing shift?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay, and do you remember what your responsibility was? What sergeant unit you were ****?

Sergeant [redacted]: I was assigned the Sam 3 which is in charge of the, what we call the wing or the third floor.

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: Uh, and I had, uh, planned to do a unit search, uh, D module, the night before because activity level, I postponed it to that day, January 11th.

Sergeant Larry Doherty: Okay. Were you SAM 3 on the 11th?

Sergeant [redacted]: Yes, sir.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Larry.

Sergeant Larry Doherty: And, uh, is D module on the third floor?

Sergeant [redacted]: No, it's on the second floor.

Sergeant Larry Doherty: Oh, okay. So on the day before, you had prior, you made plans to do a search on the second floor?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: But you were SAM 3?

Sergeant [redacted]: On the day before, I was SAM 2. It was my floor.

Sergeant Larry Doherty: Oh, gotcha. Okay. Now I understand. All right. So SAM 2 on the day before, you decided you were gonna do a search of a module, and why do we do searches of modules?

Sergeant [redacted]: Um, that m, particular module was on a modified OCA program because the inmates –

Sergeant Larry Doherty: Say it again. Modified what?

Sergeant [redacted]: Uh, **** –

Sergeant Larry Doherty: OCA?

Sergeant [redacted]: OCA, Out of cell activity time due to a previous incident.

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: And I'm module operations as far as my specialties so I was looking at the unit to improve the group size, the more time out for the inmates, um, and they weren't meeting expectations. So my plan was to do a unit search and give the inmates the expectations moving forward if they wanted their groups, uh –

Sergeant Larry Doherty: Their OCAs?

Sergeant [redacted]: Yes, their ****.

Sergeant Larry Doherty: Okay, and, and what kind of, uh, module is D?

Sergeant [redacted]: D is primarily a, a max security housing unit.

Sergeant Larry Doherty: Okay. So, I mean, they're gettin' pretty close to, uh, Ad Seg?

Sergeant [redacted]: They, um, the majority of the time, they just came out of that Ad Seg –

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: – or they're there because of their charges.

Sergeant Larry Doherty: Okay. So, I mean, they're not, um, our favorite children.

Sergeant [redacted]: They tend to be problematic.

Sergeant Larry Doherty: Okay, and who usually gets housed in their cell?

Sergeant [redacted]: It's, uh, as far as, uh, there's Nortenoes in there –

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: – blacks, and whites.

Sergeant Larry Doherty: Okay, and how big is that module, uh, number-wise, you know, approximately?

Sergeant [redacted]: Approximately, I believe it's 66.

Sergeant Larry Doherty: Sixty-six, so well over 50, and, uh, single cells, double cells?

Sergeant [redacted]: Both.

Sergeant Larry Doherty: And two-tier?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. Um, so when you say you were setting up to do a search, that obviously, um, entails a lot more deputies necessary than what you would normally have, uh, on your shift, especially if you're gonna be specific with doing that whole module search.

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: So how many deputies do you think you had prepared to help do the search?

Sergeant [redacted]: I had approximately nine deputies –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – that I pulled from different units.

Sergeant Larry Doherty: And you coached 'em beforehand?

Sergeant [redacted]: I gave them the expectations of, of how I wanted to process the work and what the, uh, goal was of the search.

Sergeant Larry Doherty: Okay, and, and how does that begin?

Sergeant [redacted]: Uh, we are on the second floor outside of SAM 2's office.

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: And I told them that we were gonna be doing a search of the unit. Uh, we're gonna be looking for contraband. I wanted them to cuff the inmates at, at their door, pat search 'em, sit them in the middle of the day room, and then search their cells, and while that was going on, uh, the unit deputy d, uh, Deputy [redacted] was gonna give the inmates, uh, expectations moving forward.

Sergeant Larry Doherty: Okay. So, um, you don't pull 'em all out, so what are the dep, what are the inmates doing while you're doing individual searches?

Sergeant [redacted]: We did it in quadrants so –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – Cells 1 through 9, I believe, we pulled them all out, sat them down.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: They were sitting on the steps handcuffs, gave them the expectations. Once they're cells were done, they were taken back to their cells unhandcuffed.

Sergeant Larry Doherty: Gotcha. (Phone Call) Um, just give me a second here 'cause I have to check this out. This is the nurse for my mom. She's in a home. ****. Medications. Um, so when you said you did it in quadrants, how many quadrants? There's, I, I take it there's –

Sergeant [redacted]: There's –

Sergeant Larry Doherty: – four?

Sergeant [redacted]: Yes, sir.

Sergeant Larry Doherty: Okay, and so in each quadrant, that would mean about 20 people, plus or minus, so that's a large number to have outside of a c, uh, in a group at one time.

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Um, so you handcuffed 'em and put 'em in, on the stairs. So that way you can monitor them a little bit easier.

Sergeant [redacted]: Yes. Uh, normally, we would do it out in the yard, but that night it was raining.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: So the yard was unaccessible.

Sergeant Larry Doherty: Okay. Oh, okay. All right. Um, the C&D they share a yard? I mean, the, uh, the yard?

Sergeant [redacted]: No.

Sergeant Larry Doherty: Okay, they don't. They're separate?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: But I understand at times that we have one deputy monitor both?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: **** guards? Okay.

Sergeant [redacted]: During breaktime, there's **** –

Sergeant Larry Doherty: So is, they're, somehow they connect?

Sergeant [redacted]: Uh, well, you'd have to leave the unit and –

Sergeant Larry Doherty: Well, you'd actually physically leave.

Sergeant [redacted]: – then down into the hallway, yes.

Sergeant Larry Doherty: Oh, okay, okay. All right. Um, so you gave, uh, your deputies expectations, uh, concerns, and as far as you know, um, it was being carried out?

Sergeant [redacted]: Yes. I was in the unit w, a, when the search started, I was in the unit for approximately 25, 30 minutes. Uh, everything was going smooth. The deputies had it under control so I left to go eat dinner.

Sergeant Larry Doherty: Okay. Um, later on, did you become aware of a circumstance that happened while they were doing their searches?

Sergeant [redacted]: Uh, yes, I was called on the radio to, uh, head up to the unit –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – to 87 the unit.

Sergeant Larry Doherty: Imagine that: You didn't get to eat your dinner. Um, so, tell me what happened.

Sergeant [redacted]: About 10 minutes in to eating dinner, I got a radio call from, I believe, Deputy [redacted], asking me to 87 the unit. I could tell from the tone of his voice that something wasn't right. So, uh, I ran up the stairs, uh, myself with the other two sergeants that were on duty and entered the unit.

Sergeant Larry Doherty: And who were the other two sergeants on duty?

Sergeant [redacted]: Sergeant [redacted] and Sergeant [redacted].

Sergeant Larry Doherty: Okay, thank you.

Sergeant [redacted]: Mm hmm.

Sergeant Larry Doherty: [redacted]; [redacted]. Sorry.

Sergeant [redacted]: What? No problem. Once we entered the unit, um, I heard an inmate yelling, later identified as Inmate [redacted]. Uh, he was being escorted by Deputy Morfin and I believe Deputy [redacted], uh, on, he was already on the bottom tier, uh, walking out of the unit.

Sergeant Larry Doherty: Okay. Um, do you know if, in fact, the, where were they gonna be heading?

Sergeant [redacted]: To booking.

Sergeant Larry Doherty: Okay. Now, do you know if it was [redacted] that actually took him all the way to booking, um, or could it have been another, uh, deputy?

Sergeant [redacted]: It could have been another deputy.

Sergeant Larry Doherty: Okay, all right, but you knew it was Morfin?

Sergeant [redacted]: For sure.

Sergeant Larry Doherty: Okay. Sorry. Um, what did [redacted] tell you?

Sergeant [redacted]: Uh, [redacted], when I, uh, after I found out, I had left the unit to go down to booking to see what was going on –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – and, and to talk to Deputy Morfin, and then I went back to the, to D module to talk to [redacted].

Sergeant Larry Doherty: Okay, gotcha, okay. So, you saw they were escorting him down so you were gonna go down to talk to Morfin?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: And to find out what happened?

Sergeant [redacted]: Yes, sir.

Sergeant Larry Doherty: Um, what did he relay?

Sergeant [redacted]: He relayed that, uh, [redacted] was causing a disturbance and refused orders to sit on his bunk and to remain quiet, so, uh, Deputy [redacted] opened the door, and Morfin grabbed [redacted] arm to turn around and place him in handcuffs, uh, and then [redacted], uh, pulled away and raised a fist as if he was gonna assault Deputy Morfin. So Deputy Morfin, uh, pushed him in to the cell and threw an elbow strike that did not connect and then took him down to the ground and then, uh, placed him in handcuffs.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: That was our first conversation.

Sergeant Larry Doherty: Okay. Um, after you talked to him, you said you went back to the module and talked to [redacted]?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: And, and what did [redacted] relay?

Sergeant [redacted]: I asked [redacted] if he was okay, if he was injured. He said no. I asked if there was anything else, and he said, "No, we're good."

Sergeant Larry Doherty: Okay. So at the time, you really don't have an incident? You have, uh, uh, a use of force?

Sergeant [redacted]: Mm hmm.

Sergeant Larry Doherty: And you're gonna assume that Morfin's gonna write a report?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. So, you've talked to Morfin, and you've talked to [redacted]. Morfin gives you an account. Is there any reason why you had any, uh, inclination not to trust him?

Sergeant [redacted]: No.

Sergeant Larry Doherty: Okay. So, did you talk to anybody else that might have been involved with that handcuffing at that time?

Sergeant [redacted]: No.

Sergeant Larry Doherty: Okay. So what are you doing? You're waiting for Morfin's report.

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. Um.

Sergeant [redacted]: I also did a debriefing –

Sergeant Larry Doherty: Good.

Sergeant [redacted]: – after the search was done with the whole search team.

Sergeant Larry Doherty: Okay, the search team.

Sergeant [redacted]: And asked them, uh, if, if there was anything else I need to know about. Um, told 'em how the search went. Uh, that they did a good job. Uh, there's a few, uh, areas that I had to address as far as their search technique. Other

than that, no one else had anything to add, and no one, uh, pulled me aside or anything like that.

Sergeant Larry Doherty: To let you know somethin' might, also mighta happened.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Or, or they had a concern.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Okay. Um, Morfin writes his report. Now, I understand what he did is he created a face page initially?

Sergeant [redacted]: That's correct. So after the search was completed, I had Deputy Morfin step into SAM 2's office and I was talking to him about the report. Uh, I had a concern about the elbow strike, and, um, Sergeant [redacted] was in the office at the time, and so we discussed it with him of, uh, our concern about that, and then I had Deputy Morfin explain to me again what happened, and at that time, he told me about the elbow strike that missed, but then he added in that while [redacted] was down on the ground, he, he struck him five times with a closed fist.

Sergeant Larry Doherty: Okay. So now you've got an addition.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: You got not, you know, a missed elbow strike, and now you've got him striking him five times with his fist.

Sergeant [redacted]: In the face, that's correct.

Sergeant Larry Doherty: Okay. Um, and then what did you do with Morfin?

Sergeant [redacted]: I, I asked him if there was anything else. He said no. Um, and I told him to, to write his report, um, and that was it. I did not make it clear to him that he needed to write it that night though.

Sergeant Larry Doherty: Okay. So, but your understanding was he was gonna write it that night?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay, and he doesn't, um, and a lot of times, these reports don't get completed during your shift.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Okay, but based upon your initial information that you had, um, was it any different than any other use of force that you might have been given?

Sergeant [redacted]: No.

Sergeant Larry Doherty: Okay, and, and [redacted] was there, why? [redacted]?

Sergeant [redacted]: He was, uh, SAM 2 for that, for the night, so he –

Sergeant Larry Doherty: Oh, so that was his –

Sergeant [redacted]: – was in his office.

Sergeant Larry Doherty: – that was his floor?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. All right, gotcha. Um, so did you work the next day?

Sergeant [redacted]: I did.

Sergeant Larry Doherty: Okay, and so did you read his report?

Sergeant [redacted]: No, the report still wasn't done when I got in, so I was, uh, relayed information from Lieutenant [redacted], uh, that he had to finish the report before he was off duty that day.

Sergeant Larry Doherty: Okay, and why did [redacted] get involved?

Sergeant [redacted]: Uh, because he had seen the face page and there was no report written yet and wanted to know what the situation was.

Sergeant Larry Doherty: Okay. So you assumed he was gonna write it that day. You got contacted by [redacted] is common spelling – um, 'cause he wants the body of the report finished?

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: Okay, and so did you end up talkin' to Morfin?

Sergeant [redacted]: I did.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Uh, I believe he was in booking that day. I told him he needed to finish the report by s, uh, by the time he was off duty.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: And he actually stayed I think an hour after his assigned shift to finish the report.

Sergeant Larry Doherty: Now, did you get to read it that day?

Sergeant [redacted] No.

Sergeant Larry Doherty: Okay. Um, so I, not knowing how it happens, does somebody at a sergeant's level have to approve his report?

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: And so, could it be any other sergeant when he put, let's say, okay, I finished my report, can he go to another sergeant and say, can you approve my report?

Sergeant [redacted]: Well, he initially had put Sergeant [redacted] as the area sergeant for that –

Sergeant Larry Doherty: Yes.

Sergeant [redacted]: – because D mod is on the second floor and Sergeant [redacted] was the SAM 2 for that night.

Sergeant Larry Doherty: Yes.

Sergeant [redacted]: Um, so initially that's who it was assigned to, but it should've been assigned to me since I was in charge of the search.

Sergeant Larry Doherty: Oh, okay. So, did you approve it, or do you think Sergeant [redacted] approved it?

Sergeant [redacted]: Not that I, I did not approve it, and I am not aware if Sergeant [redacted].

Sergeant Larry Doherty: Okay. I have the report. Would it say on there?

Sergeant [redacted]: It would have a signature.

Sergeant Larry Doherty: Oh, it doesn't have it. Yeah. It doesn't have it on this. Of course, this is just a printout version. Where does the original go?

Sergeant [redacted]: The, the original would go to me. I would proofread it and make sure there wasn't any, uh –

Sergeant Larry Doherty: With the signatures on it?

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: Where does it go when it's all done?

Sergeant [redacted]: Uh, with that report being a use-of-force, it would go to our uni, use-of-force lieutenant which is Lieutenant [redacted].

Sergeant Larry Doherty: Okay, and then do you know if they keep these? With the signatures on it?

Sergeant [redacted]: The lieutenant?

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: I believe so, yes.

Sergeant Larry Doherty: Okay. Our copy. Um.

Sergeant [redacted]: **** –

Sergeant Larry Doherty: Go ahead.

Sergeant [redacted]: I was, I was instructed not to do anything with the report.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: So, from, uh, [redacted].

Sergeant Larry Doherty: Okay, and, and then I noticed you wrote a memo.

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: What was this in regards to?

Sergeant [redacted]: Uh, in regards to inter, interviewing, uh, Inmate [redacted] to see his, uh, account of the, the 11th.

Sergeant Larry Doherty: Okay, and did they give you some indication why they wanted you to do that?

Sergeant [redacted]: Uh, I believe he wasn't, uh, the indication was he wasn't interviewed that night, like he was interviewed by our classification staff, but I didn't interview or none of the other sergeants interviewed him to get his side of the story.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Um, and to check for additional injuries if there were any.

Sergeant Larry Doherty: Is, is that common practice to interview the inmate after use of force?

Sergeant [redacted]: I believe so.

Sergeant Larry Doherty: Okay. Uh, I'm askin' outta ignorance. I don't know.

Sergeant [redacted]: I, I know, uh, every time our classification staff does, uh, and sometimes a sergeant will if there's somethin' that doesn't sit right –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – if you will.

Sergeant Larry Doherty: And at that time, you didn't have anything that wasn't sittin' right?

Sergeant [redacted]: No.

Sergeant Larry Doherty: Okay. Um, and so this is an account of your interview with [redacted]?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: And then you gave this to [redacted]. What instructions did he give you after that?

Sergeant [redacted]: Uh, to make sure that there were pictures taken of Inmate [redacted]. Um, so I went to go retrieve the camera from SAM 1's office –

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: – and, uh, Sergeant [redacted] informed me that pictures were taking, taken of him so I gave the, uh, camera to, uh, Deputy [redacted] to

download the images and send them to Deputy Morfin so he could attach them to his report.

Sergeant Larry Doherty: Okay. So, were you aware of how many pictures were taken initially?

Sergeant [redacted]: As I went through the camera, I saw that there was only one picture of Inmate [redacted] face.

Sergeant Larry Doherty: Okay, and is that that picture there?

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: Okay. And then these were taken at a later time? Did you ever see these?

Sergeant [redacted]: No, I have not.

Sergeant Larry Doherty: Okay. I have an additional, uh, I believe it's five. I have an additional six pictures that were taken later on. Um, so Monday, you instruct [redacted] to report a report? Do you email them? Is that what you did?

Sergeant [redacted]: It wasn't, uh –

Sergeant Larry Doherty: You, you –

Sergeant [redacted]: – Monday, I was off.

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: Uh.

Sergeant Larry Doherty: So Saturday and/or Sunday you –

Sergeant [redacted]: Satur, Sat, I believe it was Saturday is when –

Sergeant Larry Doherty: You –

Sergeant [redacted]: – I instructed [redacted] and, and, uh, Deputy [redacted] to write supplemental reports.

Sergeant Larry Doherty: Okay, okay, and that was done through email?

Sergeant Justin [redacted]: Correct.

Sergeant Larry Doherty: Um, and what else, what, uh, did your instructions contain?

Sergeant [redacted]: Just that they needed to write supplementals, uh, to Morfin's, uh, initial report documenting their involvement in the incident.

Sergeant Larry Doherty: Okay. Based upon your 12 years, okay, you write a use-of-force report, are you documenting what you did, or what somebody else did?

Sergeant [redacted]: You're documenting what you did.

Sergeant Larry Doherty: Okay. All right.

Sergeant [redacted]: The overall situation and anything that you had to add to it –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – is, is how I would say it.

Sergeant Larry Doherty: Okay, and when you do these reports, it's supposed to be an accurate reflection of your use of force?

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: Okay. So, did you end up readin' [redacted] and/or, um, [redacted] reports?

Sergeant [redacted]: I did.

Sergeant Larry Doherty: Okay. Um, did either one of them, uh, cause for concern? Cause you?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: And whose was that?

Sergeant [redacted]: Uh, Deputy [redacted]

Sergeant Larry Doherty: And why was that?

Sergeant [redacted]: Because there was additional information in there that I was not aware of.

Sergeant Larry Doherty: Such as?

Sergeant [redacted]: Uh, additional elbow strikes, additional, uh, closed-fist strikes, and there was one section there where [redacted] mentions that he had to relieve Deputy Morfin.

Sergeant Larry Doherty: Intervene, basically?

Sergeant [redacted]: Basically, yes.

Sergeant Larry Doherty: Okay. Did you ever instruct either of those deputies to rewrite the report to be more reflective of what they might have seen? Did you do that?

Sergeant [redacted]: No.

Sergeant Larry Doherty: So you got one report from both of them, and that's the reports that are what you believe are submitted?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. Um, when did you next talk to [redacted]?

Sergeant [redacted]: It would be Wednesday.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Of the following week.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Um, I was, uh, made aware that he, um, additional information that he did not come forward with that night.

Sergeant Larry Doherty: Yeah.

Sergeant [redacted]: Um, so I, I talked to him, and the, the basis of the conversation was, is that he was giving Deputy Morfin, he saw Deputy Morfin and I in SAM 2's office talking so he assumed that Deputy Morfin was giving me the correct information of what, what, what happened.

Sergeant Larry Doherty: Okay. Um, did he let you know that he read Deputy Morfin's report?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: And he was very uncomfortable?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Who did you get that from? [redacted]?

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. 'Cause he said he went to [redacted] and [redacted] came to you, and it, was it then that you learned that not in addition, not only in addition to what he wrote in his report, there was additional information about potentially some excessive use of force?

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Okay. Um, and so you got that from [redacted], and then you confirmed it with [redacted] on Wednesday. What did you do with that information?

Sergeant [redacted]: I, I didn't do anything with the information.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: It was already documented and, uh, what I was under the assumption was that it, uh, it was a, the Lieutenant [redacted] was already aware of it.

Sergeant Larry Doherty: Okay, and it was gonna be investigated?

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: At a higher level?

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Okay, all right. So, um, when you talked to [redacted], he gives you this additional information, um, I understand you relayed to him s, uh, a fact that, hey, um, it's information that he should've provided you sooner.

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Did he tell you why he didn't?

Sergeant [redacted]: He reiterated that he was giving Dep, Deputy Morfin a chance to tell me what actually happened –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – and he assumed that he would have.

Sergeant Larry Doherty: And the other thing was I understand that he was gonna talk to Morfin though on Monday, but Morfin didn't work Monday. Um, so he didn't get that opportunity and Morfin was off the Monday, Tuesday, Wednesday. Um, so he should've actually talked to either one of you that night –

Sergeant [redacted]: Correct.

Sergeant Larry Doherty: – the 11th, and as far as you knew, he, well, you knew he didn't talk to you, and he didn't talk to [redacted]. So, um, did you, and I understand that you told him that in the future, that's information you need to know right away.

Sergeant [redacted]: Yes.

Sergeant Larry Doherty: Okay. All right. Um, so he kinda left you out high and dry, too, 'cause you didn't have any of this information? You just had Morfin give you the information in regards to his strikes?

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: And so you had no reason to doubt Morfin because nobody came forward to you and said, hey, yeah.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: I'm uncomfortable.

Sergeant [redacted]: Mm hmm.

Sergeant Larry Doherty: Okay. So it's, you didn't have any foresight of this?

Sergeant [redacted]: Mm mm.

Sergeant Larry Doherty: Um, is there anything else that you think's important about what took place between the time that you started your search to the time Wednesday came about and you had your conversation with [redacted], that you think's important to tell me?

Sergeant [redacted]: Not that I can think of right now, no. Uh, and the information that [redacted] gave me reflected his report. Um, the only other information I was given, uh, was from Sergeant [redacted] saying that she had heard that there was a, um, a, a kick administered –

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: – during the incident that, uh, wasn't documented and I wasn't aware of.

Sergeant Larry Doherty: Okay. Um, okay. Did you ever talk to [redacted] about his report?

Sergeant [redacted]: I did not talk to [redacted] about his report.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: Uh, I was going to initially because there was confusion of who actually keyed open Inmate [redacted] door.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: At first, I was told by Morfin that [redacted] opened the door, and then I read [redacted] supplemental report and it documented in there that Deputy Morfin actually opened the, uh, Inmate [redacted] door.

Sergeant Larry Doherty: Okay. Yeah, 'cause his report just basically goes from, uh, pulling him onto the ground to intervening and relieving, uh, Deputy Morfin. It kinda misses the part about gettin' kicked.

Sergeant [redacted]: Yes, sir.

Sergeant Larry Doherty: All right. Um, is there anything in regards to anything that you think's important that I haven't asked you about?

Sergeant [redacted]: No. I think covered it, and I gave Deputy Morfin and everybody involved multiple opportunities to come forward.

Sergeant Larry Doherty: Okay.

Sergeant [redacted]: And no one did.

Sergeant Larry Doherty: Okay, and which leaves you in the blind, too. You expect your troops to come forward and tell you –

Sergeant [redacted]: Mm hmm.

Sergeant Larry Doherty: – the information –

Sergeant [redacted]: Mm hmm.

Sergeant Larry Doherty: – and you can't one, act upon it and/or correct an action you know nothing about it.

Sergeant [redacted]: That's correct.

Sergeant Larry Doherty: Yeah, all right. Um, I'm gonna go ahead and end this interview. The time now by my watch is 1317 hours.

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