

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF: :
 :
Lemma Holdings, LLC, :
t/a Bliss :
2122 24th Place NE : Show Cause
Retailer CT - ANC 5C : Hearing
License No. 95711 :
Case #18-251-00067 :
 :
(Allowed Establishment :
to be Used for Unlawful :
or Disorderly Purposes, :
Failed to Follow :
Security Plan, :
Interfered with an :
Investigation) :

Wednesday,
November 7, 2018

The Alcoholic Beverage Control Board
met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Suite 400S, Washington, D.C. 20009, Chairperson
Donovan W. Anderson, presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
NICK ALBERTI, Member
BOBBY CATO, JR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member

ALSO PRESENT:

HENOCH ANDARGIE, Licensee

REBECCA BARNES, OAG

CHRISSY GEPHARDT, OAG

MAKAN SHIRAFKAN, Licensee

T-A-B-L-E O-F C-O-N-T-E-N-T-S

Opening Statement by Government. 6
 Opening Statement by Licensee. 8
 Closing Statement by Government. 232
 Closing Statement by Licensee. 240

WITNESS	DIRECT	CROSS	REDIR	RECROSS	BOARD
Byron Leftwich	16	43/73	126	126	107
Kyle Gatewood	136	138			142
Ahmed Deen	158	166			213

VIDEO PLAYED:
 Video 1 (Camera 12).37

EXHIBITS

GOVERNMENT	IDENTIFIED RECEIVED
B1 - PD-251 with Attachments	20
B2 - Incident Report	60
B5 - Security Plan	168

1 P-R-O-C-E-E-D-I-N-G-S

2 11:14 a.m.

3 CHAIRPERSON ANDERSON: All right. Our
4 next case is case No. 18-251-00067, Bliss,
5 License No. 95711.

6 Will the parties, please, approach and
7 identify themselves for the record, please?

8 MR. SHIRAFKAN: Good morning, Mr.
9 Chair, Members of the Board. My name is Makan
10 Shirafkan on behalf of Bliss and Officer Henoah
11 Andargie is present and to my left.

12 MR. ANDARGIE: Hello. My name is
13 Henoah Andargie from Bliss.

14 CHAIRPERSON ANDERSON: Good morning,
15 Mr. Shirafkan and Mr. Andargie. Good morning.

16 MS. BARNES: My name is Rebecca Barnes
17 for --

18 CHAIRPERSON ANDERSON: I can't hear
19 you, ma'am.

20 MS. BARNES: My name is Rebecca Barnes
21 for the DC Office of the Attorney General.

22 CHAIRPERSON ANDERSON: Good morning,

1 Ms. Barnes. You don't have to stand up. I just
2 could not hear. Good morning.

3 All right. This is a Show Cause
4 Hearing. Are there any preliminary matters in
5 this case?

6 MS. BARNES: Yes. I would like to ask
7 for a momentary continuance for my co-counsel,
8 who stepped outside of the room for a moment.

9 CHAIRPERSON ANDERSON: Okay. Sure.
10 I thought the parties were ready. All right.
11 That's fine. We will wait until the parties are
12 ready.

13 MS. BARNES: Oh, I withdraw that.

14 MS. GEPHARDT: My apologies. I'm
15 Chrissy Gephardt. I'm here on behalf of the
16 Office of the Attorney General and I apologize
17 for my tardiness.

18 CHAIRPERSON ANDERSON: All right. Are
19 there any preliminary matters in this case?

20 MS. GEPHARDT: No, there are no
21 preliminary matters. The parties are ready to go
22 to hearing.

1 CHAIRPERSON ANDERSON: All right.
2 Does the Government wish to make an opening
3 statement? And give me your name again, ma'am.

4 MS. BARNES: My name is Rebecca
5 Barnes.

6 CHAIRPERSON ANDERSON: Ms. Barnes.
7 Okay.

8 MS. BARNES: Today, the Government
9 will discuss the events of January 15, 2018 where
10 Bliss Nightclub committed several first tier
11 violations of the ABRA Code.

12 On that night, the security camera
13 video captured those events, which will speak for
14 itself.

15 On that night, Bliss' own security
16 personnel used unnecessary force against several
17 female patrons, that violent confrontation left
18 them physically injured and emotionally shaken.
19 They forcibly removed these women from the
20 premises, including one who was in obvious need
21 of medical attention.

22 Bliss failed to call MPD or request an

1 ambulance and did not properly document the
2 incident.

3 It was brought to light only once the
4 victims of their own initiative reported the
5 incident to police and to ABRA.

6 You will hear from our ABRA
7 Investigator Vernon Leftwich, who has reviewed
8 this video footage and interview two of the
9 victims. And you will also be presented with a
10 statement from one of the female patrons, Ms.
11 Maya Goodwin, about how she and her friends were
12 the victims that night of an unprovoked attack by
13 Bliss' security personnel.

14 Compounding this, you will also hear
15 how Bliss failed to properly take accountability
16 for the incident and did not assist the victims
17 or cooperate with the subsequent investigation.

18 As a result, Bliss has been charged
19 with a series of first tier violations, which
20 include: The use of establishment for an
21 unlawful purpose and a failure to follow their
22 security plan. Thank you.

1 CHAIRPERSON ANDERSON: Okay. Thank
2 you. Mr. Shirafkan, do you wish to make an
3 opening statement at this time or do you reserve?

4 MR. SHIRAFKAN: I will, Mr. Chair, if
5 permitted.

6 CHAIRPERSON ANDERSON: You will make--
7 you will reserve or you will make one?

8 MR. SHIRAFKAN: No, I will make an
9 opening statement.

10 CHAIRPERSON ANDERSON: Okay. Go
11 ahead, sir.

12 MR. SHIRAFKAN: Good morning and I'll
13 start by saying that to me this is a shakedown,
14 not by the Government, but by an underlying civil
15 matter.

16 This incident happened on January 15,
17 2018. The allegations you have received today,
18 we just heard an opening that you will see on the
19 video, there was a group of ladies who were
20 involved -- being patrons at Bliss and then there
21 was another person who was intoxicated inside the
22 bathroom. Bliss security was handling that.

1 Being the general manager or manager on duty that
2 night, he is here. He will tell you that he saw
3 the whole thing.

4 One of the ladies, which I don't know,
5 because when I got the files it was R1, R2, but
6 one of the individuals, it might have been Ms.
7 Goodwin, I think it was Ms. Goodwin, she insisted
8 on trying to get into the bathroom and at some
9 point security said you can't. It becomes
10 physical and they escort her out of the bathroom
11 and then it escalates on.

12 You will see on the video that these
13 individuals actually on the video end up
14 assaulting the security staff. And from there,
15 you know, I have read the report and you will see
16 inconsistencies, of course, in the report.

17 I heard that there was no MPD called,
18 that there was some sort of a hype. There is an
19 officer here who was there that night and he will
20 testify as to what he saw, what he observed with
21 these individuals.

22 There was no pressed charge, even

1 though MPD was right there. And in the video,
2 you will see MPD coming in and going out. And
3 they didn't press charges. And then afterwards,
4 and even at that time, the officer will tell you
5 there was threats of we are going to sue.

6 And then they go on outside of the
7 officers that were there to the station to file a
8 report.

9 Interestingly enough, there is no ABRA
10 action at that point. There is no MPD problems
11 at that point.

12 In February 9th, the club gets a
13 letter from a civil lawyer saying pay up and
14 still there is nothing. And then February 12th
15 or 13th is when the investigation starts. I'll
16 let the Investigator speak for his report and
17 then the witness that we have here to explain
18 whatever part needs to be explained.

19 Videos are turned over and then in
20 August, we get another letter from the same
21 lawyer saying the videos you gave to the
22 Investigator here is what we need more. And of

1 course, that begs the question and I have been
2 looking into this matter of if we have a pending
3 case, the Board wants us to be open and give
4 everything to ABRA, and we have, why is a civil
5 attorney on a pending case is getting these
6 videos?

7 Hearing that there is a testimony, I
8 have not seen this testimony. I just was
9 informed of it right now. When the time comes, I
10 will be objecting as to admissibility of hearsay.
11 And I know -- well, we will talk about it when it
12 comes.

13 I know Administrative Hearings have
14 certain rules on hearsay as being admitted, but I
15 would ask, of course, that the Board take it into
16 consideration the fact that we don't have any
17 individuals who are alleging anything, so I can't
18 cross-examine them and the Board can give
19 whatever credibility the Board wishes.

20 With regards to the use of place for
21 illegal action or whatnot, when we get to that
22 issue, I'll, of course, at the end there is a

1 legal issue that I will argue where that is now
2 found in this case as well. But for the time
3 being, I don't want to take too much time and I
4 know we were put at 11:00, so right before your
5 lunch.

6 But at this point, I'll leave it at
7 that and then we let the evidence be presented.

8 CHAIRPERSON ANDERSON: Well,
9 obviously, Mr. Shirafkan, I know lunch is
10 scheduled for 12:00, but we are not going to
11 lunch at 12:00 today. And so we will give this
12 case as much time as it will be.

13 MR. SHIRAFKAN: Thank you, sir.

14 CHAIRPERSON ANDERSON: So give me one
15 minute. All right. In your opening, Mr.
16 Shirafkan, you made a statement about documents
17 and witnesses and one of the things that I have
18 asked for, since I have been Chair, and I guess
19 at some point in the regulations, and I'm going
20 to ask is that -- I do administrative practices
21 and we have to exchange documents and witnesses
22 seven days before.

1 In Protest Hearings, which I don't
2 understand why in the regulation for Protest
3 Hearings we have to -- the parties have to
4 exchange documents and witnesses seven days
5 before. And I don't understand where a Show
6 Cause Hearing, that's more legal at least in my
7 view, then a Protest Hearing.

8 And that I'm here having a hearing and
9 I have no idea who the witnesses are. I have no
10 idea what the documents are. And so I'm not
11 quite sure how a lawyer can practice if you don't
12 know what is coming.

13 So I do have a problem with that and
14 I do hope when the Technical Regulations take
15 effect, that everyone is on notice that I'm going
16 to expect that seven days before the hearing that
17 documents and witnesses should be exchanged so
18 there are no surprises, because this is a legal
19 matter.

20 I mean, although it's administrative,
21 there are some formality and there should be no
22 surprises. And I don't like surprises, because I

1 don't know how to respond if things are coming at
2 me and neither side knows what is being disclosed
3 or what will be discussed until it is presented
4 here. All right.

5 MR. SHIRAFKAN: And, Mr. Chair, for
6 the record, I did provide ABRA and counsel with
7 pictures that we had taken inside the
8 establishment. My understanding was that Ms.
9 Walker, sent me an email that she was going to
10 make copies, but I have made copies as well, and
11 I told her I would make color copies for the
12 Board.

13 I also exchanged a list of witnesses
14 on our end who potentially would be testifying.
15 And my understanding is that the affidavit from
16 one of the witnesses has literally arrived a few
17 minutes ago. So I haven't seen it yet.

18 CHAIRPERSON ANDERSON: All right. And
19 I haven't seen the documents as yet, so they --
20 at least they are not in front of me, so, but if
21 you did that prior, then that's fine. I'm not
22 saying that the Government did or did not do that

1 that's not a -- there is no issue if the
2 Government did not do that, because there is no
3 law, you know, there is no regulation in effect
4 currently saying that you have to do that.

5 I was just stating my position that I
6 feel that I am at a disadvantage if -- when we
7 are calling witnesses that no one knows who is
8 coming.

9 Anyway, all right, does the Government
10 have a witness that it wishes to call?

11 MS. GEPHARDT: Yes, the Government
12 wishes to call Vernon Leftwich, please.

13 CHAIRPERSON ANDERSON: Thank you. Mr.
14 Leftwich, can you raise your right hand, please?
15 Whereupon,

16 INVESTIGATOR VERNON LEFTWICH
17 was called as a witness by Counsel for the
18 Government, and having been first duly sworn,
19 assumed the witness stand and was examined and
20 testified as follows:

21 INVESTIGATOR LEFTWICH: I do.

22 CHAIRPERSON ANDERSON: All right.

1 Thank you. Your witness.

2 DIRECT EXAMINATION

3 BY MS. GEPHARDT:

4 Q Good morning, Investigator. Can you,
5 please, state your name and spell it for the
6 record?

7 A Vernon Leftwich. Vernon, V-E-R-N-O-N,
8 Leftwich, L-E-F-T-W-I-C-H.

9 Q And, Mr. Leftwich, where do you work?

10 A I work at the Alcoholic Beverage
11 Regulation Administration.

12 Q And how long have you worked there?

13 A A little over three years now.

14 Q And what is your title?

15 A I'm an Investigator.

16 Q And what are the responsibilities of
17 an Investigator?

18 A As an Investigator, I conduct
19 regulatory inspections and investigations at
20 licensed ABC -- at ABC-licensed establishments
21 within the District of Columbia.

22 Q Okay. Are you familiar with an

1 establishment by the name of Bliss Nightclub?

2 A Yes, ma'am.

3 Q And how are you familiar with that
4 nightclub?

5 A In this instance, I am familiar with
6 it by being assigned to investigate an incident
7 that occurred on January 15, 2-18.

8 Q And how did you come to know about
9 this incident?

10 A I was -- at that time, my direct
11 supervisor emailed myself and the chief at the
12 time that I was assigned to it. And following
13 the email chains, it seemed as though there was
14 an attorney that reached out to the Agency in
15 regards to an issue that had not been brought to
16 us via MPD or direct complainant email to the
17 Agency.

18 Q So you said it was not brought to your
19 attention by MPD. Can you explain how incidents
20 are typically reported to ABRA?

21 A When incidents occur where MPD is
22 involved, they would submit it and the police

1 report or even the day of at the event that we
2 refer to them as hot calls, we will get them and
3 we are called and notified at the time of the
4 event and the investigation can commence at that
5 time or we would later be notified of an incident
6 that occurred and then an Investigator assigned
7 and we follow through at that -- from that
8 moment.

9 Q Okay. And in this case, was there a
10 PD-251 that was drafted?

11 A By MPD?

12 Q Yes.

13 A No. It was -- the 251 that we
14 received that I went to the police station to
15 obtain was a report that the young ladies who
16 were involved in the incident, they went the day
17 after or due to the time, it was the same day,
18 but it was later in the day that they went to the
19 police station and filed a report at the station,
20 rather than it being taken at the time of the
21 event -- at the time that the incident occurred.

22 Q Okay. So according to your knowledge,

1 there was no PD-251 report taken at the time of
2 the incident at the club?

3 A No, nor by any of the officers who
4 were present.

5 Q Okay. And have you reviewed this PD-
6 251?

7 A I have.

8 MS. GEPHARDT: And I would like to
9 show the witness -- first, I would like to -- the
10 Board to take note that the Government will be
11 referencing the Board's file throughout this
12 hearing as part of its exhibits.

13 BY MS. GEPHARDT:

14 Q So I would like for you to take a look
15 at the PD-251, I believe it is right after your
16 report. Do you have your report?

17 CHAIRPERSON ANDERSON: So you -- so
18 when you said the Board's files, you are talking
19 about the case report and attachments?

20 MS. GEPHARDT: Yes.

21 CHAIRPERSON ANDERSON: Okay.

22 MS. GEPHARDT: That's correct.

1 CHAIRPERSON ANDERSON: All right. So
2 which document then that is attached to the case
3 report that was done by Mr. Leftwich?

4 MS. GEPHARDT: Okay. I'm not
5 presenting Mr. Leftwich with the case report. It
6 was drafted by him, which includes the
7 attachments that are in the Board's possession.

8 (Whereupon, the above-
9 referred to document was
10 marked as Board Exhibit No.
11 1 for identification.)

12 CHAIRPERSON ANDERSON: Hold on. So
13 hold on a minute. So okay, go ahead.

14 MS. GEPHARDT: Okay. After the -- if
15 you look at the report, it has it as Exhibit 1,
16 Board's Exhibit 1.

17 CHAIRPERSON ANDERSON: Fine.

18 MS. GEPHARDT: What's what we will
19 call it.

20 BY MS. GEPHARDT:

21 Q So what did you conclude by looking at
22 this PD-251?

1 A That the reporting persons were the --
2 were two of the individuals who were a part of
3 the incident listed as R1 and R2, Keyanna
4 Chambers and Rayelle Walker, and that this is a
5 narrative that the -- that one of the officers,
6 Mr. Tipton, took at the time that they went to
7 the police station. Not the officer who would
8 have been there at the time of the incident.

9 Q So this report was written as a result
10 of the women going to the police station?

11 A Yes.

12 Q Okay. Thank you. So how did you come
13 to investigate? Well, I know --

14 MS. GEPHARDT: Withdrawn.

15 BY MS. GEPHARDT:

16 Q Explain how you started your
17 investigation of Bliss Nightclub for this
18 incident.

19 A Once reviewing the email chain, I
20 contacted the attorney who was representing one
21 of the young ladies as her client. She provided
22 me with a list of contact information for all of

1 the victims. It was a group of friends. She
2 provided me contact information for all of them.

3 I reached out to all of the young
4 ladies. I called them at least once. Some of
5 them responded to my calls. I was able to get
6 statements from two of them. And I, of course,
7 picked up the police report, reached out to the
8 owners of the establishment and spoke with the
9 ABC Manager at the time, as well as attempted to
10 speak with the head of security and review the
11 video footage.

12 Q Okay. And we will get into the
13 incident and what actually happened, but I just
14 want to ask so you -- the first thing you said
15 was that an attorney for one of the women, how
16 did you get in touch with an attorney for one of
17 the women?

18 A She reached out to ABRA. Based on the
19 email chain she emailed, the Director more than
20 like received the email from the website and sent
21 her concerns over to the Agency in that way. And
22 then that is how it was assigned to a team and

1 then assigned to me as the Investigator.

2 Q So was the first time that ABRA became
3 knowledgeable about this event was through the
4 email from one of the women's attorney?

5 A Yes, ma'am.

6 Q All right. And do you know the name
7 of the woman that she represented, one of the
8 victims?

9 A Ms. Walker, Rayelle Walker.

10 Q Rayelle Walker. Okay. So once you
11 got the case and you began to investigate, in
12 general, what did you learn happened that night?

13 A Based on the -- based on my
14 understanding and the investigation, there were a
15 group of young ladies who were in the restroom.
16 They saw or observed another young lady who,
17 based on my understanding, was not a part of
18 their party, but they observed someone who was in
19 their view heavily intoxicated and was on the
20 floor of the restroom.

21 And one or two of the young ladies
22 were attempting to assist her. And at that time,

1 staff came in and to their account, they have no
2 idea why things got so escalated, but at that
3 time, a male security officer placed his hands
4 around one of the young ladies neck and pushed
5 her up against the wall.

6 And as a response to that, some of the
7 other friends went to assist her and at that
8 time, he began to push and drag and throw other
9 young ladies across the floor and the video
10 corroborated a bit of that. We do not -- I did
11 not receive the video of the bathroom
12 interaction, but as far as some of the aftermath,
13 it does go in line with the way in which they
14 were saying the events took place.

15 Furthermore, they stated that this
16 male, in particular there was one that was very
17 aggressive, and the other security staff came and
18 they assisted them in separating that one male
19 and after a certain time, they never saw him
20 again. And he is gone and he never has any other
21 interaction with them. And then they were
22 escorted out.

1 They were not taken serious by the
2 management staff. They were speaking to them.
3 They also stated that when they went outside,
4 they spoke with MPD officers and they were not
5 taken serious by them either.

6 Q Okay. We will get to all of that.
7 You're telling a great story, but let me take it
8 -- break it down here.

9 So you said that there was this man
10 who was grabbing one of the women by the neck,
11 specifically Rayelle Walker. Who was this man?

12 MR. SHIRAFKAN: Objection. I don't
13 think the Investigator said Rayelle Walker. She
14 could ask who. The Investigator should identify
15 who he is saying. He never said who. I was
16 going to ask her that.

17 CHAIRPERSON ANDERSON: The objection
18 is sustained. So maybe you need to rephrase it,
19 because he didn't --

20 MS. GEPHARDT: Okay.

21 CHAIRPERSON ANDERSON: -- yeah, that
22 was not the testimony.

1 MS. GEPHARDT: Okay.

2 CHAIRPERSON ANDERSON: Go ahead.

3 MS. GEPHARDT: Okay. Thank you.

4 BY MS. GEPHARDT:

5 Q So who is this man grabbing around a
6 female's neck? Do you know who he was?

7 A Not specifically, but I was informed
8 that he was a member of Bliss' security staff.

9 Q And the individual that he was put his
10 -- the individual, the woman he put his hands on,
11 do you know who that was?

12 A Based on an account of her friends,
13 Ms. Walker. I did not speak with her directly.
14 In my attempts to reach out to her, she did not
15 return my phone call.

16 Q Okay.

17 A However, she was the -- it was stated
18 that she was the individual who was initially
19 attacked.

20 Q Okay. And do you know if -- at some
21 point, were you informed by somebody at Bliss
22 that he was part of the staff, Bliss' staff? In

1 other words, how did you find out, who informed
2 you, that this man was part of the Bliss' staff?

3 A I asked. Well, in speaking with the
4 owner, I asked who was the parties that were
5 involved. He directed me to speak with the head
6 of security, who I was unable to get in contact
7 with. However, I did inquire about the number of
8 staff that was working that night and to get an
9 idea of what occurred. And was simply informed
10 that this -- there were security staff and later
11 find out based on the incident report that was
12 provided to me, that the interaction was between
13 patrons and security staff. Never that it was
14 between patrons and patrons or upper management.
15 It was specifically security staff.

16 Q Okay. Okay. So you spoke to someone
17 from the establishment about the incident?

18 A Yes. I spoke with --

19 Q Who did you speak to?

20 A -- Mr. Henoch. I'm not sure how to
21 pronounce the last name. And I also spoke with
22 Mr. Dean.

1 Q Okay. Describe your interaction with
2 Mr. Andargie.

3 A All right. So initially speaking with
4 him, I asked just general questions in regards to
5 the date of the stated incident. I was informed
6 by him that there had been no report of any
7 incident that occurred that day, that he was not
8 informed of any activity that happened out of the
9 ordinary.

10 And countering my question, it was
11 well, where in the establishment did something
12 happen? And if it happened, then whereabouts and
13 what time, so that, I guess, he could find out a
14 little more information about it, but none, at
15 the time of my first speaking with him.

16 He wasn't informed of any incident
17 that occurred. However, I informed him that the
18 allegations that were being made and I requested
19 an incident report. He stated that the head of
20 security would have submitted an incident report
21 and that he would provide that incident report to
22 me via email, which he did.

1 Q Okay. So by the way, who is Mr.
2 Andargie?

3 A My understanding, he is the owner of
4 the establishment.

5 Q Okay. So you spoke to the owner of
6 the establishment. How long after did you have
7 this conversation from when the incident actually
8 occurred?

9 A The incident occurred on January the
10 15th, my first interaction with him was on
11 Friday, February 16th, so a month and a day.

12 Q Okay. Did you -- when you asked --
13 when you talked to Mr. Andargie, did he explain
14 to you what was going on that night in terms of
15 like an event?

16 A I stated that it was a college night,
17 that the entry age was 18 and the minimum entry
18 fee was \$20 and the establishment was open from
19 10:00 p.m. to 2:00 a.m. and approximately 800 to
20 850 patrons were inside of the establishment on
21 the night of said incident.

22 Q And did you ask them how many security

1 guards were working that night?

2 A Yes. He informed me that it was about
3 30 security personnel working on the night of the
4 incident.

5 Q And were all those security guards
6 employed by Bliss?

7 A There was no indication that they were
8 not.

9 Q Did you ask him if any of the security
10 guards had come from another employer?

11 A No.

12 Q Okay. Do you know what uniforms the
13 security guards were wearing?

14 A He stated that they have on shirts and
15 the word security some on the front of the shirt
16 and some on the back of the shirt.

17 Q After that first conversation that you
18 had with the owner, did he ever come back to you
19 to tell you the security guards who acted
20 inappropriately that night were not his?

21 A No. We had multiple conversations in
22 regard to the video, so we spoke again, because

1 he -- I had other Investigators due to my shift,
2 I was unable to go to the establishment on my
3 own, because the establishment was not open
4 during the times of my shift, which is Sunday
5 through Thursday, 7:30 p.m. to 4:00 a.m.

6 Therefore, other Investigators were
7 able to go to the establishment and obtain the
8 video footage and I had trouble locating where in
9 the establishment the incident may have taken
10 place, so I got a lot of video and he was able to
11 direct me to exactly where he saw an incident in
12 the video and sent me the link, direct link.

13 Q So when you first asked him for
14 security footage, he said that there was no
15 incident? Is that what you are saying?

16 A Correct.

17 Q At what point after he said that did
18 you actually get video?

19 A I received the video -- the -- I spoke
20 with him initially on the 16th. The three other
21 Investigators went to the establishment on the
22 17th and I spoke with him again on the 22nd going

1 through the video to find exactly where the
2 incident took place.

3 Q And how much footage did you ask him
4 for?

5 A I asked for a range, because I wasn't
6 -- the girls couldn't tell me exactly what time
7 the incident occurred. And because I was not --
8 they couldn't tell me exactly where in the
9 establishment it happened, so I was speaking with
10 the owner. I stated they stated it was near the
11 -- near a restroom and the back room, so he gave
12 me video footage surrounding those areas and I
13 was looking through. There was a lot of
14 standing, walking and it didn't seem as though
15 the video, which I received, had an actual
16 incident that occurred, so I requested that he
17 identify exactly where it occurred that would go
18 along with the incident report that he submitted.

19 Q Okay. So the -- did you feel though
20 that you got all the footage from -- throughout
21 the establishment that would be needed to do your
22 investigation?

1 A No. I know that when I saw what he
2 identified as it being an incident, I knew that
3 that was indication that something had occurred
4 and it was obvious that it is an aftermath, that
5 it is very obvious that something is happening
6 before then. And I can't say that it was
7 intentional or not. It doesn't make sense that
8 you would give the aftermath and not before that.

9 However, he stated that he provided
10 all the video that he had that included the
11 incident.

12 Q Okay. So we are going to watch the
13 video in a second here, but the portion that you
14 said there is a small version where you can
15 actually see the incident, but before that, there
16 is no video showing what happened before?

17 A Not that I was provided.

18 Q Okay. Did you ask for it?

19 A After we spoke, I asked him
20 specifically to send me where the incident
21 occurred and that is what he sent. To my
22 understanding, I do not recall if we had another

1 conversation about if there is cameras
2 specifically near the restroom, but I know that
3 in my original request, I asked for video of the
4 complete incident.

5 Q Okay.

6 MS. GEPHARDT: All right. I would
7 like to show the witness the video of the
8 incident. If I could have the Board's indulgence
9 to set this up? I apologize. In order for the
10 Board to be able to view it, I have it on my
11 laptop, but I haven't been able to get it here,
12 so could you give me maybe 5, 10 minutes to do
13 this?

14 CHAIRPERSON ANDERSON: That's fine.
15 Not a problem.

16 MS. GEPHARDT: Okay. Thank you.

17 CHAIRPERSON ANDERSON: How much more
18 time do you need for this?

19 MS. GEPHARDT: I would say about 5
20 minutes.

21 CHAIRPERSON ANDERSON: All right. Let
22 me recess this matter. So let's take a recess

1 for 5 minutes.

2 MS. GEPHARDT: Okay.

3 CHAIRPERSON ANDERSON: And I'm going
4 to call another case.

5 So I'll recess this matter.

6 MR. SHIRAFKAN: Chairman, if I could
7 just address one thing?

8 CHAIRPERSON ANDERSON: Yeah.

9 MR. SHIRAFKAN: I have an officer here
10 who is waiting. I just wanted to let the Board
11 know. I don't know if you want me to put him on
12 to get him out or I just don't like the officer
13 waiting.

14 CHAIRPERSON ANDERSON: Well, I have --
15 we have an OIC, so that's why I'm going to call
16 the other case.

17 MR. SHIRAFKAN: Okay.

18 CHAIRPERSON ANDERSON: So that's what
19 that is.

20 MR. SHIRAFKAN: Thank you.

21 CHAIRPERSON ANDERSON: So since we are
22 waiting for that.

1 (Whereupon, the above-entitled matter
2 went off the record at 11:49 a.m. and resumed at
3 11:55 a.m.)

4 MS. GEPHARDT: Okay. So what we are
5 showing here is a video of the incident of that
6 night, at least a portion of it, and I'm going to
7 be asking Investigator Leftwich some questions
8 about it.

9 MR. SHIRAFKAN: Objection. This is --
10 authentication, if authenticated, I think
11 Investigator can testify as to what this video
12 is.

13 MS. GEPHARDT: Okay.

14 BY MS. GEPHARDT:

15 Q Mr. Leftwich, do you see what is up on
16 the screen there?

17 A Yes.

18 Q Does that look like video that you
19 received that -- that you received from the
20 owner?

21 A Yes.

22 Q Does it look like it has been changed

1 or altered in any way?

2 A As I saw it, no.

3 Q Okay. Did you -- when you looked at
4 this video, did you read the times that were up
5 in the right hand corner?

6 A Yes.

7 Q Okay.

8 MS. GEPHARDT: So I would like to ask
9 that this video be authenticated, based on the
10 witness -- the testimony of the witness.

11 MR. SHIRAFKAN: No objection.

12 MS. GEPHARDT: Okay. We will let the
13 record reflect that the date and time on this
14 video is January 15, 2018 at 2:05 a.m. Okay.
15 And this is Camera 12.

16 Okay. So we are going to play the
17 video and Investigator Leftwich, please, tell me
18 what you see in this video. We are going to try
19 to show it a few times, so that you can see,
20 because it is difficult to see.

21 (Video 1 Played)

22 BY MS. GEPHARDT:

1 Q Go ahead.

2 A I first see someone being thrown to
3 the ground and then there is multiple ladies and
4 then there seems to be one male security officer
5 that was going the back that was doing the
6 majority of the harsh force.

7 Q Okay.

8 A And there is another security officer
9 that seems to be attempting to block him and the
10 young ladies are going then attacking him. It
11 looks to be in self-defense, based off of this
12 portion.

13 Q Okay.

14 (Video 1 Paused)

15 MS. GEPHARDT: Okay. We are going to
16 just go through it one more time and then stop
17 it. Okay.

18 (Video 1 Replayed)

19 BY MS. GEPHARDT:

20 Q Okay. So can you just explain who are
21 these -- the two people on the screen here, if
22 you know?

1 A Based on my understanding, the two
2 males are members of the security staff and the
3 patrons are the females who are -- have been
4 witnesses and victims.

5 Q So do you know the area of the
6 establishment of this event?

7 A I do not know exactly. I was informed
8 that the incident took place in the rear of the
9 establishment near a restroom. And I do know
10 that beyond those double doors is an exit.

11 Q Okay. Okay. Right now we are seeing
12 these two individuals which the Investigator has
13 identified as security. The time stamp on this
14 is 2:05:41 in the morning. 41 seconds. Okay.
15 No, continue. Okay. Stop it right there.

16 (Video 1 Stopped)

17 BY MS. GEPHARDT:

18 Q Okay. Do you see up in the left hand,
19 the bottom left hand corner there?

20 A Yes.

21 Q What is going on there?

22 A It seems the males is almost about to

1 pick this female up and pretty much put her on
2 the ground.

3 Q Okay. All right. And do you have
4 knowledge as to what was going on here?

5 A No. I know that this is after the
6 bathroom, so this is after the initial -- based
7 on the -- Ms. Griffin's testimony, well, the
8 account of the events when I spoke with her, this
9 is after the initial bathroom situation occurred.
10 So this is after the fact and the male security
11 officer is pushing them around and they stated
12 they were dragged across the floor and it was --
13 he was pretty much attacking multiple people
14 within their party.

15 Q Okay. And how did you get this
16 information? Did you speak to the victims?

17 A I spoke with two of them, yes.

18 Q And what did the victims tell you
19 specifically about what happened?

20 A I stated that -- again they were
21 unsure of how it escalated from the bathroom to
22 here that when one of their friends was attacked

1 and then they went to her aid and then at
2 different times he grabbed an arm of one and
3 dragged another one across the floor. And
4 because I did not have the video and the
5 individuals and the staff to watch it all at the
6 same time to point out who was who, I do not know
7 exactly who is what person in the video.

8 However, I was informed that once the
9 main aggressor security staff, this gentleman,
10 based on the video, after these events, other
11 security staff came and he was escorted away. He
12 was no longer a part of that incident.

13 Q Okay. And you said you spoke to some
14 victims. How many victims did you talk to?

15 A Two.

16 Q And were their stories consistent or
17 different?

18 A They were consistent.

19 Q And they were consistent in what way?

20 A In regards to that -- this one male
21 security officer attacked them within their group
22 and that the staff or the members of the staff,

1 the establishment staff did nothing about it, MPD
2 didn't do anything about it and they weren't
3 taken serious.

4 As far as the assaults that were
5 taken, the assaults that were made on them was
6 all consistent with both stories and I spoke with
7 them at different times.

8 Q Okay.

9 MS. GEPHARDT: Should we play it
10 again? Would the Board like to view it again?

11 CHAIRPERSON ANDERSON: Sure, go ahead.

12 MS. GEPHARDT: Okay.

13 MR. SHIRAFKAN: Sir, may I ask a
14 question? For efficiency purposes --

15 MEMBER SHORT: Your light is off.

16 MR. SHIRAFKAN: -- so that I could ask
17 questions, every time we play a clip, we can ask
18 the questions about that clip, rather than coming
19 back again and playing everything? That may be
20 the easiest way of handling each footage that is
21 being played.

22 CHAIRPERSON ANDERSON: Ms. Gephardt?

1 MS. GEPHARDT: No objection.

2 CHAIRPERSON ANDERSON: All right. I
3 mean for efficiency sake, that's fine.

4 MS. BARNES: All right. We are going
5 to play it.

6 MS. GEPHARDT: We're going to play it
7 one more time.

8 (Video 1 Replayed)

9 MS. BARNES: Let me know if you would
10 like me to stop.

11 MR. SHIRAFKAN: You can take it to
12 2:05:42 for my purposes. If the Board has any
13 other, but 2:05:42, 43, 44. All right. Pause it
14 right there.

15 (Video 1 Paused)

16 CROSS-EXAM OF VIDEO

17 BY MR. SHIRAFKAN:

18 Q Investigator, at this point looking at
19 the camera time stamp 2:05:43, there is an
20 individual in the middle, here and a reflective
21 light on coat and to his right is a gentleman in
22 a hoodie. Am I right?

1 A Correct.

2 Q Okay. Now, if you could go one
3 second.

4 (Video 1 Advanced Forward)

5 MS. BARNES: All right. Let me --

6 MR. SHIRAFKAN: It's all right.

7 BY MR. SHIRAFKAN:

8 Q Now, let me ask you at this frame
9 right here, 2:05:44, the gentleman that has a
10 reflective, do you see a woman that is to his
11 left?

12 A Yes.

13 Q Okay. Is that one of the women that
14 was involved in this incident?

15 A My understanding -- I mean, again, I
16 don't know exactly who. I have not sat with the
17 victims nor the staff to say that as far as who
18 is R1 and who is R2 and each person.

19 Q Okay. So we don't know who these
20 individuals -- right now, we -- so you have never
21 sat with the people to say who is this person
22 that is to his left, the person to his right, we

1 don't know these individuals are, right?

2 A Correct.

3 Q Okay.

4 MR. SHIRAFKAN: If you can go one more
5 second, please?

6 (Video 1 Advanced Forward)

7 BY MR. SHIRAFKAN:

8 Q Now, if you can focus on the
9 individual that is to the man in the reflective
10 coat, to his left, if you can see, what is it
11 that she does here?

12 A Did you say his left or --

13 Q To his left.

14 A This?

15 Q Yes. So to his left. What did she
16 just do?

17 A She swung at him.

18 Q Okay.

19 MR. SHIRAFKAN: If she could go back
20 to the other gentleman that was to the left of
21 the screen?

22 MS. BARNES: At 2:05:45?

1 MR. SHIRAFKAN: Yes, 2:05:43 probably
2 it would be. I just want to have you go back
3 just a few seconds. Thank you.

4 MS. BARNES: We are at 2:05:43.

5 MR. SHIRAFKAN: Can you go back a few
6 more seconds? I just want to clarify. Okay.

7 (Video 1 Rewound)

8 BY MR. SHIRAFKAN:

9 Q Now, I want you to look at the screen
10 and from your view, left of the screen, not the
11 guy in the reflective, but there is another
12 gentleman, or I believe it's a gentleman, in a
13 hoodie. Am I right?

14 A Correct. There is two males.

15 Q Okay. Now, I want you to focus on
16 that individual and you characterized it and you
17 said that he tried to take the person that was
18 coming to him to take her down. Am I right?

19 A Correct.

20 Q Could you focus on what happened
21 before he did that?

22 MR. SHIRAFKAN: If you could play

1 that?

2 (Video 1 Played/Paused)

3 BY MR. SHIRAFKAN:

4 Q What did she just do? The lady that
5 is to the left of the screen.

6 A She ran and swung in his direction as
7 well.

8 Q Okay. And that's when he went down
9 towards her legs. Am I right?

10 A Correct.

11 Q Okay. Did you ever -- with this
12 video, did you ever sit with the owner and have
13 him identify who are these parties?

14 A No, I asked him. I spoke with him in
15 regards to share the incident with me and he sent
16 me the incident report. So he -- in the incident
17 report that he sent me, it states that it was an
18 altercation between female patrons and security
19 staff. So that -- this incident reflects female
20 patrons and security staff.

21 Q That's your assumption, am I right?
22 So when you get the video, did you go back and

1 ask him since the other females didn't tell you
2 who is who, did you ever go back to the
3 establishment and say this is the video I'm
4 looking at, who are the parties in this video?

5 A No, I asked him to send me exactly the
6 -- where the incident took place.

7 MR. SHIRAFKAN: No further questions
8 about this video.

9 MS. GEPHARDT: The District would just
10 like to make sure that we know the time stamp
11 where you actually can continue it from here when
12 this woman goes down.

13 (Video 1 Played/Paused)

14 BY MS. GEPHARDT:

15 Q Okay. And that is --

16 MS. GEPHARDT: Pause. That was at, I
17 think, 2:05:40 -- can you do it one more time?

18 MS. BARNES: 40. To go back?

19 MS. GEPHARDT: Yeah.

20 MS. BARNES: There we are. Okay.

21 (Video 1 Rewound/Played)

22 MS. GEPHARDT: So that would be

1 2:05:44. Go ahead and finish playing it.

2 MS. BARNES: Okay.

3 MS. GEPHARDT: All right. So 2:05:44
4 to 2:05:45. Okay.

5 (Video 1 Stopped)

6 BY MS. GEPHARDT:

7 Q And so this was the video that the
8 owner gave you. Is that correct?

9 A Correct.

10 Q Okay. What happened after --

11 MS. GEPHARDT: Well, withdrawn.

12 BY MS. GEPHARDT:

13 Q Did you talk to the victims about what
14 happened after all of this took place?

15 A Yes.

16 Q What did they tell you?

17 A They stated that they were escorted
18 out of the establishment, that they had attempted
19 to speak with the manager and there is video of
20 them speaking to someone, who, based on my
21 account, was Mr. Deen, who stated that he did
22 speak with them and he was aware and observed to

1 ensure that they exited the establishment without
2 further incident.

3 Q Okay.

4 A And he also stated that they did speak
5 with -- attempted to speak with MPD or did speak
6 with MPD outside of the establishment as well.

7 Q Okay. And just about this video here
8 where we see this altercation or this where
9 people are pushing each other around, does this
10 corroborate the accounts of the patrons, of the
11 victims, that they told you what happened?

12 A Yes. And even in regards to them
13 swinging at --

14 MR. SHIRAFKAN: Objection.

15 THE WITNESS: -- the security staff
16 because in their --

17 CHAIRPERSON ANDERSON: Hold on, hold
18 on. There is an objection.

19 THE WITNESS: Yes, sir.

20 CHAIRPERSON ANDERSON: So whenever
21 there is an objection, you have to stop.

22 THE WITNESS: Pardon me.

1 CHAIRPERSON ANDERSON: So what -- are
2 you objecting to the question?

3 MR. SHIRAFKAN: My objection is that's
4 a conclusion. That's for the Board to decide
5 whether it corroborates.

6 CHAIRPERSON ANDERSON: What was the
7 question that was asked?

8 MR. SHIRAFKAN: The question was asked
9 what we see on the video, but we have a record,
10 and the question was what we see on the video,
11 does it corroborate what happened? And that's
12 for the Board to decide, given all the
13 testimonies and looking at the video, whether it
14 corroborates or not. I think that's a
15 conclusion. I have no argument of the
16 Investigator.

17 CHAIRPERSON ANDERSON: Why don't you
18 rephrase the question?

19 MS. GEPHARDT: Okay. Yeah, I'll
20 withdraw that question.

21 CHAIRPERSON ANDERSON: All right.

22 BY MS. GEPHARDT:

1 Q Is the accounts of the victims, is it
2 consistent with that video?

3 A Based on my view of the video and the
4 statements, yes, even in regards to the females
5 attacking or approaching the security staff,
6 because even in their accounts, they stated that
7 once the male attacked their friend or was
8 aggressive with their friend, they went to his
9 aid -- I mean her aid in attempting to assist
10 her.

11 So, yes, they did not deny in either
12 of the statements did they deny that they were
13 not aggressive after the staff had been
14 aggressive to them.

15 Q Okay. All right. I would like to
16 show you a little bit of video a little bit
17 later, which is actually on the same camera, just
18 maybe five minutes later. We are going to go
19 ahead and forward that. There. Okay. All
20 right.

21 Let the record reflect that I will be
22 showing the witness January 15, 2018 video at

1 2:06 a.m. and 46 seconds. So we are going to
2 have him play this video and then if you could
3 tell us what this video is about.

4 (Video 1 Advanced Forward/Played)

5 BY MS. GEPHARDT:

6 Q Can you describe what you see on the
7 screen here?

8 A I see what seems to be a white hoodie
9 and I could assume that says security. I do not
10 see every letter in the word, but it seems to say
11 security, T-shirt on the back.

12 Q Okay.

13 A And then there is a young lady being
14 carried out, whose head is hanging and doesn't
15 look to be very conscious.

16 Q Okay.

17 (Video 1 Paused)

18 MR. SHIRAFKAN: Objection.
19 Speculation.

20 MS. GEPHARDT: Okay.

21 CHAIRPERSON ANDERSON: The objection
22 is sustained.

1 MS. GEPHARDT: Okay.

2 (Video 1 Played)

3 BY MS. GEPHARDT:

4 Q So here we are at 2:06:48, is this
5 what you are talking about, the woman being over
6 the shoulder?

7 A Yes.

8 Q Okay. Do you have any idea why she
9 was being taken out over this individual's
10 shoulder?

11 A No. There is no -- in the incident
12 report, there is no word about this individual.
13 When speaking with the ABC Manager or the owner,
14 there is no statements of someone being carried
15 out of the establishment. There is no -- there
16 was no MPD 251, sick person to the hospital, that
17 was associated with this particular portion of
18 the night.

19 Q Okay. So what we just -- all you see
20 then is -- based on just visually was just a
21 woman being taken out --

22 A Yes.

1 Q -- over someone's shoulder?

2 A Correct.

3 Q Do you know if an ambulance was called
4 that night?

5 A I'm not aware of that. I was not
6 informed of that at all.

7 Q Okay. Do you know if anyone got any
8 medical attention from any professional that
9 night?

10 A Outside of the victims who stated that
11 they went to the hospital on their own --

12 Q Right. Just on the premises of the
13 club.

14 A No.

15 Q Okay. Did you speak to the victims
16 about what happened outside the club?

17 A Yes, I did get a little account. Ms.
18 Griffin stated that she was pushed by a female
19 security officer down the stairs. However, I did
20 not get video of -- I did get video of outside,
21 but I did not see that occurring in any of the
22 video that I did and they were not able to tell

1 me exactly what time some of these events
2 occurred.

3 Q Okay. And then what did the -- did
4 the women that you spoke to, did they have any
5 injuries?

6 A That I spoke to directly? No. No.

7 Q Okay. So do you have any reason to
8 believe that they sought medical treatment after
9 this incident?

10 A I was informed that Ms. Walker went to
11 the hospital, but as far as Ms. Griffin and Ms.
12 Chambers, they did not state that they had any
13 direct injuries as a result to the incident.
14 They just said they were pushed and assaulted in
15 that regard, but as far as incidents -- or
16 injuries that would leave these two young ladies
17 to go to the hospital, no.

18 Q Do you know if these women reported
19 their injuries to Bliss management?

20 A I do know they spoke with a member of
21 the management staff. And that is on video where
22 you see them speaking to a member of staff. As

1 well Mr. Deen stated that he spoke with them as
2 well.

3 Q And what did the women say that
4 conversation was like?

5 A In their opinion, they were not being
6 taken serious and that they were just being drunk
7 and belligerent and they were escorted out of the
8 establishment and asked not to -- and they were
9 not allowed to re-enter the establishment and had
10 trouble retrieving that -- some of their personal
11 items that was left inside the establishment.

12 Q Okay. So they had personal items
13 still inside, but they were not allowed to go get
14 them? Is that what you are saying?

15 A Later one of the members was able to
16 retrieve the rest of their items.

17 Q Okay.

18 A But as far as a group, they were --
19 no, they were not all allowed back to enter.

20 Q Okay. I just also wanted the record
21 to reflect that at this 48 second mark,
22 Investigator, who is holding that door? Do you

1 know?

2 A I do not know exactly who it is. It
3 seems to be a gentleman in a security shirt
4 holding the door.

5 Q Okay. All right.

6 (Video 1 Stopped)

7 MS. GEPHARDT: Okay. That's the end
8 of the video excerpt that the Government will
9 show. Does the Board wish to see it again?

10 MEMBER ALBERTI: I will have questions
11 later.

12 MS. GEPHARDT: Okay.

13 MEMBER ALBERTI: Leave it up.

14 MS. GEPHARDT: Okay.

15 MEMBER ALBERTI: Or have it available.

16 MS. GEPHARDT: Okay.

17 MEMBER ALBERTI: Thank you.

18 BY MS. GEPHARDT:

19 Q All right. Do you know if Bliss has
20 a security plan?

21 A Bliss does have a security plan.

22 Q Okay. I would like for you to take a

1 look at the security plan, which is part of the
2 package that I handed you earlier. Okay.

3 I would like for you to turn to page,
4 just one moment, please, 5 at the bottom. And
5 regarding incident protocol, incident log for
6 Bliss, what is Bliss required to do after an
7 incident?

8 A All incidents Level 2 and Level 3 must
9 be reported to the head of security. Failure to
10 report any incident to the head of security can
11 result in disciplinary action or termination.
12 The head of security is to record all such
13 incidents in the incident log. The incident log
14 is to contain the time of the incident, location
15 of the incident, individuals involved and the MP
16 -- and the time MPD was notified.

17 All Level 2 incidents must be reported
18 to MPD and must include who the report was given
19 to. The report must also include the response
20 time in which MPD or medical assistance arrived.
21 All persons who have been evicted from the venue
22 must be reported to MPD. Any reported incident

1 should include the names of those involved,
2 including staff, patrons and/or victims.

3 Level 3 incidents are all incidents
4 that involve any kind of assault.

5 Q Excuse me. Okay. Thank you. Do you
6 know what it means by a Level 2 or a Level 3
7 incident?

8 A No, not -- no, ma'am.

9 Q Okay. So I want to draw your
10 attention to the incident report, which is
11 Exhibit 2 in the Board's packet.

12 (Whereupon, the above-
13 referred to document was
14 marked as Board Exhibit No.
15 2 for identification.)

16 BY MS. GEPHARDT:

17 Q Did you receive this incident report?

18 A I did receive this incident report --

19 Q Who gave it to you?

20 A -- via --

21 Q Oh, I'm sorry.

22 A -- email from the owner of the

1 establishment.

2 Q Okay. And what was your request?

3 A My request was the incident report and
4 I was informed that it was completed. It had
5 been completed by the head of security, Mr.
6 Darell Royal.

7 Q And who told you it was completed by
8 Darell Royal?

9 A Mr. Henoch, the owner of the
10 establishment.

11 Q Okay. Okay. I would like for you to
12 take a look at this incident report. What does
13 it say happened that night?

14 A There were three females and a male
15 who were acting unruly. They were asked to leave
16 by security, which they refused to and became
17 aggressive towards employees. They then were
18 removed from the venue and handed off to MPD.

19 Q Okay. Based on your experience as an
20 Investigator, is this sufficient for an incident
21 report?

22 A After reviewing the video, no.

1 Q Okay. And does it comport with their
2 security plan, what it says about incident
3 reports?

4 A No. There is nothing specific about
5 the people that were involved and that people
6 were asked to be escorted out of the
7 establishment. Those names are not listed. The
8 time at which MPD was notified is not listed.
9 And then their specific plan it says that any
10 assault -- "Any Level 3 assault should be handled
11 appropriately in compliance with the rest of the
12 requirements of a Level 3 incident."

13 Q Okay. Is there supposed to be
14 information there about medical, calling 911,
15 calling for an ambulance?

16 A If, based on this, an assault was
17 made, then yes.

18 Q Okay. Does the report -- does your
19 report mention -- does the incident report
20 mention that there was an assault?

21 A No.

22 Q Okay. And who wrote this report?

1 A Mr. Deen. The reporting person is
2 Ahmed Deen.

3 Q But who did Mr. -- who did the owner
4 tell you drafted the report?

5 A The head of security.

6 Q And who is Ahmed Deen?

7 A He was -- he is and was the ABC
8 Manager on duty at the time of the incident.

9 Q Okay. And is there a requirement that
10 the head of security fill out the incident
11 report?

12 A Based on the security plan, yes.

13 Q Okay. Does the security plan address
14 use of force?

15 A Yes.

16 Q I would like to draw your attention to
17 page 10. Page 9. Oh, I apologize, go to page 9.
18 Okay. For procedures for handling intoxicated
19 persons, do you see that?

20 A Yeah.

21 Q Okay. And if you go down to the
22 middle of the page, what is the -- what are

1 employees supposed to do when there is a customer
2 who is intoxicated?

3 A It states that "In instances where a
4 patron appears to be intoxicated, unruly or
5 uncooperative, use the following strategies:

6 Inform the patron in a professional
7 manner that his or her behavior is inappropriate
8 and ask them to go to a designated area for
9 assistance.

10 If the customer refuses, radio the
11 general manager or head of security and express
12 your concerns.

13 At no time should aggressive behavior
14 be used to address any concern in those instances
15 where a non-disruptive customer declines to go to
16 the designated area, but remains in the
17 establishment, the head of security shall ensure
18 that other patrons do not purchase drinks for
19 that customer."

20 Q Okay. All right. Thank you. Okay.
21 I would also now like for you to, hang on one
22 second, now turn to page 10. And at the bottom

1 it's procedures for handling violent incidents,
2 other emergencies and notifying the Metropolitan
3 Police Department.

4 A Um-hum.

5 Q What does it say to do when there is
6 violence or an emergency?

7 A "The employees of Bliss, if they
8 observe any acts of violence or other
9 emergencies, they shall radio for assistance for
10 another employee, security attempt to assist and
11 call MPD or EMS immediately. In these instances,
12 security will only physically intercede to
13 prevent or stop a violent individual from
14 physically assaulting another person.

15 The observer of the incident must
16 immediately report the incident to the head of
17 security and management, so that the incident can
18 be placed in the incident log.

19 The head of security must secure a
20 copy of the incident by scanning it onto a disk
21 once the incident has been contained."

22 Q And in this case, did Bliss call MPD?

1 A No, they did -- I was informed by the
2 owner that they did have an MPD, a sixth officer,
3 MPD detail on the day of the incident, on the
4 night of the incident.

5 Q So of that MPD detail, did they draft
6 a 251?

7 A No.

8 Q And do you know if MPD attended to any
9 of the injuries of the injured patient -- or
10 patrons?

11 A Based on my conversations with the
12 victim, the two victims that I spoke with, and
13 the 251 that we do have, no.

14 Q Okay. Okay.

15 MS. GEPHARDT: Indulgence.

16 BY MS. GEPHARDT:

17 Q So if going back to that woman who was
18 being carried over someone shoulder, if she was
19 not sick, but let's say just forcibly removed,
20 does this comply with the security plan?

21 MR. SHIRAFKAN: Objection. Asking for
22 speculation. If she is not sick, let's just say

1 that's speculation.

2 CHAIRPERSON ANDERSON: Rephrase the
3 question, Ms. Gephardt, that you are asking.

4 MS. GEPHARDT: Okay.

5 CHAIRPERSON ANDERSON: Either withdraw
6 the question or --

7 MS. GEPHARDT: Okay.

8 CHAIRPERSON ANDERSON: -- so the
9 objection is sustained. So --

10 MS. GEPHARDT: Okay.

11 BY MS. GEPHARDT:

12 Q If she was being forcibly removed, the
13 woman over the shoulder of that individual, does
14 that comply with the security plan to remove
15 someone from the establishment?

16 A Forcibly, no. It states that they can
17 direct MPD. They can get MPD and direct them to
18 the individual inside of the establishment and
19 gain assistance.

20 Q And was that done in this situation?

21 A No.

22 Q Okay. Do you know if the security

1 plan addresses uniforms for security guards?

2 A Yes.

3 Q Okay. I would like to turn to page 4.

4 Okay. Under identifiable clothing in the middle
5 of the page, what does it say? What is the very
6 first sentence say?

7 A "Bliss staff uniform will be white or
8 colored polo shirts with identifiable security
9 logos."

10 Q And what was the color of the shirt
11 that that man who lifted the woman up and put her
12 down on the ground, what was -- what color was
13 his sweatshirt or shirt?

14 A White.

15 Q Okay. Based on your experience, do
16 you feel that Bliss cooperated with you during
17 this investigation?

18 A Yes.

19 Q And how do you feel they cooperated
20 with you?

21 A I requested from the establishment
22 staff, I requested video footage. The video

1 footage was given. It wasn't isolated. It was a
2 lot of it. They did the minimum of providing the
3 video. And then I reached out and he was able to
4 isolate that video and sent it to me directly.

5 I requested the phone numbers of the
6 head of security as well as the ABC Manager on
7 duty. The owner provided me with that
8 information. I was not, however, able to get in
9 contact with the head of security. And the three
10 Investigators that went to retrieve the video on
11 my behalf did not report that they had any issues
12 getting that or were not faced with any pushback
13 at that time.

14 Q Okay. And do you feel that there was
15 more video before that incident occurred that
16 came into the screen during the time frame of
17 which you viewed the video?

18 A Yes.

19 Q So and did you have that video?

20 A No.

21 Q Did management tell you that there was
22 no video -- there was no camera that covered that

1 area prior to them going into that area near the
2 doors?

3 A No, I was informed that I was given
4 all the video of the incident.

5 Q Okay. And then for the head of
6 security, you said you weren't able to get a hold
7 of him. What measures did you take to get a hold
8 of him?

9 A Spoke -- I requested the phone number.
10 I reached out to him on multiple occasions, left
11 voicemail, and also informed the owner that I had
12 attempted to make contact with him and was unable
13 to make contact.

14 Q Who did you request the phone number
15 from?

16 A From the owner.

17 Q And the owner gave you the head of
18 security's phone number?

19 A Yes.

20 Q And did you at any time notify
21 somebody that you could not reach the head of
22 security?

1 A Yes.

2 Q And what was the response that you
3 got?

4 A I believe -- I don't recall exactly,
5 so I don't want to -- I have an idea, but I don't
6 want to say exactly, because I do not recall
7 exactly his response, his exact response.

8 Q And so did you ever speak to the head
9 of security?

10 A No, ma'am.

11 Q Okay.

12 MS. GEPHARDT: That's all I have.

13 CHAIRPERSON ANDERSON: Your witness,
14 sir.

15 MR. SHIRAFKAN: Mr. Chair, may I ask
16 that I put the MPD officer -- if the Board will
17 allow and then come back to cross-examination?

18 CHAIRPERSON ANDERSON: No. I -- well,
19 that would be with the permission of the
20 Government, but I would prefer that you finish
21 this witness.

22 MR. SHIRAFKAN: That's fine.

1 CHAIRPERSON ANDERSON: And if the
2 Government agrees to go out of order to put the
3 officer, then that's the Government's call. But
4 I'm not going to break up the cross-examination
5 to have another witness testify.

6 But so currently, we are going to have
7 the cross-examination of this witness. And then
8 you and the Government can discuss that and based
9 on your agreement --

10 MR. SHIRAFKAN: Okay.

11 MS. GEPHARDT: I apologize. Just
12 before I do turn the tables over to him, I do
13 have a declaration from one of the victims. It
14 is a sworn statement under oath.

15 CHAIRPERSON ANDERSON: Hold on, no.
16 I'm not dealing with that right now.

17 MS. GEPHARDT: All right.

18 CHAIRPERSON ANDERSON: We are under --
19 we are doing cross-examination of this witness.

20 MS. GEPHARDT: Okay.

21 CHAIRPERSON ANDERSON: After we do
22 cross-examination of this witness, whatever

1 discussions that want to be discussed for the
2 next witness, how we go, we can discuss that.
3 But right now, we are going to do cross-
4 examination of this witness.

5 CROSS-EXAMINATION

6 BY MR. SHIRAFKAN:

7 Q Investigator Leftwich, all right,
8 first I would like to bring your attention to the
9 MPD report that you obtained.

10 Now, that report, who was it done by?

11 A The report --

12 Q I think you said Officer Tipton?

13 A Yes, that's the reporting officer.

14 Q Did you ever get a chance to talk to
15 Officer Tipton about this report?

16 A No.

17 Q Did you review the report?

18 A Yes.

19 Q If you look on the top it says report
20 date and time. It said January 15, 2018, 19:10.
21 That's 7:10 p.m., am I right?

22 A Yeah.

1 Q Okay. Then it says the event start
2 date and time to the right of it, January 15,
3 2018, 2:00, January 15, 2018, 3:00. Am I right?

4 A Correct.

5 Q Did you ever have a chance to find out
6 when was this report done and what are those
7 inconsistencies?

8 A The report --

9 Q Did you ever --

10 A -- date --

11 Q -- did you notice that or did you ever
12 figure out why that -- those times obviously
13 doesn't make sense, am I right?

14 A It makes sense.

15 Q Okay.

16 A It does make sense. The report date
17 is because they went to -- the young ladies went
18 to MPD later in the day. The incident happened
19 on January 15th in the morning, so they entered
20 the establishment, I'm assuming on January the
21 14th after midnight it became January 15th.

22 So later in the day in the p.m., they

1 went and filed the report. They made their
2 report as far as the event start time and date
3 was between 2:00 and 3:00 a.m.

4 So I wasn't confused about that.

5 Q I see. So your explanation is that
6 they are saying the actual incident happened
7 between 2:00 and 3:00 a.m. on January 15, but
8 they reported it at 7:10 p.m. Am I right?

9 A Correct.

10 Q All right. So from that, did you
11 conclude that from basically 3:00 a.m., 7:00 p.m.
12 the next day is when they went to the police
13 department, right?

14 A Correct.

15 Q All right. Now, this report also has
16 R1, R2. Did you ever identify or did you talk to
17 the officer to figure out who are R1 and R2 in
18 this report?

19 A I didn't need to, because at the top
20 of the report it says reporting persons R1,
21 Keyanna Chambers, R2, Rayelle Walker.

22 Q All right. Your indulgence, because

1 mine is redacted, so I don't have that
2 information.

3 A Okay.

4 Q You said R1 is who again?

5 A Keyanna Chambers.

6 Q And R2?

7 A Rayelle Walker.

8 Q All right.

9 CHAIRPERSON ANDERSON: Mr. Shirafkan,
10 where did you -- what document -- do you have a
11 copy -- do you have a copy of the case report?

12 MR. SHIRAFKAN: The one that I was
13 provided is redacted, Mr. Chairman, so I don't
14 have the unredacted version of it. I just got
15 one this morning as I arrived here, but the
16 police report and I was under the impression that
17 the 251 would have been -- I assumed that it's
18 just redacted, because it was a 251 that was
19 provided.

20 CHAIRPERSON ANDERSON: Well, I don't
21 understand how the Government has an unredacted
22 document. I have a document in front of me that

1 is unredacted and you have a document that is
2 redacted. I don't understand. That doesn't make
3 sense. So and that's one of the reasons why we
4 all need to be looking at the same document.

5 So if you are looking at a redacted
6 document, everyone else should also be looking at
7 a redacted document. So I -- could someone
8 provide him with a document that -- Yes, Ms.
9 Gephardt?

10 MS. GEPHARDT: He has been provided,
11 but it was just before the hearing. And it was
12 only brought to my attention that he didn't have
13 an unredacted copy until today.

14 CHAIRPERSON ANDERSON: All right.
15 Okay. All right. So you have an unredacted
16 document, because it's clear to me and it's clear
17 to -- it's clear to me that what R1 is and it's
18 clear to the Investigator.

19 And I think this goes to the point I
20 made earlier, we need to all know what documents
21 we are looking at, so everyone needs to have the
22 same document. All right. So do you need a

1 couple of moments to --

2 MR. SHIRAFKAN: No, no, that's fine.

3 CHAIRPERSON ANDERSON: All right.

4 MR. SHIRAFKAN: I'm fine.

5 CHAIRPERSON ANDERSON: All right.

6 BY MR. SHIRAFKAN:

7 Q Now, in that report it states that S1
8 punched R1 in the face with a closed fist and
9 pushed her to the ground, right?

10 A Correct.

11 Q So that's claiming that S1 hit Keyanna
12 with a closed fist, right?

13 A Yes.

14 Q Okay. In your investigation and the
15 videos, did you ever see anything that said or
16 showed that Keyanna was punched?

17 A No.

18 Q And when you talked to Keyanna, being
19 R1, later she never said that she was punched.
20 She said someone else, but she didn't say she was
21 punched?

22 A Correct.

1 Q R2 being Ms. Walker, now Ms. Walker
2 did respond to you, am I right?

3 A No.

4 Q Ms. Walker did not respond to you?

5 A No. Ms. Walker, no, she didn't.

6 Q All right. So you weren't able to
7 verify this second part that says R2, Ms. Walker,
8 grabbed around the neck and pushed her to the
9 ground, because she never responded to any of
10 your calls, am I right?

11 A Correct.

12 Q And you made several attempts to
13 contact her?

14 A I did.

15 Q Okay. And we have three parties if
16 I'm not mistaken, correct? There is Keyanna
17 Chambers, Rayelle Walker and Maya Goodwin?

18 A Yes.

19 Q Okay. You referred to a Ms. Griffin
20 earlier. Who is that?

21 A That's another member of the party.

22 I mean for clarification earlier, when I -- again

1 how I came to this investigation, the lawyer, who
2 you stated reached out to your client --

3 Q Um-hum.

4 A -- as well, she provided me with a
5 full list of the group of friends and phone
6 numbers that was also involved. And although she
7 did not represent all of them, she got a full
8 list, so I reached out to the full list of
9 individuals.

10 Q Okay. And the attorney that to your
11 knowledge contacted you, was it Julie Oliver
12 Zhang?

13 A No, sir.

14 Q It wasn't?

15 A No, sir.

16 Q Who was it?

17 A Ms. Pearl Keng.

18 Q Pearl?

19 A Keng.

20 Q Keng?

21 A Yes.

22 Q Is she with Oliver Zhang Law Firm?

1 A I don't -- I can't yes, but I don't
2 recall what her signature is. I know she is with
3 a law firm, but I can't say right now I know
4 exactly which it is.

5 Q When did she contact you? Do you know
6 the date when she contacted you?

7 A I don't. She contacted ABRA, so I
8 don't know the exact date that she contacted
9 ABRA. I know I can get that information, because
10 it's in my email.

11 Q And you were told that she represents
12 Ms. Walker?

13 A Correct.

14 Q Okay. Did you ever get anything from
15 her saying that she actually represents Ms.
16 Goodwin?

17 A No.

18 MR. SHIRAFKAN: If I may, I was
19 anticipating to have this submitted into
20 evidence, but if I may just show the
21 Investigator --

22 CHAIRPERSON ANDERSON: Show it to Ms.

1 Gephardt, please.

2 MS. GEPHARDT: That's fine.

3 MR. SHIRAFKAN: Thank you.

4 BY MR. SHIRAFKAN:

5 Q Investigator, could you, please, look
6 at this document and could you just tell me what
7 does it read on top of that page in blue?

8 A Oliver Zhang Law.

9 Q And could you tell me who it's
10 addressed to?

11 A Lemma Holdings, LLC.

12 Q And on the section where it says RV
13 name, what is the name that is on that
14 letterhead?

15 A Maya Goodwin.

16 Q Thank you. Your investigation looking
17 into these videos and investigating what
18 happened, did you ever go to Bliss itself, the
19 establishment?

20 A I made attempts. However, again, my
21 shift is Sunday through Thursday, 7:30 p.m. to
22 4:00 a.m., and I do not know exactly what the

1 establishment's schedule was, but I do know
2 during the winter months, they generally are just
3 Friday and Saturday. It's not special events
4 throughout the week.

5 So during my time of investigating, I
6 was unable to enter the establishment.

7 Q You work from 7:00 p.m. to 4:00 a.m.?

8 A 7:30 p.m. to 4:00 a.m., Sunday through
9 Thursday.

10 Q Sunday through Thursday?

11 A Yes, sir.

12 Q All right. Did you ever ask the
13 establishment for you to be able to allowed in to
14 see the premises?

15 A No. My inquiry and using my other
16 Investigators and staff, they were able to go to
17 the establishment and obtain the documents that
18 were needed and complete the regulatory
19 inspection.

20 Q Would identification -- you mentioned
21 that -- the video and you saw the video and
22 because the report said there was assault

1 involving security, that meant to you that
2 everyone that is on the video is security,
3 correct?

4 A Yeah, I had indication even from the
5 staff, so, yes.

6 Q Okay. When you say indication from
7 staff, did you ask someone and they told you that
8 this is security or --

9 A My request is that if you can provide
10 me -- if -- I request that if I could be provided
11 with the incident that is between -- that is in
12 question where we are discussing that females and
13 the security staff are having an altercation and
14 the owner specifically tells me that they
15 incident can be found here.

16 Q Um-hum

17 A I feel confident in knowing that you
18 are giving me information and the incident,
19 because he had been cooperating with me, so I
20 would assume that he is giving me the video where
21 the incident is between the patrons and the
22 security staff.

1 Q And on the point of cooperation, thank
2 you, but it's also -- isn't it true that when you
3 asked something, the next day you would get an
4 email back, you asked something, the next day you
5 would get a response back?

6 A One day or two.

7 Q Yes, one day or two days.

8 A Yes.

9 Q Now, with regards to their security,
10 you asked give me the list of security that
11 involved.

12 A Um-hum.

13 Q The establishment provides you with
14 the name of security that were involved, correct?

15 A No. The -- he provided me with the
16 name and phone number of the head of security.

17 Q Oh, didn't you have an email that came
18 to you that gave you the name of each individual
19 staff member on February 20th? Didn't you get an
20 email that gave you four security and the phone
21 number to the manager?

22 A If I can --

1 Q If I show you the email, would it
2 refresh your recollection?

3 A Sure.

4 MR. SHIRAFKAN: May I?

5 CHAIRPERSON ANDERSON: Sure. Show --

6 BY MR. SHIRAFKAN:

7 Q I'm just going to let you review that.
8 This is not for impeachment purposes, so if you
9 can just review that email where you asked for it
10 and provide it and then you said thank you in
11 response, maybe that will refresh your
12 recollection as far as the names that were
13 provided to you.

14 A Okay.

15 Q So were the names provided?

16 A Yes.

17 Q Okay. Thank you.

18 A Um-hum.

19 Q So you asked for the names, the names
20 were provided. But as we stated earlier, we
21 never get to the next step of looking at the
22 video and trying to figure out if they

1 individuals on that video are any of these
2 individuals on this list. Am I right?

3 A Correct. And I'm unable to speak with
4 the head of security who would have been there
5 the day of the event to give that information.

6 Q All right. Now, with regards to the
7 head of security, do you recall -- you know the
8 head of security. You have had dealings with
9 this head of security before?

10 A Correct.

11 Q All right. And you know him. He also
12 works at other establishments, hotels and other
13 places, am I right?

14 A Correct.

15 Q Okay. The number that you contacted
16 the head of security, that number you already had
17 that number, am I right?

18 A I don't keep contact information like
19 stored in my Government phone. I requested the
20 number from the owner, that was how I got that
21 information. I don't --

22 Q How did the owner and when did the

1 owner give you the number, the specific number
2 for the head of security?

3 A On Thursday, February 22nd, at
4 approximately 10:03 a.m., I requested the phone
5 numbers of head security and the ABC manager. So
6 it had been history has it been he either
7 provided that information the same day or the
8 following day and more than likely the same day,
9 because by 10:20 a.m. on that same day, I was
10 able to get in contact with Mr. Deen. So I would
11 assume it was --

12 Q And --

13 A -- but in that conversation he
14 provided me with that number.

15 Q Okay. And when you contacted the
16 number, did it go to a voicemail or was it
17 disconnected?

18 A I feel like I do not recall exactly,
19 but I feel confident that if it was disconnected,
20 I would have reached back out and said it was
21 disconnected, rather than continuing to make
22 attempts to call. So more than likely, I reached

1 a voicemail and I left a voicemail, because
2 that's my normal protocol.

3 Q Okay. But you don't remember if you
4 left a voicemail or not?

5 A I know for a fact it was not
6 disconnected.

7 Q It was not disconnected. All right.
8 Now, the voicemail, did you hear -- what was the
9 message on the voicemail? Was it the right
10 person? Was it this -- the head of security or
11 was it just a standard voicemail?

12 A I do not recall.

13 Q And since you contacted head of
14 security and you couldn't contact or get in touch
15 with him, did you come back and say I can't get
16 in touch with the head of security and provide me
17 some other information?

18 A Yes, I would have reached back out,
19 because I even -- when I reached back out about
20 my concerns with the video footage, we were in
21 constant communication via text message, via
22 email, multiple days --

1 Q Right.

2 A -- while this whole entire thing was
3 going on.

4 Q I agree with you on that. But on any
5 text message or any of the emails, you have never
6 asked, reasked I should say after the first time,
7 about not being able to get in touch with this
8 head of security or do you have any notes or
9 emails or texts that says otherwise?

10 A No, I do not have the exact dates and
11 time that I reached back out to the owner.

12 Q Did you ask the venue if they had any
13 promoters that night?

14 A I do not recall.

15 Q Okay.

16 A No, I would have -- it was -- I do see
17 here in my report that based on -- he informed
18 me, the owner informed me, that the night was
19 promoted as a college night.

20 Q You earlier described in the video
21 that we saw right by the vestibule, by the exit
22 doors, you described that one person was grabbing

1 someone's foot. And I know we have covered this,
2 but I just want to make sure, because it came
3 back, so I just want to be clear.

4 One person in a white hoodie grabbed
5 a lady's foot, am I right?

6 A Correct.

7 Q But having seen the video now, that
8 was after that same lady swung at the gentleman
9 in the hoodie, am I right?

10 A Correct.

11 Q Okay. And you stated that the
12 security, in your opinion, was aggressive.

13 MR. SHIRAFKAN: I'm sorry, strike
14 that.

15 BY MR. SHIRAFKAN:

16 Q You stated that the individuals that
17 spoke with you said and they admitted that they
18 were aggressive after staff was aggressive to
19 them, am I right?

20 A Correct.

21 Q Did they ever tell you that they tried
22 to swing and another person actually hit the

1 security?

2 A They did not. Specifically? No, but
3 they did inform me that they went to the aid and
4 they didn't get into specifics, but even I would
5 assume that going to the aid of someone that is
6 being aggressive, I would imagine that the
7 accounts in the video are in line with them going
8 to aid their aggressor.

9 Q Well, on the counts of video, are you
10 telling me that, in your opinion, you think that
11 the patrons should have assaulted the security or
12 the individuals that are in that video?

13 A I'm not -- I don't think I should have
14 to -- like I don't know what in the instance of
15 what they should have done. I'm not sure in
16 regards to how they feel that they should defend
17 their friend.

18 Q Okay.

19 A That's not --

20 Q Well, let me ask you if you were the
21 security and someone assaulted you, would you
22 think that you would defend yourself?

1 A I would ensure that I'm following the
2 proper protocol, is my personal opinion.

3 Q Well, as your personal opinion, is the
4 safety of other customers, the safety of patrons
5 and safety of the security in mind given what you
6 do, would you think that if someone tried to
7 swing you or swing at you and another person has
8 just swung or hit the security next to you,
9 would you stand there and take the punch or would
10 you at least try to duck and prevent getting hit?

11 A With the knowledge that there are six
12 MPD officers outside of the establishment, I
13 would.

14 Q You would take a punch?

15 A I would be going to get MPD officers.

16 Q So you would run out of the club to
17 get MPD while this person is trying to swing at
18 you?

19 A Correct.

20 Q Wouldn't you be concerned that this
21 same person that is swinging at you, will now
22 become a hazard to all --

1 MS. GEPHARDT: Objection. Objection.
2 What he thinks is not relevant.

3 MR. SHIRAFKAN: Well, it's absolutely
4 relevant, Mr. Chair. We are asking his opinion.
5 This is all about his opinion of what we think.
6 We have no witnesses. This is all about his
7 opinion of what he believes.

8 CHAIRPERSON ANDERSON: Overruled. Ask
9 the --

10 BY MR. SHIRAFKAN:

11 Q Would you be concerned with the safety
12 of others in the establishment if a person just
13 tried to assault you?

14 A Correct. And that MPD is the
15 appropriate parties that would be handling the
16 situation.

17 Q So the time that while you go get MPD,
18 that doesn't pause you?

19 MS. BARNES: Objection. Speculation.

20 MR. SHIRAFKAN: It's not speculation.
21 I'm asking him whether it would pause him or not.
22 I'm not asking him to speculate. I'm asking for

1 his opinion.

2 CHAIRPERSON ANDERSON: Sustained. He
3 can ask the question if he can. If you can't
4 answer the question, you can't.

5 THE WITNESS: I would go to MPD.

6 BY MR. SHIRAFKAN:

7 Q All right.

8 A It stands.

9 Q Fair enough. And when you spoke with
10 the ladies in this case, you were informed that
11 only Ms. Walker, she went to hospital, correct?

12 A Correct.

13 Q Okay. You said that the ladies stated
14 that they were not allowed back into the club, am
15 I right?

16 A Correct.

17 Q Well, one of them was allowed to go
18 back in --

19 A Right. Somebody went back --

20 Q -- for belongings, correct?

21 A Correct.

22 Q But not the whole group?

1 A Correct.

2 Q And wouldn't you agree that that's in
3 accordance with the security plan not to allow
4 the whole group back in?

5 A Correct.

6 Q The ladies told you that MPD -- they
7 asked for MPD and MPD was not presented?

8 A No. She said that they were -- she --
9 they admitted that they spoke. They --
10 specifically that some of the -- I guess, some
11 members of the group spoke with MPD there and
12 others did not, which is also how only two of
13 them are listed in the accident report that went
14 to the police report.

15 She stated that she was informed by
16 MPD officers that they didn't -- that they
17 weren't being taken serious because they were
18 assuming, I guess, that they were inebriated and
19 being belligerent.

20 But there is video of them speaking to
21 MPD officers.

22 Q Okay. That's what -- so in the videos

1 that you have observed, this is outside the video
2 that was presented today?

3 A Yes.

4 Q You see MPD coming into the
5 establishment, correct?

6 A Yes.

7 Q Leaving the establishment and engaging
8 with these individuals on video?

9 A Correct.

10 Q With regards to the incident report
11 that you were provided, I just wanted to clarify
12 something. You stated that the owner --

13 MR. SHIRAFKAN: Strike that.

14 BY MR. SHIRAFKAN:

15 Q With the incident report and the
16 question was asked on the manual, the security
17 manual and you said that the report is supposed
18 to be done by the head of the security. Where do
19 you -- where did you see that, that the report
20 has to be done by the head of security?

21 And if you will recall what pages you
22 are referring to, so we can --

1 A 5.

2 Q Okay. Page 5. Where -- are you
3 talking about the sentence in the middle that
4 says "The observer must report all such incidents
5 to the head of security for log." Is that the
6 sentence you are talking about or the part that
7 the head of security is to record the incidents
8 in the incident log?

9 A Correct. There is no report log
10 contained at the time of event.

11 MEMBER SILVERSTEIN: Sorry, I didn't
12 hear you.

13 THE WITNESS: I'm sorry, I'm reading.

14 BY MR. SHIRAFKAN:

15 Q If he could just read --

16 A Do you want me to read that?

17 Q -- if there is -- what part of that
18 and it could be a misunderstanding and I'm fine
19 with that. I just want to understand is there a
20 part in this report or in this security plan that
21 says that the head of security is obligated to do
22 the report? I understand logging it. I

1 understand someone telling the head of security.

2 A Um-hum.

3 Q But I don't believe, and you can
4 correct me if I'm wrong, there is any part here
5 that says the head of security has to do the
6 actual report.

7 A Agreed.

8 Q Okay. Thank you.

9 A Um-hum.

10 Q On page 9 of the security plan, it
11 talks about procedures of intoxicated individuals
12 being asked to leave or ejected from the
13 establishment, correct?

14 A Correct.

15 Q Now, in the instances where a patron
16 appears to be intoxicated, unruly or
17 uncooperative, informed the patron professional
18 manner and so on, which is what you read earlier,
19 right?

20 A Correct.

21 Q All right. But isn't it also correct
22 that in our security plan it says if a person is

1 being assaulted or attacked, then they should be
2 ejected, wouldn't that be good practices that if
3 someone is physical, not just intoxicated,
4 unruly, slurred speech, fumbling with the money,
5 talking aggressively, sleeping at the bar,
6 because that's what defines being intoxicated,
7 right?

8 A Correct.

9 Q Wouldn't you agree that someone
10 assaulting someone is beyond just being fumbly
11 fingers and slurred speech, right?

12 A Correct.

13 Q And wouldn't you agree with me that
14 when someone is under these conditions on page 9
15 of just being intoxicated, but not being violent,
16 that makes sense to be informed -- to be formal
17 and get someone else and get another person, get
18 a manager, get a bunch of people, because we have
19 time before and urgent situation comes up,
20 correct?

21 A Correct.

22 Q All right. And in this case, the

1 management, in fact, did get involved, am I
2 right? They spoke with Mr. Deen.

3 A Based on Mr. Deen's interactions, he
4 stated that he observed it and he walked past.
5 He wasn't notified. He was walking through when
6 he observed the commotion.

7 Based on his reports to me, he stated
8 that on the night of the incident, he was walking
9 through the establishment and noticed a scuffle
10 and that the female patrons were causing issues,
11 so he stood and observed.

12 Q Didn't the ladies tell you that they
13 spoke with management and MPD and they weren't
14 taken seriously?

15 A Correct.

16 Q Okay. And did you see on the video
17 where management talks to these individuals?

18 A Correct. After the --

19 Q After the incident?

20 A -- yes.

21 Q Correct. And on page 10 of the
22 security plan, the sentence where you read with

1 regards to procedures for handling violent
2 incidents, in these instances, security will only
3 physically intercede to prevent or stop a violent
4 individual from physically assaulting another
5 person.

6 Wouldn't physically assaulting another
7 person also include our own staff?

8 A Correct.

9 Q Do you recall how many total, and I
10 know it was a lot, estimate of how many total
11 videos you received and then we narrowed it down
12 to this one individual allowed?

13 A 20 plus individual clips. And they
14 were clips of varying time frames and cameras and
15 seconds, so there was a lot.

16 Q On page 4 of the incident -- I'm
17 sorry, of the security plan --

18 A Um-hum.

19 Q -- you wrote in regards to the dress
20 code identifiable clothing, right? And what you
21 read was "The Bliss staff uniforms will be white
22 or colored polo shirts with identifiable security

1 logos." Correct?

2 A Yes.

3 Q All right. And the next sentence says
4 "The dress code may change depending on the event
5 of the night." Am I right?

6 A Correct.

7 Q And what you observed in all the
8 videos that you observed security staff had some
9 indication of security. Am I right?

10 A Yes.

11 Q Even the ones that were wearing bigger
12 clothing, there is something over it that says
13 security?

14 A Correct.

15 Q Okay. In your charging documents, is
16 it your position that Bliss failed to follow the
17 security plan because: (1) MPD was not called
18 and (2) there was excessive force.

19 Are these the two grounds?

20 A Correct.

21 CHAIRPERSON ANDERSON: Was an answer
22 given?

1 MR. SHIRAFKAN: Yes, he said correct.

2 CHAIRPERSON ANDERSON: All right.

3 MR. SHIRAFKAN: The Board's
4 indulgence.

5 MR. SHIRAFKAN:

6 Q In your report I also noticed that R1,
7 Ms. Keyanna Chambers, if I'm saying that
8 correctly, she stated that she believed that the
9 male security officer was under the influence of
10 alcohol.

11 Did you ever revisit that statement or
12 find anything to corroborate that the security
13 staff were under the influence of alcohol?

14 A No, that was merely her interpretation
15 of the event and her -- as I can -- that was just
16 her interpretation.

17 Q Gotcha.

18 A But I did want to state that from her
19 perspective, that's what it was.

20 Q Okay.

21 A So that's why it is just factually in
22 there.

1 Q And from her perspective a few
2 sentences down, she stated that her friends began
3 screaming for the police. Did you find anything
4 that corroborated these individuals screaming for
5 police? I mean, we saw the police come in and go
6 and then talking to the police.

7 A I'm not sure if that is what -- there
8 is no audio, so --

9 Q Did you ever ask them that if they
10 screamed for police, where, when, what happened?
11 Are these the police that were inside or outside?

12 A No.

13 Q Okay. And to be clear, with regards
14 to Camera 12, and I'm sorry if I'm repetitive on
15 this, but because this report comes into the
16 record, I just want to be clear on what is in
17 there, 2:05:39 and 2:05:43, those are the same
18 incident that we are talking about that we looked
19 on the video and discussed earlier, right?

20 A Yes.

21 Q And 2:17:04 MPD officers observed
22 walking in the double doors, right?

1 A Correct.

2 Q 2:18:52, MPD officers observed walking
3 out the double doors in between the three female
4 patrons, correct?

5 A Correct.

6 Q 2:19:39, female patron is observed
7 placing her hand around her neck appearing to be
8 showing, both female patrons are making choking
9 like motions. And that's when the police
10 officers are right there, am I right?

11 A If -- it informs me they walked
12 through, but if we could pull up the video, then
13 we can see exactly what is happening, but based
14 on my account in here, I know that the female
15 patrons were speaking to staff at that time and
16 not speaking to directly to MPD.

17 Q All right. Do you know an individual
18 by the name of Melanie?

19 A Do I know? I know of her in relation
20 to this. I mean --

21 Q To this case.

22 A Yeah.

1 Q In relation to this case, not --

2 A Yeah.

3 Q In relation to this case --

4 A Yes.

5 Q -- was any of these individuals, Ms.

6 Keyanna and Royal, Ms. Goodwin, is there a

7 Melanie there?

8 A I received her name and number from

9 Ms. Keng.

10 Q Um-hum.

11 A And was unable to speak directly with

12 her.

13 Q So you tried to talk to Melanie and

14 you couldn't contact her. And you tried to talk

15 to Maya Goodwin and you couldn't contact her?

16 A Correct.

17 Q Thank you. Did you --

18 MR. SHIRAFKAN: Strike that. That's

19 all I have for the Investigator. Thank you for

20 your time, Investigator.

21 THE WITNESS: Thank you.

22 CHAIRPERSON ANDERSON: Do we have any

1 questions by any Board Members? Yes, go ahead,
2 Mr. Alberti.

3 MEMBER ALBERTI: Investigator, thank
4 you for your report. Just I guess a simple
5 question. So we have heard, at least I think,
6 the counsel for the licensee describe the actions
7 of the women as assaulting the staff.

8 THE WITNESS: Correct.

9 MEMBER ALBERTI: Are you aware or do
10 you have any knowledge of whether or not the
11 establishment reported to MPD that an assault
12 occurred on their staff?

13 THE WITNESS: No, sir.

14 MEMBER ALBERTI: Okay. Thank you.
15 Can we go back to the video? Because I have some
16 questions there. All right? I mean, I really
17 kind of -- let's go back to the beginning and
18 move forward a little bit, because I think I am
19 interested in 5:40 possibly, but I'm not sure.
20 Let's start there. I warned you. All right.

21 MS. BARNES: I'm sorry, could you
22 repeat --

1 MEMBER ALBERTI: So can we go back to
2 5:40?

3 MS. BARNES: -- could you --

4 THE WITNESS: 2:05:40.

5 MS. BARNES: 2:05:40.

6 MEMBER ALBERTI: Yes, 2:05:40. I'm
7 sorry. Thank you. Okay.

8 MS. BARNES: Okay.

9 (Video 1 Played)

10 MEMBER ALBERTI: Okay. So let's go
11 forward a little bit.

12 MS. BARNES: All right. It begins at
13 2:05 --

14 MEMBER ALBERTI: Start it and I'll
15 tell you where to stop it and then we can go --

16 MS. BARNES: Sure.

17 MEMBER ALBERTI: Right there, right
18 there. All right. Well, hold on, right there.
19 Right there. Let's stop it right there. Okay.

20 (Video 1 Paused)

21 MEMBER ALBERTI: You have got some guy
22 without a hood on, right?

1 THE WITNESS: Yes.

2 MEMBER ALBERTI: And you have got a
3 guy behind him who he has been described as
4 having a hood on, right?

5 THE WITNESS: Correct.

6 MEMBER ALBERTI: Were you able to
7 ascertain which one of those or if both of those
8 were security?

9 THE WITNESS: The gentleman in the --
10 that you see facing without the hood on, it's
11 obvious that his jacket indicates security. It
12 kind of is a reflective.

13 The gentleman with the hood, the white
14 hood, is indicated when -- on the back side it
15 says security, the white shirt.

16 MEMBER ALBERTI: Okay. So you have
17 been able to ascertain they are both security?

18 THE WITNESS: Yes.

19 MEMBER ALBERTI: All right.

20 THE WITNESS: And following their
21 camera frames you can see.

22 MEMBER ALBERTI: Can we just go

1 forward just a little bit here? And then I'm
2 going to want to back up.

3 (Video 1 Advanced Forward/Played)

4 MEMBER ALBERTI: All right. Keep
5 going. Let's go back to 2:39. I'm a little
6 curious. I want to see where the woman is thrown
7 to the floor. I want to see where the woman is
8 thrown to the floor.

9 MS. BARNES: Okay.

10 MEMBER ALBERTI: Or appears -- is
11 engaged with somebody and ends up on the floor.
12 I'll describe it that way.

13 (Video 1 Rewound/Played)

14 MEMBER ALBERTI: So right there, right
15 there. All right. So would you describe the
16 actions of the guy without the hood at that
17 point? What did he do?

18 THE WITNESS: He stood directly in
19 front of the other male as, in my opinion, to
20 stop him from doing what he had just previously
21 done.

22 MEMBER ALBERTI: Okay. Thank you.

1 Can we just continue a little bit forward?

2 MS. BARNES: Sure. Let the record
3 reflect that is at 2:05:42.

4 MEMBER ALBERTI: Thank you. So and
5 the guy without the hood, he -- let's go back
6 just a little bit, just a few seconds.

7 (Video 1 Rewound/Played)

8 MEMBER ALBERTI: The guy without the
9 hood, he wasn't -- he was being -- people were
10 acting aggressively towards him. Is that
11 correct?

12 THE WITNESS: Correct.

13 MEMBER ALBERTI: All right.

14 THE WITNESS: Yes.

15 MEMBER ALBERTI: And what action did
16 he take?

17 THE WITNESS: He --

18 MEMBER ALBERTI: How would you
19 describe his actions?

20 THE WITNESS: -- appropriate. He just
21 pushed -- so he had his hand up protecting his
22 face, it seems like, and just kind of pushing or

1 holding the girls back.

2 MEMBER ALBERTI: Okay. So is it fair
3 to say they were defensive actions?

4 THE WITNESS: Correct.

5 (Video 1 Paused)

6 MEMBER ALBERTI: All right. Do we
7 know who this guy out front here is without --

8 THE WITNESS: No. Although the
9 incident report states that it was females and a
10 male, the females that I did speak with, in their
11 account, they don't refer to a male, so I --

12 MEMBER ALBERTI: Okay.

13 THE WITNESS: -- based on just the
14 establishment, he may have been a part of the
15 party.

16 MEMBER ALBERTI: All right. Okay.
17 But I haven't seen in any of the videos that he
18 was acting aggressively towards staff.

19 THE WITNESS: Correct.

20 MEMBER ALBERTI: Okay. Did you find
21 any instances of that?

22 THE WITNESS: No, sir.

1 MEMBER ALBERTI: Okay. Thank you.

2 (Video 1 Played)

3 MEMBER ALBERTI: Could we go forward
4 just a little bit? I won't go too far. I want
5 to see. Keep going, keep going. Where -- I want
6 to see where he picks up that -- the guy with the
7 hood picks up the woman, can we get to that? I'm
8 not sure where that was.

9 MS. BARNES: Okay. We are at 2:05:39.

10 MEMBER SILVERSTEIN: There.

11 MEMBER ALBERTI: No, no, no, no, no.

12 The guy with the hood actually picks up --

13 MS. BARNES: Yes, right here.

14 MS. GEPHARDT: Right here.

15 MEMBER ALBERTI: Yeah, right there.

16 MS. BARNES: And that moment is at
17 2:05:45.

18 (Video 1 Stopped)

19 MEMBER ALBERTI: And then we can't see
20 what else is happening there. Okay.

21 MS. BARNES: Would you like me to
22 replay that?

1 MEMBER ALBERTI: No, I'm good. I'm
2 good. I just want to make sure I don't have any
3 other questions. I think you said this before
4 that the testimony or the description given to
5 you by Ms. Walker and, I forgot the other woman's
6 name, Ms. Chambers?

7 THE WITNESS: Ms. Chambers and Ms.
8 Griffin are the two.

9 MEMBER ALBERTI: Oh, Ms. Chambers and
10 Ms. Griffin gave you -- they responded to you and
11 gave you descriptions. All right.

12 THE WITNESS: Correct.

13 MEMBER ALBERTI: I think that you said
14 that their description is consistent with what
15 you saw on the video?

16 THE WITNESS: Yes.

17 MEMBER ALBERTI: Is that correct? Any
18 inconsistencies that you noticed?

19 THE WITNESS: No. The only thing --
20 no, because anything that is outside of the
21 video, I'm not sure, but even after them saying
22 that they were trying to talk to people, that is

1 later in other clips.

2 MEMBER ALBERTI: Do you know where MPD
3 was stationed? Do you have any idea where they
4 would have been stationed?

5 THE WITNESS: I do not know exactly
6 where they were stationed.

7 MEMBER ALBERTI: Do you know where
8 those double doors lead to?

9 THE WITNESS: There is a video, it
10 leads outside. As far as where that is, I don't
11 know if that is on 24th Place or if it's on the
12 back or rear or a side. I'm not sure exactly
13 where those doors lead to. I know it's not the
14 front entrance.

15 MEMBER ALBERTI: Okay. Thank you. I
16 have no further questions. Thank you.

17 CHAIRPERSON ANDERSON: Go ahead, Mr.
18 Short.

19 MEMBER SHORT: Again, good afternoon,
20 Investigator Leftwich.

21 Investigator Leftwich, when you
22 interviewed the females, what was their demeanor?

1 What was your conversation like? Was it
2 professional? Was it courteous? Was it
3 aggressive?

4 THE WITNESS: No, it was professional
5 and, in my personal opinion, so much time had
6 passed I don't know if had we talked to them the
7 day of, the day before, it would have been more,
8 but it was a very -- both conversations were
9 calm. They were able to give clear recollection
10 of how the series of events went.

11 And again, neither of the individuals
12 that I spoke with were being represented by a
13 lawyer, so they were just simply giving me their
14 account of the incident, based on my questioning.

15 MEMBER SHORT: Okay. So it has been
16 your testimony also there is a lot of video that
17 we have not seen?

18 THE WITNESS: Yes.

19 MEMBER SHORT: This clip today, there
20 is a lot more showing the actual fighting going
21 on?

22 THE WITNESS: No, there is no other

1 video that I have showing any more or less of
2 this. There is a little bit of another view that
3 you can kind of see through that door, only when
4 the door is opening, but as far as actual
5 commotion, fighting, assaulting, physical
6 interactions, there -- of the video clips that I
7 have looked through, there were no other
8 incidents.

9 MEMBER SHORT: Aggression, actual
10 aggression, people swinging?

11 THE WITNESS: Correct.

12 MEMBER SHORT: In your whole view of
13 this, because we are just seeing this, but did
14 you ever see any of the security persons swinging
15 or aggressively hitting the young ladies?
16 Because I have seen the young lady swinging. I'm
17 just trying to figure out is there any portion
18 that shows when the aggression actually started?

19 THE WITNESS: No. And in linking the
20 two of what the licensee's representative was
21 speaking of, that is where the lawyer was
22 requesting those initial videos.

1 MEMBER SHORT: Okay. And how long
2 after this video took that we are seeing now, did
3 the police department appear on the video? The
4 officers, the MPD.

5 THE WITNESS: At 2:17:04 a.m. is when
6 the first MPD officer is observed walking into
7 the double doors.

8 MEMBER SHORT: So approximately, 12
9 minutes after?

10 THE WITNESS: Correct.

11 MEMBER SHORT: So the young ladies
12 were still there?

13 THE WITNESS: Yes.

14 MEMBER SHORT: In the club, correct?

15 THE WITNESS: Yes.

16 MEMBER SHORT: Police officers were
17 there in the club?

18 THE WITNESS: Yes.

19 MEMBER SHORT: And everything had been
20 subdued or if -- there was no more aggression, no
21 more violence?

22 THE WITNESS: No, they were -- you see

1 video of them walking in and out. A lot of
2 things happening in between those double doors,
3 standing, talking, a lot of walking back and
4 forth.

5 MEMBER SHORT: So in your opinion, had
6 someone been injured violently or hurt seriously,
7 would those police officers been able to observe
8 that?

9 (No audible answer.)

10 MEMBER SHORT: I'm just saying if the
11 young ladies had been physically really abused --

12 THE WITNESS: Um-hum.

13 MEMBER SHORT: -- by those big guys we
14 saw there in security, would the police have had
15 to notice something?

16 THE WITNESS: In my opinion, there
17 were -- there should have been some obvious
18 showing of that.

19 MEMBER SHORT: But they were having
20 this conversation between -- or an interview with
21 the police officers with the victims or the
22 ladies who made the complaint.

1 THE WITNESS: Yes. It was a number of
2 -- it was a lot of different individuals walking.

3 MEMBER SHORT: How many police
4 officers were in there?

5 THE WITNESS: I have a count of four
6 different interactions of MPD officers, but I'm
7 not sure how many actually was in that area.

8 MEMBER SHORT: How many were on the
9 clip when they were talking to the young ladies?

10 THE WITNESS: One.

11 MEMBER SHORT: And this was 12 minutes
12 after this incident?

13 THE WITNESS: No, 12 minutes after --

14 MEMBER SHORT: So we saw the --

15 THE WITNESS: -- when they were
16 observed, they were just walking in. They were
17 not observed speaking directly with. The time
18 where a female patron was observed speaking with
19 an officer, that is at 2:24:20, is when I saw a
20 female patron speaking directly to an MPD
21 officer.

22 MEMBER SHORT: Okay. You testified a

1 minute ago that at 2:17 something occurred. What
2 was --

3 THE WITNESS: At 2:17 an MPD officer
4 is observed walking in. I wanted to make note
5 that that is the first time that in reviewing the
6 video that I saw MPD officer actually arrive.

7 MEMBER SHORT: So at 2:17, the officer
8 came in?

9 THE WITNESS: Yes, through this door.

10 MEMBER SHORT: Okay.

11 THE WITNESS: Now, if they had come
12 through -- because again, this is not the front
13 door.

14 MEMBER SHORT: And at 2:24, he was
15 talking to that person and where were they
16 witnessed, the same location?

17 THE WITNESS: It was outside. So it
18 wasn't inside.

19 MEMBER SHORT: All right. Okay. All
20 right. That's a little more clear for me.

21 THE WITNESS: Yes.

22 MEMBER SHORT: Thank you for your

1 report. And that's all I have, Mr. Chair.

2 MEMBER ALBERTI: I have a question
3 based on --

4 CHAIRPERSON ANDERSON: Hold on, hold
5 on.

6 MEMBER ALBERTI: -- Mr. Short's
7 questions.

8 CHAIRPERSON ANDERSON: I just want to
9 see if there is anyone else have a question? Go
10 ahead, Mr. Alberti.

11 MEMBER ALBERTI: So forgive me, I just
12 -- Mr. Short was asking about obvious injuries.
13 What -- it was never clear to me. So the women
14 went to the police office, the police station the
15 next day, right?

16 THE WITNESS: yes.

17 MEMBER ALBERTI: Complained about an
18 assault?

19 THE WITNESS: Um-hum.

20 MEMBER ALBERTI: Right? Do we know
21 what they reported to be their injuries?

22 THE WITNESS: No. We know that Ms.

1 Walker went to the hospital. I was informed that
2 she had a concussion and I didn't speak with her.
3 So I didn't get those facts. It's just my
4 understanding that counsel has --

5 MEMBER ALBERTI: Okay.

6 THE WITNESS: -- information that can
7 attest to that.

8 MEMBER ALBERTI: The only thing we
9 know is that she had a concussion.

10 THE WITNESS: Yes.

11 MEMBER ALBERTI: And so we don't know,
12 we haven't been told that there were injuries
13 that were visible that the police officers would
14 have seen?

15 THE WITNESS: Correct. In my -- in
16 response to that, it was that obviously we saw
17 the girls taking off their shoes and just -- as
18 far as just being able to see that there had been
19 some type of commotion.

20 MEMBER ALBERTI: Right. No, I got all
21 that. Thank you.

22 THE WITNESS: Um-hum.

1 MEMBER SHORT: Just one follow-up?

2 CHAIRPERSON ANDERSON: Yes, Mr. Short.

3 MEMBER SHORT: On the video with the
4 young ladies and here at this vestibule door, you
5 never got to identify which one was the one who
6 allegedly had the concussion?

7 THE WITNESS: No, sir.

8 MEMBER SHORT: So we don't know who
9 that person was, according to this video and your
10 report?

11 THE WITNESS: Correct. From -- they
12 were attempting to be called in today, but were
13 unable to.

14 MEMBER SHORT: Okay. Thank you.
15 That's all I have, Mr. Chair. Thank you.

16 CHAIRPERSON ANDERSON: Just a quick
17 question. Were you able to speak to the police
18 officers who were there?

19 THE WITNESS: No. I wasn't able to
20 get the -- I wasn't able to speak with them. I
21 didn't have a name until -- I forgot I had a name
22 later, but I wanted -- I went off the report and

1 then once I found out that the report was taken
2 at the police station, I knew that person wasn't
3 there the day of the event.

4 CHAIRPERSON ANDERSON: All right.
5 Thank you. Mr. Shirafkan?

6 MR. SHIRAFKAN: I just have one
7 question with regards to what was asked.

8 RE-CROSS-EXAMINATION

9 BY MR. SHIRAFKAN:

10 Q Investigator Leftwich, did you provide
11 the attorney with the videos that the licensee
12 provided to you?

13 A No, she went through ABRA -- she went
14 through -- she did a F.O.I.A. request with that
15 F.O.I.A. officer at the time.

16 Q Thank you.

17 CHAIRPERSON ANDERSON: Ms. Gephardt or
18 Ms. Barnes?

19 MS. GEPHARDT: Yeah, I just want him
20 to answer -- or ask a few more questions.

21 REDIRECT EXAMINATION

22 BY MS. GEPHARDT:

1 Q So does anything in the security plan
2 mention that if a security guard gets hit by a
3 patron, that he or she can hit back?

4 A Not that I'm aware.

5 Q And or that if that individual has
6 been struck, that they can use force to stop the
7 individual who is hitting?

8 A No. There was a statement about only
9 in these instances, security will only physically
10 intercede to prevent or stop a violent individual
11 from physically assaulting another person.

12 Q Okay. Let's see, did you give Mr.
13 Andargie any opportunity to volunteer any
14 information that he thought was relevant about
15 that night?

16 A Yes, when we spoke, he did make it
17 aware that he was not there on the night of the
18 incident, so I knew that -- so I always
19 immediately just ask the owner what information
20 he was given, because if he wasn't there, then he
21 was able to just volunteer the information that
22 he had to provide. And then the gave me the

1 information of the individual, the ABC Manager
2 that was there on the night of the incident. And
3 I did speak with him and he gave me the
4 information that he felt relevant.

5 Q So at no time did the owner tell you
6 that they filed an assault charge against one of
7 the women?

8 A No.

9 Q Okay. I would like to go back to the
10 incident report. Typically in the incident
11 report, based on their security plan, would the
12 names of the victims and the names of the
13 security guards be in that report?

14 A Based on the information that -- yes.

15 Q Okay. So in your experience, are the
16 actions seen on the video appropriate to defend--
17 the actions of the security guards appropriate to
18 defend against a perceived attack by a person of
19 the size seen?

20 MR. SHIRAFKAN: I would object to the
21 issue. The Board makes a determination whether
22 the actions were valid or not or you can give it

1 the weight that it deserves. I don't have a
2 problem with the Board.

3 CHAIRPERSON ANDERSON: Well, I'm going
4 to ask for the video, so I can see without any
5 questions. So if you can answer the question,
6 you can. If you can't, you can't.

7 THE WITNESS: In my opinion, the
8 individual without the hood on acted
9 appropriately in size to the -- even the
10 aggressive female. The male with the hood on was
11 not acting appropriately, based on what we saw.
12 Well, on what I saw in the video.

13 BY MS. GEPHARDT:

14 Q Okay. Just going back briefly to the
15 incident report, why is it important to have the
16 information about the victims and the names of
17 the security guards in the report?

18 MR. SHIRAFKAN: Objection. Speculation.
19 I don't understand the question. I think the
20 Government is asking the Investigator-- I'm not
21 understanding the question.

22 CHAIRPERSON ANDERSON: Well, the first

1 question that she had asked was that is it
2 typical that the names are in the report? And he
3 said yes. I'm not quite sure why the second --
4 no, she had asked that question earlier. And
5 then this question is why is it important? I
6 don't know.

7 I mean, whatever -- for whatever it's
8 worth, I don't know where we are going, but you
9 can answer the question.

10 MS. GEPHARDT: Okay. I can withdraw
11 the question.

12 BY MS. GEPHARDT:

13 Q Okay. I would like for you to go to
14 the security plan on page 5 under incident
15 protocol. Can you read the first three sentences
16 there?

17 A "How incident Level 2 and Level 3 must
18 be reported to the head of security. Failure to
19 report any incident to the head of security can
20 result in disciplinary action or termination.
21 The head of security is to record all such
22 incidents in the incident log."

1 Q Okay. You can stop right there. So
2 it's true that it says the head of security is to
3 record all such incidents in the incident log?

4 A Yes.

5 Q Furthermore, you were told that the
6 head of security drafted the report. Am I
7 correct?

8 A Correct.

9 Q But in fact, the report had been
10 drafted by the ABC Manager?

11 A Correct.

12 MS. GEPHARDT: That's all I have.

13 CHAIRPERSON ANDERSON: All right.

14 Thank you, Mr. Leftwich.

15 MS. GEPHARDT: Wait, wait.

16 CHAIRPERSON ANDERSON: I'm sorry?

17 MEMBER ALBERTI: May I?

18 MS. GEPHARDT: Hold on one second.

19 CHAIRPERSON ANDERSON: What?

20 MS. BARNES: Oh.

21 MR. SHIRAFKAN: They have -- if I can
22 just redirect just to what was asked?

1 MS. GEPHARDT: Well --

2 CHAIRPERSON ANDERSON: You don't --

3 MS. GEPHARDT: -- pardon me, there is
4 no redirect.

5 CHAIRPERSON ANDERSON: -- get another
6 opportunity.

7 MR. SHIRAFKAN: Oh, my apologies.

8 MS. GEPHARDT: Okay.

9 CHAIRPERSON ANDERSON: But Ms. Barnes,
10 now I hope it's -- you know, the questions that
11 you are asking are supposed to be based on the
12 questions that we were asking. So if it's just--
13 if we are going to a new area, you can't ask any
14 new areas. So you can ask a question, but it
15 can't be breaking new testimony.

16 MS. BARNES: I understood.

17 CHAIRPERSON ANDERSON: All right.

18 MS. BARNES: I wanted to mention there
19 had been some questions by the Board earlier
20 about Ms. Maya Goodwin. And she had been unable
21 to attend this hearing.

22 CHAIRPERSON ANDERSON: But hold on.

1 But we are in cross-examination, so I'm not --
2 that's not relevant at this juncture. So we are
3 in cross-examination. I mean, are you asking --
4 do you have a question to ask Mr. Leftwich?

5 MS. BARNES: No, I do not.

6 CHAIRPERSON ANDERSON: Okay. Then we
7 can deal with that after.

8 MS. BARNES: Okay.

9 CHAIRPERSON ANDERSON: All right.
10 Thank you very much, sir, for your testimony.
11 You can step down.

12 (Whereupon, the witness was excused.)

13 CHAIRPERSON ANDERSON: All right.
14 It's 1:30 and our schedule we have missed lunch,
15 we are supposed to start our 1:30 hearings. I'm
16 just stating the fact. It's not -- that doesn't
17 mean anything.

18 You had had a request. There are
19 several preliminary requests, I'm assuming, is on
20 the table, so what are they? Why don't you
21 discuss it? Why don't the parties discuss
22 amongst themselves what these preliminary issues

1 are and if there is an agreement, I will do with
2 it -- I will do what you want the Board to do.

3 So let's take a five minute recess for
4 you two to decide, to discuss these preliminary
5 issues that you all want to bring to the
6 attention of the Board.

7 (Whereupon, the above-entitled matter
8 went off the record at 1:31 p.m. and resumed at
9 1:38 p.m.)

10 CHAIRPERSON ANDERSON: All right. We
11 are back on the record. So where are we? Are
12 there any preliminary matters that the parties
13 want to bring or does the Government want to
14 bring -- call its second -- its witnesses, if
15 they have a witness?

16 MR. SHIRAFKAN: Mr. Chair, if we can,
17 we have agreed to first put the officer on the
18 stand, so that he can be excused and then the
19 Government can proceed with one more evidence
20 that they have to submit.

21 CHAIRPERSON ANDERSON: All right.

22 MR. SHIRAFKAN: And then argue over

1 that.

2 CHAIRPERSON ANDERSON: So the parties
3 have agreed that the licensee will call its
4 witness out of order, so I applaud the parties
5 for agreeing to that, since there is -- they
6 don't want the officer to be sitting in the
7 hearing room, they prefer that he is on the
8 street doing the job that he has been called to
9 do.

10 So all right, so does the defense --
11 I'm sorry, does the applicant -- I'm sorry, does
12 the licensee have a witness that they want to
13 call?

14 MR. SHIRAFKAN: Yes, please, Mr.
15 Chair. We call Officer Kyle Gatewood.

16 CHAIRPERSON ANDERSON: What's the last
17 name?

18 MR. SHIRAFKAN: Gatewood, G-A-T-E-W-O-
19 O-D.

20 CHAIRPERSON ANDERSON: Officer
21 Gatewood, can you raise your right hand, please?
22 Whereupon,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

OFFICER KYLE GATEWOOD

was called as a witness by Counsel for the Licensee, and having been first duly sworn, assumed the witness stand and was examined and testified as follows:

OFFICER GATEWOOD: I do.

CHAIRPERSON ANDERSON: Thank you.

Your witness, sir.

DIRECT EXAMINATION

BY MR. SHIRAFKAN:

Q Would you, please, -- good afternoon, Officer.

A Good afternoon.

Q Thank you for being here. Would you, please, state your first and last name, spelling the last name for the record?

A Kyle Gatewood, G-A-T-E-W-O-O-D.

Q All right.

MEMBER SILVERSTEIN: Officer, could you get any closer to the microphone?

MR. SHIRAFKAN: You can pull the mike closer.

1 BY MR. SHIRAFKAN:

2 Q And who are you employed by?

3 A The Metropolitan Police Department.

4 Q And what is your relation to the
5 incident that we are here today?

6 A I was working the security detail that
7 night.

8 Q And is that through the MPD
9 Reimbursable Detail?

10 A Yes.

11 Q Okay. I know it has been a long time
12 since January 15. Did I subpoena you to be here
13 or just ask you to be here?

14 A You asked me to come.

15 Q Do you recall anything from that
16 night?

17 A Vaguely.

18 Q Okay. Could you tell the Board
19 Members what you recall and that's all I ask.

20 A Now, we were alerted on this. I don't
21 know by who, but it was either the security or
22 the individuals in question, that an incident had

1 occurred inside the club and they wanted to speak
2 with us.

3 I remember not a whole lot. Speaking
4 to individuals, who exactly I don't recall. Some
5 of them were -- some were polite, others were
6 more aggressive and insulting. I remember being
7 sworn at and cussed at by a few of them. I
8 remember once we had actually left from the club
9 and got back to our vehicles, where are vehicles
10 were staged at, one individual among the group,
11 well, a male I recall, got very close and was
12 verbally aggressive to one of the officers and we
13 came to almost having to put hands on him to
14 prevent any further escalation.

15 MR. SHIRAFKAN: I have no further
16 questions. I'll leave it to the Board.

17 CHAIRPERSON ANDERSON: Okay. Ms.
18 Gephardt or Ms. Barnes. Yeah, who is going to --
19 yeah.

20 CROSS-EXAMINATION

21 BY MS. GEPHARDT:

22 Q Officer, good afternoon. You said

1 that these individuals got aggressive. Who are
2 you referring to?

3 A There was several members of the
4 group, so whether it was these names, I have no
5 idea.

6 Q But I mean, were they affiliated with
7 the establishment or were they affiliated -- were
8 they patrons?

9 A No, it was more the patrons.

10 Q They were patrons?

11 A Yes.

12 Q Okay. Did you have any interactions
13 with anybody from the establishment?

14 A I don't remember or recall who I
15 talked to.

16 Q Okay. So did you write a report?

17 A I did not.

18 Q Why didn't you write a report?

19 A Whether or not it was -- all I recall
20 was one of the other officers that we spoke to,
21 it was determined, at least at that point in
22 time, there was nothing for us necessarily to go

1 forward with.

2 Q Okay. Did anybody -- did any of the
3 patrons approach you and say that they had been
4 injured?

5 A I can't remember.

6 Q Okay. Did any of them ask you for
7 help?

8 A That's why we were probably speaking
9 to them.

10 Q Okay. And do you know what kind of
11 help were they asking for?

12 A Just telling us what apparently
13 happened.

14 Q Did you make the assessment that it
15 wasn't serious enough to do a report?

16 A Yes, ma'am.

17 Q Did you see any injured patrons?

18 A Not that I can remember.

19 Q Do you know how it came to your
20 attention to come in -- did you come into the
21 establishment?

22 A I don't remember if I ever went inside

1 or who I spoke to. And as far as who alerted us,
2 whether it was security or after the patrons were
3 thrown out, they alerted us, I don't remember.

4 Q Okay. So how long have you been on --
5 do you do reimbursable detail often for this
6 establishment?

7 A For this one as well as the other
8 clubs in my District.

9 Q Okay. And what is your relationship
10 like with the owners of the clubs?

11 A Friendly, just like with most of the
12 other clubs.

13 Q Okay. Have there been other instances
14 where you have had to go inside Bliss for --

15 A Yes.

16 Q -- okay. In those situations have you
17 written reports?

18 A Correct.

19 Q Did anyone call EMS or any kind of
20 ambulance?

21 A Not that I can remember.

22 Q Did anyone ever come up to you and ask

1 you if you could call an ambulance?

2 A I don't remember.

3 Q Did anybody ask you to file a report?

4 A They may have, but I don't -- like it
5 was 10 months ago, so I don't remember what
6 exactly was said or by whom.

7 Q Okay.

8 MS. GEPHARDT: Okay. That's it.

9 Thanks.

10 CHAIRPERSON ANDERSON: Mr. Short?

11 MEMBER SHORT: Officer Gatewood, thank
12 you for your service and which PSA is that you --

13 THE WITNESS: Where the nightclub is
14 in?

15 MEMBER SHORT: Yeah. Well, is that
16 your normal PSA?

17 THE WITNESS: No, it's not.

18 CHAIRPERSON ANDERSON: He is on the
19 reimbursable detail.

20 MEMBER SHORT: Okay. So I guess it
21 has been established that it was a reimbursable
22 detail that you were working that particular

1 night?

2 THE WITNESS: Yes, sir.

3 MEMBER SHORT: How often do you work
4 reimbursable detail in that area?

5 THE WITNESS: Usually once a week.

6 MEMBER SHORT: So besides your regular
7 PSA, you are there also on a regular basis?

8 THE WITNESS: Yes, sir.

9 MEMBER SHORT: Do you remember what
10 time you reported for duty that particular
11 evening?

12 THE WITNESS: Most times for Bliss,
13 they start their details at 11:30 p.m.

14 MEMBER SHORT: Okay. Can you remember
15 what time that you were called to assist Bliss
16 with this that particular evening?

17 THE WITNESS: I do not.

18 MEMBER SHORT: Would it have been into
19 -- well into the detail or --

20 THE WITNESS: Most likely. As far as
21 what point of time in the evening, I don't
22 remember.

1 MEMBER SHORT: Okay. You mentioned
2 someone was belligerent or talking aggressively
3 to you and you said it was probably one of the
4 patrons?

5 THE WITNESS: I remember possibly some
6 of the few individuals within the group. I
7 remember there was at least a couple of -- well,
8 I actually had a conversation with where also a
9 couple of other ones, that was actually more like
10 being yelled at by.

11 MEMBER SHORT: So when you -- the call
12 for assistance, did you hear it over your radio
13 or did someone physically come outside the club
14 and ask you?

15 THE WITNESS: I don't remember how we
16 were notified or by who. I just remember, you
17 know, the -- speaking to at least some of the
18 patrons involved. You know, I don't know who
19 ends up I talked to and what was exactly said.

20 MEMBER SHORT: It's very important to
21 me and I would just like to know how many patrons
22 did you talk to? Was it four, five, three, four?

1 Males, females?

2 THE WITNESS: I would say probably
3 roughly three to five.

4 MEMBER SHORT: Three to five?

5 THE WITNESS: Because they were mostly
6 there as a group, so within the group, I probably
7 talked to or at least had spoke to probably three
8 to five.

9 MEMBER SHORT: How many females? How
10 many males?

11 THE WITNESS: If I remember correctly,
12 it was more females than males, but I don't know
13 the exact number.

14 MEMBER SHORT: More than one male?

15 THE WITNESS: Possibly. I am unsure.

16 MEMBER SHORT: And you didn't observe
17 anyone that appeared to be in medical -- in need
18 of medical assistance or did you?

19 THE WITNESS: Not that I can remember.

20 MEMBER SHORT: If you had, what would
21 you have done? What would have been the
22 procedure?

1 THE WITNESS: Depending on what it is,
2 their actual medical issue was, I would have,
3 obviously, notified dispatch or when I -- was
4 there actual blood or was there actual possibly,
5 you know, any other medical issue whether it be
6 diabetic or anything of that nature.

7 MEMBER SHORT: You mentioned that you
8 had been inside of Bliss before for incidents?

9 THE WITNESS: Yes.

10 MEMBER SHORT: Is this incident, the
11 particular night you are here testifying when
12 they rise to that level, in your opinion?

13 THE WITNESS: In my opinion, no.

14 MEMBER SHORT: Would you recall this
15 a -- from 1 to 5, where would you place this in
16 your -- as far as an incident is concerned?

17 THE WITNESS: 1, maybe a 2, but you
18 are talking 10 months ago, so I really can't
19 exactly say for certainty.

20 MEMBER SHORT: And normally if there
21 is something that rises above 1, 2 or 3, you
22 write a report? Is that what your testimony is?

1 THE WITNESS: Depending on the
2 situation, yes. So depending on the incident.
3 If someone who is just kind of left by their
4 friends, highly intoxicated or that there is an
5 actual assault that requires, you know, different
6 notifications.

7 MEMBER SHORT: Okay. I know you have
8 been sitting back there for a while and we do
9 thank you for your service and thank you for your
10 time today. And you came without a subpoena.
11 You came because you were asked by the --

12 THE WITNESS: Yes, sir.

13 MEMBER SHORT: -- licensee. Okay.

14 THE WITNESS: Yes.

15 MEMBER SHORT: Thank you very much.

16 That's all I have, Mr. Chair.

17 CHAIRPERSON ANDERSON: Any other
18 questions by any Board Members? Yes, Mr.
19 Alberti?

20 MEMBER ALBERTI: Officer Gatewood,
21 thank you for coming today. Thank you for your
22 service.

1 I know it was a long time ago. You --
2 did you talk to anyone from the establishment?

3 THE WITNESS: I don't remember.

4 MEMBER ALBERTI: Okay. But you did
5 talk to people you believe were patrons?

6 THE WITNESS: Correct.

7 MEMBER ALBERTI: You remember how they
8 described what -- why -- described what happened
9 inside and why they were talking to you?

10 THE WITNESS: I vaguely remember they
11 were saying that there was an altercation or an
12 incident inside the club by a bathroom. As far
13 as the particulars on how it started and who was
14 necessarily involved, I cannot recall.

15 MEMBER ALBERTI: Can you say with
16 absolute certainty that the people you spoke with
17 are actually the people who were involved in the
18 incident that we are talking with today?

19 THE WITNESS: I cannot, because I
20 initially didn't get their names, at least while
21 speaking to them, or even if I did, at this time,
22 I don't remember.

1 MEMBER ALBERTI: Okay. Thank you. I
2 have no further questions.

3 CHAIRPERSON ANDERSON: Mr. Gephardt?

4 MS. GEPHARDT: I don't have anything.

5 CHAIRPERSON ANDERSON: Yes, sir?

6 MR. SHIRAFKAN: I don't either. Thank
7 you, Officer.

8 CHAIRPERSON ANDERSON: Thank you, sir,
9 for your testimony today. You can step down.

10 THE WITNESS: Thank you.

11 (Whereupon, the witness was excused.)

12 CHAIRPERSON ANDERSON: All right. We
13 are going to go back to the Government's case in
14 chief. Does the Government have any other
15 witnesses it wishes to call?

16 MS. BARNES: We have an affidavit from
17 one of the patrons who was at the establishment,
18 Ms. Maya Goodwin. And it deals -- her affidavit
19 deals with some of the questions that the Board
20 had raised earlier as well as some of the
21 information relevant to what Mr. Shirafkan
22 brought forward with the letter from the law firm

1 and the allegations that this was related to a
2 lawsuit.

3 CHAIRPERSON ANDERSON: Go ahead, Mr.
4 Shirafkan.

5 MR. SHIRAFKAN: If I may make my
6 objection, I strongly object and I understand,
7 and I made this point at the beginning, that an
8 Administrative Hearing has laxer Rules of
9 Evidence.

10 There was a case *Jadallah v. District*
11 *of Columbia, Department of Employment* where this
12 issue was raised. And the reason why it is
13 allowed is because it allows the Board to
14 decipher and give it the weight that it deserves.

15 However, the case clearly says that
16 allowing hearsay evidence when a trial is going
17 to clarify issues is allowed, but to go to the
18 gist of absolute rebuttal of the evidence in the
19 case, it is not and it's just unfair.

20 We have an affidavit and so far there
21 is a lot of hearsay in this, no witnesses and I
22 allowed all of those to go, but we have an

1 affidavit that was literally signed this morning
2 and it was brought here. There is inconsistent
3 statements directly in this affidavit that goes
4 to everything we talked about today, some that
5 the Board asked and I have no fair chance to ask
6 why is there inconsistent statements? Why?

7 It's just unfair to make a statement
8 the day of, put it on and say here is my
9 statement and you don't get any chance when it
10 goes to the heart of exact evidence that we are
11 talking about.

12 Ms. Goodwin who we have the letter
13 from an attorney, the Investigator said he
14 contacted her many times. She could have
15 answered his phone calls. She could have talked
16 about it. She chose not to. And I just think
17 this is strategy of just trying to get evidence
18 in where it's just unfair.

19 CHAIRPERSON ANDERSON: Anything else
20 you want to say?

21 MS. BARNES: To that, we would say
22 that I don't think that is a fair representation.

1 Ms. Goodwin had actually requested to be present
2 today and she lives in Austin, Texas now. In our
3 discussions with her, we did not want to request
4 a continuance of this hearing, having it been --
5 it having been continued at least once, but we
6 also wanted to offer her the opportunity to put
7 forward what had happened to her, given the
8 seriousness of the allegations.

9 In addition to that, Bliss has also
10 put some of these issues themselves by
11 introducing the letter that was sent to Bliss,
12 which is unrelated to the ABRA proceeding here.

13 CHAIRPERSON ANDERSON: What letter was
14 sent us? There is no letter that was sent to
15 Bliss. It's not in the record. At least that's
16 not in the record as yet, so I'm not sure --

17 MS. BARNES: That's correct, but he --

18 CHAIRPERSON ANDERSON: I'm just saying
19 there are no letters in the record, so I don't
20 know what letter you are referencing.

21 MS. BARNES: I'm referencing the
22 letter that was addressed with Investigator

1 Leftwich regarding the allegation that there may
2 be a lawsuit involved here.

3 CHAIRPERSON ANDERSON: No. I mean
4 they -- he was asking questions. I mean, it's
5 not in the record, so I'm not -- I'm just saying
6 there is no letter in the record. It has not
7 been introduced and I assume that if he is trying
8 to do so, I'm going to give you an opportunity to
9 -- I'll give you an opportunity to make
10 objections or not before I will allow it in or --
11 into the record.

12 So I was just saying there are no
13 documents in the record as yet. All right.

14 MR. SHIRAFKAN: Mr. Chair, if I may,
15 there was another issue.

16 CHAIRPERSON ANDERSON: I'm not sure --
17 were you done? I'm not sure if you were done,
18 that's all I was asking.

19 MS. BARNES: Yes, sir. I don't think
20 there is anything further to add.

21 CHAIRPERSON ANDERSON: Yes, sir?

22 MR. SHIRAFKAN: Further, I have just

1 noticed another problem with this and counsel
2 just stated that Ms. Goodwin is in Texas, I
3 believe.

4 MS. BARNES: We believe that is
5 correct.

6 MR. SHIRAFKAN: All right. In Texas.
7 One, all along if that was the case, and I'm not
8 questioning counsel, I'm just saying to question
9 Ms. Goodwin definitely on the record, if Ms.
10 Goodwin wanted to be here and couldn't be here
11 the morning of trying to prepare something and
12 push it through is not the way to do it.

13 Secondly, this document actually I'm
14 looking at it and it's notarized Commonwealth of
15 Virginia, this morning. So if Ms. Goodwin is in
16 Texas, how is she notarizing it where she has to
17 be in person, the Commonwealth of Virginia this
18 morning? So that just again it's another layer
19 of question that comes to this document being
20 admitted.

21 MS. BARNES: If I may address the
22 notarization, I believe it is an electronic

1 notarization that was done through her attorney
2 and that is actually where the --

3 MEMBER SILVERSTEIN: Please, speak up.

4 MS. BARNES: -- yeah, that's where the
5 notary is located.

6 MR. SHIRAFKAN: Well, notary says that
7 I witness you sign something. How can notary in
8 Virginia, Chantilly, Virginia notarize something
9 for a woman that is in Texas? It doesn't --

10 MS. BARNES: If counsel has objections
11 to that, we would be willing to submit it as a
12 declaration.

13 MR. SHIRAFKAN: I have objection as to
14 this document being into evidence in totality of
15 it.

16 CHAIRPERSON ANDERSON: I'm not going
17 to admit it into evidence and the reason I'm not
18 going to admit it into evidence, I believe that
19 if you -- if she was supposed to testify today
20 and something happened for her not to testify
21 today, that's different if she is in Texas.

22 I don't think it -- if you told me

1 that she was scheduled to testify today and an
2 emergency prevented her from being here today,
3 and so therefore we are getting her notarized
4 statement, yes, but I mean, if you are going to
5 provide it that was created today and that's --
6 if it goes to the heart of the matter, I think it
7 is not appropriate that I'm going to put a
8 document in the record that is not question to
9 cross-examination and if it goes to the heart of
10 the dispute that we are having here.

11 So I am not going to admit the
12 affidavit for that witness. And I think
13 especially if it's correct that our Investigator
14 has attempted to speak to her and he was
15 unsuccessful in speaking to her, so at least if
16 he had -- if the ABRA Investigator didn't have an
17 opportunity to speak to her and at least give him
18 some version of her facts, of her testimony, then
19 if we have an affidavit that supports the
20 testimony that was taken by our 4, I would be
21 more inclined to.

22 But if it's -- if the allegation is

1 correct that our Investigator tried to reach her
2 and he was unable to reach her, then I'm not
3 going to allow that document in the record today.

4 All right. Anything else?

5 MS. BARNES: Nothing further on that.

6 CHAIRPERSON ANDERSON: Do you have --
7 does the Government have any other witnesses?

8 MS. GEPHARDT: No.

9 MS. BARNES: No, we do not.

10 CHAIRPERSON ANDERSON: So the
11 Government rests, at this moment?

12 MS. BARNES: That's correct.

13 CHAIRPERSON ANDERSON: All right. All
14 right. Mr. Shirafkan, I mean, how many witnesses
15 do you have, sir?

16 MR. SHIRAFKAN: At this juncture, I
17 think one only.

18 CHAIRPERSON ANDERSON: I'm just
19 asking.

20 MR. SHIRAFKAN: If something else
21 comes up, but I'm planning on putting one witness
22 on the stand.

1 CHAIRPERSON ANDERSON: Okay. All
2 right. You can call your first witness, sir.

3 MR. SHIRAFKAN: Mr. Ahmed.

4 CHAIRPERSON ANDERSON: The last name?

5 MR. DEEN: Deen.

6 CHAIRPERSON ANDERSON: Mr. Deen. Mr.
7 Deen, can you raise your right hand, please?

8 Whereupon,

9 AHMED DEEN

10 was called as a witness by Counsel for the
11 Licensee, and having been first duly sworn,
12 assumed the witness stand and was examined and
13 testified as follows:

14 MR. DEEN: Yes, sir.

15 CHAIRPERSON ANDERSON: Have a seat,
16 sir. And when you speak, pull the microphone
17 close to you, sir, please.

18 DIRECT EXAMINATION

19 BY MR. SHIRAFKAN:

20 Q Good afternoon. Would you, please,
21 state your first and last name, spelling your
22 last name, please, for the record?

1 A First name is Ahmed the last name is
2 Deen, D-E-E-N.

3 Q And where are you employed?

4 A At Bliss.

5 Q And what is your role at Bliss?

6 A I'm the general manager, ABC Manager.

7 Q On the night of January 15, 2018, were
8 you present at Bliss?

9 A Yes, I was.

10 Q Now, you say here today and you have
11 seen the story unravel. Could you tell the
12 Members of the Board what is it that you saw that
13 night?

14 A Sure. The night of the event, I was
15 general manager, so my role is to walk around the
16 club to make sure that everything is going on
17 okay. I was coming from the bar towards the
18 bathroom and I saw that there was a little bit of
19 commotion there.

20 So I asked the bathroom attendant what
21 is going on? She said there is a lady that is
22 lying down on the floor. I'm like oh, does she

1 need help? She is like well, we trying to
2 retrieve her, because she was passed out, but she
3 was responsive. I'm like okay. So I hold the
4 door, looked at her and I said can we call 911
5 for you and her friends were like no, she is
6 good.

7 Then a gentleman came behind me and
8 stated that that's my girlfriend. I'm like oh,
9 how would I know it's your girlfriend? And then
10 there was a lady inside the bathroom said yeah,
11 he is with us. I'm like, sir, I cannot let you
12 go with the, you know, lady because I can't
13 verify that she is your girlfriend.

14 And he was like no, no, no, I'm
15 telling you she is my girlfriend. I'm like do
16 you want me to call the ambulance? No. We are
17 good. That's when he proceeded and lift her up
18 and put her in his shoulder and proceeded to walk
19 outside with her.

20 That's when our security was in front
21 of him with the lady carrying her outside. And--

22 Q Let me pause your for a second there.

1 So there was a video shown earlier today and if
2 the Board wants, we can replay that. There was a
3 video shown earlier that showed a gentleman, I'm
4 assuming it was a gentleman, taking someone over
5 the shoulder. Who was that person that was over
6 the shoulder of that individual?

7 A That was a drunken -- that was the
8 lady that was passed out on the floor in the
9 bathroom.

10 CHAIRPERSON ANDERSON: Mr. Shirafkan,
11 is there -- does this video exist?

12 MR. SHIRAFKAN: We saw it earlier. We
13 can replay the video.

14 CHAIRPERSON ANDERSON: Can we --

15 MR. SHIRAFKAN: The video that you had
16 of the individual exiting the double door.

17 MS. BARNES: Yeah.

18 MR. SHIRAFKAN: Then it goes forward.

19 MS. GEPHARDT: There.

20 MR. SHIRAFKAN: All right.

21 MS. BARNES: Okay. Play?

22 MR. SHIRAFKAN: If I may.

1 MS. GEPHARDT: Do you want me to play
2 it?

3 MR. SHIRAFKAN: Yes, please. And I'll
4 tell you when to pause it.

5 (Video 1 Replayed)

6 MR. SHIRAFKAN: All right. Pause.

7 MS. GEPHARDT: Oh.

8 MR. SHIRAFKAN: That's all right.

9 MS. GEPHARDT: I'm sorry.

10 MR. SHIRAFKAN: If you could go back?

11 MS. GEPHARDT: Sure, sure.

12 (Video 1 Paused)

13 MR. SHIRAFKAN: All right. Right
14 there, please.

15 BY MR. SHIRAFKAN:

16 Q Mr. Deen?

17 A Yes.

18 Q The individual that we see with white
19 shirt, some writing in the back, who is that?

20 A That's our security guard escorting --
21 I mean, walking to the door.

22 Q Okay. And then following that

1 individual and this is at 2:06:47 the security is
2 walking to the door and then following that
3 individual we can see a few seconds, right there,
4 that person that is carrying the lady, who is
5 that person?

6 A That's the boyfriend of the lady.

7 CHAIRPERSON ANDERSON: You need to
8 speak up, sir.

9 THE WITNESS: Sorry. That's the
10 boyfriend of the lady.

11 CHAIRPERSON ANDERSON: That's better.
12 Thank you.

13 THE WITNESS: Sorry.

14 BY MR. SHIRAFKAN:

15 Q Mr. Deen, I just want to make sure you
16 understand that you are under oath. Are you 100
17 percent sure that the lady that is over the
18 gentleman's shoulder was the lady that was in the
19 bathroom?

20 A Yes, 100 percent sure.

21 Q Okay. All right. What happened after
22 this individual was escorted out? What happened

1 then?

2 A Before the lady was escorted out?

3 Q Before that, I'm sorry.

4 A Oh, sorry, yeah. Before the lady was
5 let go, before the lady was escorted out, in the
6 bathroom that's where all the little commotion
7 started. And while we were in the bathroom,
8 that's when one of the ladies want to go inside
9 the bathroom and we tell her can you give us a
10 minute? There is somebody that is laying on the
11 floor. We wanted to make sure that she is okay.

12 Then she proceeded to be very
13 aggressive. No, I want to go in right now. I'm
14 like, ma'am, we have other restrooms around the
15 corner or in the other room, can you use that?
16 Let me make sure that this lady is okay. And
17 then that's when she just get so angry and I
18 mean, after that my focus was to make sure that
19 that lady get the medical help that she needed.

20 And I tried to make sure that we get
21 an ambulance for her, but they refused for an
22 ambulance after being asked several times, they

1 refuse. But I don't think those ladies in the
2 bathroom, the lady that was drunk, was part of
3 the group that was having an issue with the
4 security.

5 MR. SHIRAFKAN: I don't have any
6 further questions.

7 CHAIRPERSON ANDERSON: You said you
8 don't have any more questions?

9 MR. SHIRAFKAN: I don't.

10 CHAIRPERSON ANDERSON: Oh. All right.
11 Ms. Gephardt or Ms. Barnes?

12 MS. BARNES: Yes, sir.

13 CHAIRPERSON ANDERSON: Are we going to
14 use the video again? If not, someone can turn
15 the lights back on.

16 MS. GEPHARDT: Oh.

17 MR. SHIRAFKAN: I'm not done.

18 MS. BARNES: No.

19 MS. GEPHARDT: Okay, no. I'm not
20 going to.

21 CHAIRPERSON ANDERSON: Thank you.

22 MS. BARNES: I'm going to provide you

1 a copy of this case report from ABRA, so that you
2 can refer to the attachments, if that's all
3 right.

4 CHAIRPERSON ANDERSON: Sure.

5 MS. BARNES: Is that all right, Mr.
6 Shirafkan?

7 MR. SHIRAFKAN: Yes, that's fine.
8 Thank you.

9 MS. BARNES: And for the record, this
10 is a copy of Investigator Leftwich's reports and
11 Exhibits 1 through 5 that were attached to it.

12 CROSS-EXAMINATION

13 BY MS. BARNES

14 Q And I'm going to ask you to flip
15 through that report to Exhibit 5.

16 A Can you give me a page number, please?

17 Q Unfortunately, there are not page
18 numbers on that, but it is labeled as page 1.

19 CHAIRPERSON ANDERSON: Exhibit 5?

20 MEMBER ALBERTI: I believe there is --

21 MS. BARNES: Exhibit 5, correct.

22 MEMBER ALBERTI: -- this could help

1 out, I believe Exhibit 5 has page numbers at the
2 bottom.

3 CHAIRPERSON ANDERSON: Sure, that's
4 why I was --

5 MS. BARNES: Correct.

6 CHAIRPERSON ANDERSON: -- right.

7 That's why I was --

8 MS. BARNES: It's --

9 CHAIRPERSON ANDERSON: -- asking.

10 MS. BARNES: -- labeled as page 1, but
11 it is not the first page in that document.

12 CHAIRPERSON ANDERSON: All right. The
13 document is labeled, so you can just direct him
14 to what page you need him to go to.

15 MS. BARNES: Correct.

16 CHAIRPERSON ANDERSON: All right.

17 MS. BARNES: All right.

18 BY MS. BARNES:

19 Q Let me know when you have been able to
20 locate Exhibit 5.

21 A Oh, Exhibit 5?

22 Q Correct.

1 A That's the Exhibit 3.

2 CHAIRPERSON ANDERSON: It's the
3 security plan.

4 (Whereupon, the above-
5 referred to document was
6 marked as Board Exhibit No.
7 5 for identification.)

8 THE WITNESS: That is the security
9 plan.

10 BY MS. BARNES:

11 Q Yes. Now, can you describe for me the
12 video that you saw earlier?

13 MS. BARNES: Withdrawn.

14 BY MS. BARNES:

15 Q You were present when the bathroom
16 incident occurred. Is that correct?

17 A Inside the bathroom when the lady --

18 MR. SHIRAFKAN: Objection.

19 THE WITNESS: -- passed out.

20 MR. SHIRAFKAN: Which -- I just wanted
21 to clarify, because there were two bathroom
22 incidents. I just wanted to make sure which one.

1 Did -- the incident of the lady or are we talking
2 about the actual incident with the door?

3 CHAIRPERSON ANDERSON: All right. Why
4 don't you just clarify? Be specific.

5 MS. BARNES: Okay.

6 CHAIRPERSON ANDERSON: What you are
7 referring to.

8 MS. BARNES: Let me broaden that
9 question.

10 BY MS. BARNES:

11 Q When did you encounter this group of
12 patrons that is at issue here?

13 A When I was in the bathroom when the
14 lady was lying on the floor because they wanted
15 to come inside the bathroom and we would not
16 allow them.

17 Q How would you characterize their
18 behavior?

19 A They were a little bit intoxicated and
20 loud.

21 Q Would you characterize them as
22 violent?

1 A At that point, not really.

2 Q And what happened to -- what happened
3 after that?

4 A What do you mean after that?

5 Q Once you entered the bathroom, what
6 was the interaction that you had with them?

7 A They did not enter the bathroom. The
8 lady that was in the bathroom, they are not
9 associated with the group that you are talking
10 to, talking about.

11 Q And how did you encounter the group
12 that we are talking about?

13 A They were behind me, trying to go in
14 through the bathroom.

15 Q And what did they say to you?

16 A They are like can we get into the
17 restroom, the bathroom? I'm like I'm sorry,
18 ma'am, there is a lady down, lying down on the
19 floor. Can you guys use the other restroom? And
20 that's how I got into -- that's how I get in
21 contact with them.

22 Q And what happened next?

1 A Then they say like no, we want to use
2 the bathroom. I'm like, ma'am, we have other
3 restroom. We have a problem right here. Can you
4 give us a minute? That's how -- yeah, and then
5 that's when they started raising their voice and
6 getting very rowdy.

7 Q When you say that they were getting
8 rowdy, what do you mean by that?

9 A Just that person yelling.

10 Q Did they do anything physical?

11 A At that point?

12 Q Um-hum.

13 A No.

14 Q And what did you do?

15 A I didn't -- I just stood there and
16 make sure that they don't go inside the bathroom.

17 Q Okay. And then what happened next?

18 A Next that's when the boyfriend came
19 and he is like that's my girl. I'm like how will
20 I know that's your girl? And one of the girls
21 that was inside the bathroom who was with the
22 lady that was down vouched that yes, he is with

1 us. Can you let him in, please? I'm like are
2 you sure? She is like yeah, he is with us.

3 Q Okay.

4 A Yeah.

5 Q And then what happened after that?

6 A He proceeded to grab the lady from the
7 ground and put her on his shoulder and then we
8 walked them out.

9 Q And how did the women outside the
10 bathroom get involved in this incident?

11 A Because they are trying to enter the
12 bathroom. We tell them no. And I guess they got
13 mad at us saying that they can go in there.

14 Q And you say they cursed at you?

15 A They were cursing. Not directly to
16 me, but I mean, I didn't pay them no matter. I
17 have more issues to worry about than to worry
18 about them yelling at me, at that point.

19 Q So what happened after that?

20 A After that, when the lady get escorted
21 outside that was drunk, I came back and went to
22 the bar.

1 Q Okay. And did you not see anything
2 after that?

3 A If I didn't see anything after that?

4 Q Um-hum. Involving the patrons.

5 A I don't -- no, I didn't see anything.

6 Q Were you present for the footage that
7 was seen in the video earlier?

8 MR. SHIRAFKAN: Objection. Which
9 footage? There is two videos.

10 THE WITNESS: Which one?

11 MR. SHIRAFKAN: The same?

12 THE WITNESS: No.

13 BY MS. BARNES:

14 Q Referring to Camera 12 at,
15 approximately, 2:05 a.m.

16 A I was in the bathroom at that point.

17 Q So do you have any -- you have no
18 personal knowledge of how that involved --

19 A They told me later on. I said what's
20 going on? They are like this is what is going
21 on. And I told my security guys that just make
22 sure that everything is okay and don't have a

1 confrontation with anybody, just let them talk,
2 raise their voice and if an issue occurs, let's
3 make sure we get the MPD involved.

4 Q And what did you do at the bar?

5 A What did I do at the bar?

6 Q Yes.

7 A I went to the bar to make sure,
8 because it was closing time, that the lights are
9 up.

10 Q Um-hum.

11 A So we can start vacating the place.

12 Q Okay.

13 MS. BARNES: Is it all right if I play
14 the video for him?

15 CHAIRPERSON ANDERSON: You can do
16 whatever. I mean, if it's the same video.

17 MS. BARNES: It's the same video.

18 CHAIRPERSON ANDERSON: So okay, go
19 ahead.

20 MS. BARNES: So I'm going to start
21 this video at the beginning of that same clip, we
22 are at 2:05:37 a.m.

1 (Video 1 Replayed/Stopped)

2 MS. BARNES: And I'm stopping it at

3 2:05:55.

4 BY MS. BARNES:

5 Q Can you describe for me what you just
6 saw here?

7 A I just saw someone sitting on the
8 floor.

9 Q And prior to that, did you see the
10 confrontation between --

11 A Yeah.

12 Q -- several people?

13 A Yeah.

14 Q And both men and women?

15 A Pardon?

16 Q Both men and women?

17 A Yes.

18 Q And at least one of those individuals
19 involved was a security guard?

20 A He didn't say security in his shirt,
21 so I cannot say that that was security guard.

22 Q All right. Let me rewind that for

1 you.

2 (Video 1 Rewound/Played/Paused)

3 Q Those were the same women that you had
4 encountered earlier trying to get into the
5 bathroom?

6 A Which woman?

7 Q Any of the women seen in this video
8 clip.

9 A If those were the woman that were
10 trying to get into the bathroom?

11 Q Correct.

12 A Yes, those were the women.

13 Q Okay. And you had let the security
14 guards know about them?

15 A Not both security guards. My security
16 guards the ones that has -- these are -- I don't
17 know who are those folks. My security guys --

18 MEMBER SHORT: Speak into the
19 microphone.

20 THE WITNESS: Sorry. My security,
21 they wear white shirt and it says security on
22 there and I communicate with them not with these

1 guys.

2 BY MS. BARNES:

3 Q So are you stating that none of these
4 people involved are your security guards?

5 A Who those people over there?

6 Q Yes.

7 A I mean, I don't even know who are
8 those people.

9 Q Were you aware of this incident?

10 A If I was here in this area, at this
11 point?

12 Q Yes.

13 A No.

14 Q At which point did you become aware of
15 this incident?

16 A Yeah, I was aware of the incident.

17 Q How did you become aware of this
18 incident?

19 A Because I was in the bathroom and they
20 told me that there is some -- there is a scuffle
21 going on out there.

22 Q And what did you do when they told you

1 that there was a scuffle?

2 A Then I went and -- then that's when my
3 -- I call one of my head of security.

4 Q And --

5 A It was Victor. I'm like what is going
6 on? And he explained to me.

7 Q Victor? Victor who?

8 A Victor Manning.

9 Q Victor Manning?

10 A Yeah.

11 Q And you are saying --

12 A He was working that night.

13 Q -- stating that that is the head of
14 security?

15 A For that night, yes.

16 Q And are you stating that Darell Royal
17 was not present that night?

18 A Darell? yeah, he was present, but I
19 didn't spoke with him.

20 Q Okay. And how did Victor become aware
21 of this incident?

22 A Because he was in the vicinity when it

1 happened.

2 Q Was Darell present?

3 A Darell, no. He wasn't in that area.

4 Q And were you present?

5 A Who me?

6 Q Yes.

7 A Yes, I was present.

8 MR. SHIRAFKAN: Objection. Asked and
9 answered. We are going back through the same
10 thing. He said he was in the bathroom when this
11 happened. He has no knowledge of what happened
12 here. He was in the bathroom. As far as
13 identification, I understand -- I'll just object.
14 Asked and answered.

15 CHAIRPERSON ANDERSON: All right.

16 Let's move on. Let me see where we are going.

17 MS. BARNES: Okay.

18 BY MS. BARNES:

19 Q So when Mr. Manning, who you are
20 stating is your head of security, informed you of
21 the scuffle, what did you do next?

22 A What did I do?

1 Q Um-hum.

2 A I mean, the scuffle was already over
3 when he informed me.

4 Q It was already over?

5 A Yeah.

6 Q So --

7 A So that's when I tried to find out who
8 the ladies were and I wish I knew who they were
9 and I spoke with them and I was -- they just
10 dismissed me.

11 Q Okay. And when you say they dismissed
12 you, what do you mean by that?

13 A They were like I don't want to talk to
14 anybody. They were upset. I'm like, please,
15 what can I do to help you guys? You know, and
16 they were like -- they were just dismissive and
17 loud.

18 Q Did you ask them for identification?

19 A If I asked them for identification?

20 Q Yes.

21 A No.

22 Q Did you ask the gentlemen for

1 identification?

2 A What gentleman?

3 Q The gentlemen that were seen in the
4 video.

5 A What gentlemen are you talking about?
6 The one that carried the lady outside?

7 Q The two gentlemen that were seen in
8 the video we just watched.

9 A No.

10 Q Did you attempt to identify them?

11 A If I attempted to identify them? No.

12 MR. SHIRAFKAN: Mr. Chair, he said he
13 wasn't even there. He was in the bathroom. So
14 he -- we are looking at it right now.

15 THE WITNESS: Yes, I'm looking at this
16 right now. I was in the bathroom when all this
17 is happening.

18 MS. BARNES: Um-hum.

19 THE WITNESS: So with all that
20 commotion that was going on, I was not in that
21 area. I was in the bathroom.

22 BY MS. BARNES:

1 Q Understood.

2 A Yeah. I went out of the bathroom, I
3 went back to the bar. So I didn't come to this
4 area at all.

5 Q You just testified that you were aware
6 there was a scuffle.

7 A Yeah.

8 Q I'm asking you --

9 A They told me there was a scuffle.

10 Q And I'm asking what steps you took to
11 identify the individuals involved in that
12 scuffle?

13 A What steps I took?

14 Q To identify the individuals that were
15 involved.

16 A Yes, later on when everything calm,
17 that's when I walk up front. I mean, and I saw
18 the ladies were there still talking and I asked
19 them what happened. Then they, you know, start
20 yelling at me. I'm like I'm sorry if I can help
21 you guys, don't insult me.

22 Q Did you ask them any questions?

1 A I just asked them how can I help you?
2 What happened? How can I help you?

3 Q And you are stating that they did not
4 answer any questions?

5 A Pardon?

6 Q And --

7 A I was dismissed by them. They didn't
8 want to talk to me.

9 Q Did they make any statements to you?

10 A No.

11 Q Were you aware that they had tried to
12 swing at anyone?

13 A No, not until I saw the videos.

14 Q When were you made aware of the video?

15 A When they claim was bring to us.

16 Q And Mr. Manning, what was it that he
17 said to you about this incident?

18 A He was just like there was some
19 scuffle going on.

20 Q Did he -- did you ask what was
21 involved in the scuffle?

22 A If I asked him what was involved in

1 the scuffle? I asked him what was going on just
2 like that he saw group of females and a group of
3 guys that were in the front lobby. I'm like are
4 they all okay? Did anybody get injured? He is
5 like no. Then I walk back --

6 Q And did you ask what happened in the
7 scuffle?

8 A Yeah, I just told you, did anybody get
9 injured. He said no.

10 Q Did you ask him what had caused the
11 scuffle?

12 A No.

13 Q Did you ask him what was involved in
14 the scuffle?

15 A You just asked me that question, I
16 mean.

17 MEMBER ALBERTI: Pardon?

18 BY MS. BARNES:

19 Q You did not ask him what was involved
20 in the scuffle?

21 A What was involved in the scuffle?
22 What you mean? I can't -- I don't understand.

1 MS. BARNES: Withdrawn.

2 BY MS. BARNES:

3 Q After the incident, did you -- did Mr.
4 Manning or you attempt to review the footage?

5 A At the same night? No. I didn't look
6 at the footage until after the claim of assault
7 happened, that's when I look at the footage.

8 Q But you filed an incident report?

9 A Who me?

10 Q Yes.

11 A If I filed an incident report? Yes,
12 we did log it up and we filed an incident report.

13 Q And what was the basis of your
14 incident report?

15 A What was the basis?

16 Q Of your knowledge of an incident
17 report.

18 A Yeah, what happen -- that was what --
19 that's the one that you have, whatever they said
20 about it what happened that night.

21 Q Right.

22 A That's the thing that happened.

1 Q Let's turn to the incident report,
2 which I believe is included at Exhibit 2. So you
3 filled this out. Is that correct?

4 A Pardon?

5 Q You filled this out, this incident
6 report, included at Exhibit 2? Let me know when
7 you have located it.

8 A Yeah, I fill this out.

9 Q Okay. And you stated you were told
10 about the scuffle from Victor Manning. Is that
11 correct?

12 A Yeah, the head of security that night,
13 yeah.

14 Q Okay. Is his name on this report
15 anywhere?

16 A No.

17 Q Whose name is listed under security
18 managers on duty?

19 A Managers on duty: Ahmed, T.J. Alghali
20 and me, Ahmed Deen. Security manager on duty,
21 they put Darell Royal there, Darell.

22 Q Did you say they put Darell Royal?

1 A No, Darell Royal.

2 Q Okay.

3 A I am just stating --

4 Q And you put Darell Royal?

5 A Yeah, yeah.

6 Q Was Darell Royal there?

7 A He was in the facility, but not at
8 that area. Though he is the head of security, so
9 we got to put the head of security in there.

10 Q Was he aware of that incident at the
11 time?

12 A Who Darell?

13 Q Yes.

14 A Yeah, afterwards they will -- it's a
15 big building. Afterwards, they did tell him that
16 this was what was going on.

17 Q Um-hum. And are you stating that you
18 have created this report that same night?

19 A No, not that same night. We log it in
20 and then we will write the report the next day.

21 Q So what caused you to fill out this
22 report?

1 A Because they bring it to my attention
2 saying that this what was going on. And they
3 asked -- I asked them what happened and they let
4 me know what happened and I wrote it down.

5 Q Who is they?

6 A That was security staff.

7 Q Okay. And how did they describe that
8 to you?

9 A Verbally.

10 Q Are we still talking about Mr.
11 Manning?

12 A Yeah.

13 Q Was it only Mr. Manning that witnessed
14 this?

15 MR. SHIRAFKAN: Objection. Asked and
16 answered. We are asking the same things over and
17 over.

18 CHAIRPERSON ANDERSON: I mean, let's
19 move on. I mean, I could have stated that we are
20 going way beyond the scope of direct, but since
21 counsel is not objecting, so but we will -- we
22 can see where we are going with this.

1 MS. BARNES: Okay. Well, I'll do my
2 best to wrap this up quickly.

3 BY MS. BARNES:

4 Q To be clear, it says hospital, N/A,
5 that means that no one was sent to the hospital,
6 correct?

7 A No, ma'am.

8 Q Medical assistance, N/A, no one was
9 given medical assistance. Is that correct?

10 A Yes, ma'am.

11 Q Okay. Was there anyone consulted in
12 this report other than Mr. Manning, who witnessed
13 the incident?

14 MR. SHIRAFKAN: I'll renew my
15 objection again.

16 CHAIRPERSON ANDERSON: Hum?

17 MR. SHIRAFKAN: I'll renew my
18 objection and I'll add beyond scope.

19 CHAIRPERSON ANDERSON: Give me -- have
20 you raised an -- you have not raised an objection
21 that I'm aware of.

22 MR. SHIRAFKAN: I raised an objection

1 with regards to the asked and answered.

2 CHAIRPERSON ANDERSON: Okay.

3 MR. SHIRAFKAN: Then I'll raise and
4 objection with regards to it beyond the scope.

5 CHAIRPERSON ANDERSON: All right.

6 What are we trying to -- all right.

7 MS. BARNES: Would you like me to
8 explain? Well, this -- the video that we have
9 just seen, it clearly shows a violent incident.
10 And I'm not seeing anywhere that there is an
11 assault that was documented here. And it sounds
12 -- seems to me as though they had the ability to
13 have investigated and documented that, but they
14 chose not to.

15 CHAIRPERSON ANDERSON: Okay. All
16 right. Go ahead.

17 BY MS. BARNES:

18 Q I just want to turn very quickly back
19 to the security plan and I will make this as
20 quick and painless as we can. I want to turn to
21 page 5 quickly.

22 Can you describe to me what a Level 2

1 or Level 3 incident is?

2 A I can't. I don't know what a Level 3
3 or Level 2 incident is. I don't understand what
4 is a level. So page 5?

5 Q Page 5.

6 A I have no idea what is Level 2 and
7 Level 3 incident.

8 Q Um-hum. Can you see in the security
9 plan that it refers to Level 2 and Level 3
10 incidents under the section labeled "Deployment?"

11 A Deployment, yes.

12 Q And can you read what it says if an
13 incident Level 2 or Level 3?

14 A "If an incident Level 3 or Level 2
15 that reasonably may cause it to be come Level 3,
16 is witnessed outside of the establishment."

17 Q Um-hum.

18 A "The observer is to radio for
19 assistance and call MPD immediately. All facts
20 surrounding the incident shall be reported to
21 MPD. This procedure is to be followed whether it
22 is related to the establishment or not. The

1 observer must report all such incidents to the
2 head of security for logging."

3 Q Is it correct that all facts
4 surrounding this incident were not reported to
5 MPD?

6 A I mean, we talking about what happened
7 outside Level 3, Level 2?

8 CHAIRPERSON ANDERSON: Mr. Deen, you
9 need to speak up. I can't hear you.

10 THE WITNESS: Sorry.

11 MR. SHIRAFKAN: Could counsel repeat
12 the question?

13 THE WITNESS: Yeah, can you, please?

14 BY MS. BARNES:

15 Q Yes. Is it fair to say that all facts
16 surrounding this incident were not reported to
17 MPD?

18 MR. SHIRAFKAN: Objection.
19 Speculation. He can only testify as to what he
20 reported. He doesn't know what all facts,
21 whether anyone else reported or not. And this
22 goes to relevance. This is -- the section we

1 just read it, it's for outside. It says for
2 outside incidents. This incident is inside.

3 CHAIRPERSON ANDERSON: I don't know
4 what a Level 2 or Level 3 is, so because -- at
5 least the document that I have here is -- it
6 doesn't tell us what it is, so I'm not quite -- I
7 don't quite understand where we are. Okay.

8 MS. BARNES: The Board's indulgence
9 for one moment.

10 BY MS. BARNES:

11 Q Can we turn to page 2 where it states
12 surveillance cameras? Can you read for me
13 beginning where it says the monitors will be
14 viewed?

15 A "The monitors will be viewed and
16 managed by the head of security and management.
17 There are three levels of incidents:

18 Level 1 whereby patron voluntarily and
19 without any problems leaves the venue or stops
20 his unwanted actions.

21 Level 2 whereby patron is asked to
22 leave the venue due to misconduct, but he or she

1 is not violent and clearly agree to comply.

2 And Level 3 whereby physical command
3 is needed and all fights or sexual incidents are
4 considered Level 3."

5 Q How would you characterize, based on
6 these three levels, the scuffle?

7 A Level 2.

8 Q Okay. Are you stating that no
9 physical command was needed for these ladies to
10 leave the establishment?

11 A Whereby patron is asked to leave the
12 venue due to his misconduct.

13 Q Was there a physical command for these
14 ladies to -- for the patrons involved in this
15 incident to leave the establishment?

16 A They were attacking those individuals
17 and they were being uncooperative when we went,
18 they were talking with out security staff.

19 Q And did that result in a physical
20 command for them to leave?

21 A It wasn't a physical command.

22 MR. SHIRAFKAN: Objection. Mr.

1 Chairman, I will ask again to -- you are asking
2 him to say something that the security staff did.
3 He stated he is an ABC Manager and as to the
4 scope of what he knew of this incident, he
5 testified as to it.

6 Now, we are asking him to speak of
7 what security presumed it to be Level 1, Level 3,
8 Level 4. He wasn't even involved in the actual
9 other incident that happened at the doorway. He
10 has no bearing on what the other guys interpret
11 as the security rule is.

12 CHAIRPERSON ANDERSON: All right.
13 I'll sustain the objection. Let's move on.

14 MS. BARNES: All right.

15 BY MS. BARNES:

16 Q Well, I will go back to, once again,
17 deployment.

18 A To where?

19 Q Back to under the section labeled
20 Deployment, it states "The observer must report
21 all such incidents to the head of security for
22 logging." Was that done?

1 MR. SHIRAFKAN: Objection. Again,
2 speculation. You are asking him to say what
3 security -- the other people --

4 MS. BARNES: I'll withdraw.

5 MR. SHIRAFKAN: You can ask him if he
6 did.

7 MS. BARNES: I'll withdraw my
8 question.

9 CHAIRPERSON ANDERSON: All right.

10 BY MS. BARNES:

11 Q The head of security did not log an
12 incident report, to your knowledge?

13 MR. SHIRAFKAN: Objection.

14 CHAIRPERSON ANDERSON: What's the
15 nature of the objection?

16 MR. SHIRAFKAN: Where is this -- to
17 your knowledge, it wasn't logged? I just want to
18 be clear on this question. The question is
19 vague. It's saying to your knowledge, the head
20 of security --

21 BY MS. BARNES:

22 Q Were you the only person who filed an

1 incident report?

2 A I'm the one that write it. I don't
3 file it.

4 Q Were you the only person who wrote the
5 incident report?

6 A I'm not the only person. There is
7 about three of us who can write. There is three
8 of us who can write incident reports.

9 CHAIRPERSON ANDERSON: Well, why don't
10 you rephrase the question, because are you asking
11 him whether or not he wrote this report?

12 MS. BARNES: That is correct.

13 CHAIRPERSON ANDERSON: Because he is
14 answering the question to say there are other
15 people who can write reports. So why don't you
16 rephrase the question so to ask him specific to
17 this document.

18 BY MS. BARNES:

19 Q Specifically, this incident report,
20 you were the person that wrote it, correct?

21 A Yes, when I got the information, I'm
22 the one that wrote it.

1 Q Did the observer report the incident
2 to you for logging?

3 A Can you ask the question again,
4 please?

5 Q Yes. The person --

6 A I don't understand.

7 Q -- who observed this incident, did
8 they report to you all facts surrounding this
9 incident?

10 A Yes.

11 Q And did you view the video?

12 A If I viewed the video?

13 Q But they didn't report to you the
14 video? Is that correct?

15 A (No audible answer.)

16 Q You did not review the video and no
17 one reported to you what was in the video?

18 A The night of, if I watched the video
19 the night of? I didn't watch the video like
20 maybe two, three weeks after when the in -- when
21 they bring the allegation, that's when I watched
22 the video.

1 Q So when you filled out this incident
2 report, you had not watched the video and no one
3 told you what was in the video?

4 A They just told me what they saw.

5 Q Um-hum. Did anyone make an attempt to
6 watch the video before you filled this report?

7 A Yeah, I guess they did, yeah, before
8 they come and tell me what happened.

9 MR. SHIRAFKAN: Objection. I asked
10 him not to guess, but I guess I'm objecting to my
11 own client.

12 CHAIRPERSON ANDERSON: He --

13 MR. SHIRAFKAN: I just want to be
14 clear.

15 CHAIRPERSON ANDERSON: -- the question
16 was answered, so let's move on, because he
17 already -- the question was asked. He answered
18 the question, so let's move on. I mean, I guess
19 you need to object before the person responds.

20 BY MS. BARNES:

21 Q And turning to the bottom of your
22 security plan, can you read where it says any

1 reported incident includes -- should include the
2 names of those involved, including staff, patrons
3 and/or victims? Level 3 incidents are all
4 incidents that involve any kind of assault. Do
5 you see that?

6 A Yes, I saw that.

7 Q Does the report include the name of
8 any staff, patrons and/or victims?

9 A What's the question again? Does the?

10 Q Did the report include the name of any
11 staff involved in this incident?

12 A I didn't type up the report. The
13 security manager and my name on it.

14 Q And sorry not with regards to who was
15 filing the report, but who was involved in the
16 incident. Does the report include any names of
17 any people involved in the incident?

18 CHAIRPERSON ANDERSON: Hold on a
19 minute. Who is -- can everyone, Board Members
20 involved, please, turn off all electronic
21 devices? Because electronic devices are
22 interrupting these proceedings. Okay.

1 MS. BARNES: I thank you for the
2 levity.

3 BY MS. BARNES:

4 Q Yes, turning back to the question.
5 The reported incident, did you report the names
6 of any staff or patrons involved?

7 A Yeah, at the top of the list.

8 CHAIRPERSON ANDERSON: Mr. Deen,
9 please --

10 THE WITNESS: Sorry. At the top of
11 the report you have the names of the people.

12 MS. BARNES: Okay. One moment while
13 I flip to that report.

14 THE WITNESS: That work for the
15 company, so I don't know what names you are
16 looking for.

17 BY MS. BARNES:

18 Q Yes. Now, it says on page 5 here,
19 when it says the names of those involved, I mean,
20 the names of those involved in the incident.
21 Does it include the names of anyone involved in
22 the incident?

1 A Because they will not give us their
2 names. They refuse to talk to us.

3 Q Yes or no? Does it include the names
4 of anyone involved?

5 MR. SHIRAFKAN: Clarification on
6 involved. She asked who were involved again on
7 the record, so if she asks for involved and the
8 witness said that they would not give us their
9 name. Anyone involved was asked again. We have
10 gone back in a circle. Are we talking about
11 patrons?

12 CHAIRPERSON ANDERSON: I think the
13 question is asked and answered. He doesn't have
14 an answer so, let's move on.

15 MS. BARNES: Okay. Moving on.

16 CHAIRPERSON ANDERSON: All right.

17 BY MS. BARNES:

18 Q Did you speak with Investigator
19 Leftwich as well?

20 A I speak with somebody. I don't know
21 the name. I know someone, ABC guy called me on
22 my cell phone, it wasn't face-to-face.

1 Q And what did you tell him?

2 MR. SHIRAFKAN: Objection. Vague.

3 Beyond the scope of direct. What did you tell
4 him?

5 THE WITNESS: Tell him? I don't know
6 what do you mean?

7 CHAIRPERSON ANDERSON: Well, hold on,
8 Mr. Deen. It is beyond the scope and the
9 question is broad. I mean, I -- so --

10 BY MS. BARNES:

11 Q Did you -- when Investigator Leftwich
12 called you, did he ask you about the video
13 footage or when an ABRA Investigator, my
14 apologies?

15 A No.

16 Q No one asked you about --

17 MS. BARNES: Sorry, withdrawn.

18 BY MS. BARNES:

19 Q At that point, had you had an
20 opportunity to watch the video footage?

21 A I don't remember.

22 Q Who was it that provided the video

1 footage to ABRA?

2 MR. SHIRAFKAN: Objection.

3 Speculation. She can ask if he provided it,

4 but --

5 BY MS. BARNES:

6 Q Did you provide it to ABRA?

7 A No, I did not.

8 Q Do you know who provided it to ABRA?

9 A I think it states in the -- right
10 here. I know --

11 CHAIRPERSON ANDERSON: Mr. Deen, if
12 you do not know -- when a person asks you a
13 question, you answer the question. If you don't
14 know, say I don't know. If you know, you answer
15 the question, sir, simple as that.

16 So she asked you a question. What's
17 your response to the question, sir?

18 THE WITNESS: Am I -- so one more
19 time, please?

20 BY MS. BARNES:

21 Q Do you know provided the video footage
22 to ABRA?

1 A It must be the owner, Mr. Henoeh.

2 Q Okay. And just one final question
3 here. What steps did you take to try and
4 ascertain who was involved in this incident?

5 A (No audible answer.)

6 MS. BARNES: Oh, sorry, the Board's
7 indulgence. The question withdrawn.

8 CHAIRPERSON ANDERSON: I was waiting
9 for an answer, but okay.

10 MS. BARNES: Oh.

11 MEMBER SHORT: She withdrew it.

12 CHAIRPERSON ANDERSON: Any more
13 questions?

14 BY MS. BARNES:

15 Q What steps did you try to take to
16 ascertain who the individuals involved in the
17 altercation were?

18 A What is ascertain? I don't know.
19 Sorry.

20 Q To find out.

21 A To find out?

22 Q Correct.

1 A Can you rephrase the question for me,
2 please, so I can really understand it?

3 Q What did you do to try and find out
4 who was involved in this incident?

5 A Just talking to my security staff.

6 Q Did you ask them what they had done to
7 find out who was involved in this incident?

8 A They were present in the incident.

9 Q When you say they, who do you mean?

10 A The security.

11 Q Who told me earlier that only Mr.
12 Vernon Manning was present.

13 A He --

14 MR. SHIRAFKAN: Objection.

15 THE WITNESS: He is a --

16 MR. SHIRAFKAN: Phrasing the --

17 THE WITNESS: -- security.

18 MR. SHIRAFKAN: -- witness --

19 CHAIRPERSON ANDERSON: Hold on. Mr.
20 Deen, when there is an objection --

21 THE WITNESS: Oh, sorry.

22 CHAIRPERSON ANDERSON: -- you need to

1 not say anything.

2 THE WITNESS: This is my first time.

3 MR. SHIRAFKAN: Rephrasing, that's not
4 what was said. The question earlier was
5 regarding security managers and head of security.
6 It's not that there was just one security in that
7 club. So the question earlier was when Vic
8 Manning's name was brought up in regards to
9 security manager and head of security.

10 Now, counsel is saying that -- or your
11 statement was the security was Vic Manning. The
12 witness has said he talked to other security
13 and --

14 CHAIRPERSON ANDERSON: What's the
15 nature of the objection then?

16 MR. SHIRAFKAN: The objection is
17 mischaracterization of what was stated earlier.
18 Counsel said that the witness earlier said that
19 the security was Vic Manning and that's not what
20 was said earlier.

21 CHAIRPERSON ANDERSON: Well, Ms.
22 Barnes, can you, please, reschedule -- I'm sorry,

1 rephrase your question?

2 BY MS. BARNES:

3 Q Can you tell me which Bliss staff
4 members were present for the incident?

5 MR. SHIRAFKAN: Asked and answered
6 again. This was asked earlier and he said he
7 didn't know.

8 THE WITNESS: I didn't know.

9 MR. SHIRAFKAN: Because he --

10 THE WITNESS: I'm sorry.

11 MR. SHIRAFKAN: -- wasn't involved
12 then.

13 CHAIRPERSON ANDERSON: Mr. Deen, when
14 there is an objection, sir, you are not supposed
15 to answer the question until -- the lawyers will
16 give me an explanation and then I will instruct
17 you whether or not you should or shouldn't answer
18 the question, but I assume you have now answered
19 the question, so let's move on.

20 BY MS. BARNES:

21 Q All right. So when you filled out the
22 incident report, who gave you the information

1 that you based it on?

2 MR. SHIRAFKAN: Asked and answered.

3 Objection again.

4 CHAIRPERSON ANDERSON: Sustained.

5 BY MS. BARNES:

6 Q So turning back to the woman who was
7 seen being carried out of the establishment, did
8 you ascertain her identity?

9 A Yes, when I tried to get it, the
10 boyfriend told me that I don't need to get any
11 information from her. I'm taking her home with
12 me and she grab her and move on.

13 Q Did you get the identification of the
14 boyfriend?

15 A No, he would not give it to me.

16 Q How did you know that they were who
17 they said they were?

18 MR. SHIRAFKAN: Objection. Asked and
19 answered earlier.

20 CHAIRPERSON ANDERSON: Sustained.

21 BY MS. BARNES:

22 Q Did you try to get her any medical

1 help?

2 MR. SHIRAFKAN: Asked and answered.

3 Objection.

4 CHAIRPERSON ANDERSON: Sustained.

5 BY MS. BARNES:

6 Q Did you do anything to get her any
7 medical assistance?

8 MR. SHIRAFKAN: Objection. Asked and
9 answered.

10 CHAIRPERSON ANDERSON: I sustain the
11 objection. And the testimony was that, if I
12 remember correctly, he had asked and he said
13 asked several times if they should call an
14 ambulance and it was told that she was okay. And
15 the testimony was that he was uncertain of the
16 identity of the relationship between the
17 gentlemen and the lady and so he was
18 uncomfortable to allow her -- him to go in the
19 bathroom to get her, although some other person
20 in the party, in her party had stated that they
21 knew each other.

22 So that's one of the reasons why I

1 have sustained all of the objections, because all
2 those answers came out during your cross-
3 examination.

4 BY MS. BARNES:

5 Q I guess the last question then would
6 be you stated earlier that your goal was to make
7 sure that she got medical help after she left the
8 building.

9 MR. SHIRAFKAN: Objection. I don't
10 think that was stated. Mischaracterization.

11 CHAIRPERSON ANDERSON: Please,
12 rephrase the question.

13 MS. BARNES: Sure.

14 BY MS. BARNES:

15 Q Did you state earlier that your goal
16 was to make sure that she got medical help?

17 MR. SHIRAFKAN: I'll object because
18 I'm unclear on the question. I'm sorry. I just
19 need to understand what it is, meaning for the
20 record. What is the question?

21 BY MS. BARNES:

22 Q You had said my goal was to make sure

1 she got medical help. What did you do?

2 MR. SHIRAFKAN: Again, objection.

3 Vague. When? We are going back to he said that
4 he wanted medical attention. Are we talking
5 about when he initially came to the door, saw the
6 woman on the floor and wanted to make sure that
7 she gets medical attention? That's what I recall
8 earlier being a statement. I just wanted counsel
9 to be clear on when is this intention being asked
10 about?

11 MS. BARNES: I can rephrase the
12 question.

13 CHAIRPERSON ANDERSON: Go ahead,
14 ma'am.

15 BY MS. BARNES:

16 Q Did you do anything to see that the
17 woman who is apparently intoxicated got medical
18 help?

19 MR. SHIRAFKAN: Objection. Asked and
20 answered.

21 CHAIRPERSON ANDERSON: I'm sustaining
22 the objection.

1 MS. BARNES: All right. No further
2 questions.

3 CHAIRPERSON ANDERSON: Okay. Do we
4 have any questions by any Board Members?

5 MEMBER ALBERTI: Yes, I have several.

6 CHAIRPERSON ANDERSON: Mr. Alberti?

7 MEMBER ALBERTI: Okay. Mr. Deen, your
8 job again is what?

9 THE WITNESS: I'm the general manager.

10 MEMBER ALBERTI: Would you briefly
11 describe for me what your responsibilities are as
12 general manager?

13 THE WITNESS: I oversee everything
14 that goes in the club, the bars, the bartenders,
15 buying liquor, dealing with promoters, paying
16 promoters, pretty much what I do.

17 MEMBER ALBERTI: How long have you
18 been working there?

19 THE WITNESS: Since it opened in 2013,
20 I believe.

21 MEMBER ALBERTI: Okay. So four years
22 at least, right?

1 THE WITNESS: Yeah.

2 MEMBER ALBERTI: How would you
3 describe -- how do I ask this? So are you -- you
4 have been there four years. Are you the person
5 who is like consistently there as manager
6 throughout that time and every week?

7 THE WITNESS: Like there is another
8 gentleman by the name of -- that who is there
9 with me.

10 MEMBER ALBERTI: But how would you
11 describe your familiarity with the operation?

12 THE WITNESS: What do you mean
13 familiarity?

14 MEMBER ALBERTI: So how often do you
15 work when the club is open?

16 THE WITNESS: Every night.

17 MEMBER ALBERTI: Okay. So almost
18 every -- unless you are --

19 THE WITNESS: Yes.

20 MEMBER ALBERTI: -- well, you're sick
21 or --

22 THE WITNESS: Yeah, unless I'm off,

1 yeah.

2 MEMBER ALBERTI: -- on vacation or
3 something, you are there when the club is open.
4 Is that correct?

5 THE WITNESS: Yes, sir.

6 MEMBER ALBERTI: You are overseeing
7 the operation?

8 THE WITNESS: Yes, sir.

9 MEMBER ALBERTI: Are you familiar with
10 the security staff?

11 THE WITNESS: Yes, sir.

12 MEMBER ALBERTI: Do you have any
13 responsibility for making sure the security staff
14 is present, operating and all of that?

15 THE WITNESS: Yes, sir.

16 MEMBER ALBERTI: Do you have any
17 responsibility to make sure that they are
18 trained?

19 THE WITNESS: Yes.

20 MEMBER ALBERTI: Not that you do the
21 training, but --

22 THE WITNESS: yeah.

1 MEMBER ALBERTI: -- are you
2 responsible to make sure they are trained?

3 THE WITNESS: Yeah, I don't do the
4 training, but yes, sir.

5 MEMBER ALBERTI: Okay. Great. Can we
6 go back to the video?

7 MS. GEPHARDT: Excellent.

8 MEMBER ALBERTI: I want to see the
9 incident and the two guys that were being -- that
10 were encountering the women. So I guess that is
11 2:05:42 or something like that.

12 MS. GEPHARDT: Yeah.

13 MEMBER ALBERTI: Okay.

14 (Video 1 Played)

15 MEMBER ALBERTI: So let's get these
16 two guys right here. All right.

17 MS. GEPHARDT: All right. Here we go.

18 MEMBER ALBERTI: And can we get those
19 two guys? All right. So, Mr. -- let's stop it
20 right there.

21 (Video 1 Stopped)

22 MEMBER ALBERTI: So, Mr. Deen, you

1 testified earlier that these were not your
2 security staff.

3 THE WITNESS: Yeah, I didn't see them.
4 I didn't see no security shirt on them.

5 MEMBER ALBERTI: So as far as you
6 know, right at this point, they were not your
7 security staff?

8 THE WITNESS: No, sir.

9 MEMBER ALBERTI: How certain are you
10 of that?

11 THE WITNESS: Because I mean I didn't
12 check them in and they didn't -- we have a sign-
13 in sheet and their names would not be on our
14 sign-in sheet for the security. And I don't know
15 them.

16 MEMBER ALBERTI: So how -- so you
17 don't know them. So how certain are you? Today
18 how certain are you?

19 THE WITNESS: 100 percent.

20 MEMBER ALBERTI: 100 percent. Okay.
21 Great. I just want to backtrack a little bit.
22 So I want to go back to the woman who was carried

1 out. Do you know if any of your staff notified
2 MPD that a woman was so incapacitated that she
3 had to be carried out by her boyfriend?

4 THE WITNESS: I don't remember, sir.

5 MEMBER ALBERTI: Is that something
6 that your staff should do?

7 THE WITNESS: Yes.

8 MEMBER ALBERTI: But as far as you
9 know, nobody did that, right?

10 THE WITNESS: As far as I know -- I
11 mean, I seen MPD come in, but I don't know if
12 they were --

13 CHAIRPERSON ANDERSON: Mr. Deen, you
14 need to talk in the microphone.

15 THE WITNESS: I'm sorry. Yes, I saw
16 the MPD came into the building when I was
17 watching the video, so I don't know if they went
18 and reported to the MPD.

19 MEMBER ALBERTI: But your incident
20 report doesn't say that your staff notified MPD
21 or that there was a sick woman carried out, none
22 of that is in your incident report. Is that

1 correct?

2 THE WITNESS: Yes, sir.

3 MEMBER ALBERTI: All right. So as far
4 as you know, nobody paid attention to the fact
5 that she was sick and being carried out? I mean,
6 in terms of taking the step to get her help,
7 medical assistance, as far as you know.

8 THE WITNESS: No, I offer her medical
9 assistance.

10 MEMBER ALBERTI: No. In the restroom
11 when she was carried out --

12 THE WITNESS: Yes, I was in the
13 restroom.

14 MEMBER ALBERTI: You offered her, she
15 refused. Is that correct?

16 THE WITNESS: Yes, sir.

17 MEMBER ALBERTI: After that, did you--
18 to your knowledge, did anyone in your staff take
19 proactive steps to make sure that she was seen to
20 by medical personnel, given that she was
21 obviously incapacitated?

22 THE WITNESS: She refused medical.

1 MEMBER ALBERTI: So is the answer yes
2 or no?

3 THE WITNESS: No one in the staff
4 pretty much, yeah, no.

5 MEMBER ALBERTI: Okay. Thank you. I
6 need to go back to the incident report. This was
7 gone over earlier. Your incident report says
8 that, and this was made note of earlier, it is
9 supposed to contain the names of all individuals
10 involved. Is that correct?

11 THE WITNESS: Yes, sir.

12 MEMBER ALBERTI: All right. Do you
13 know if any of the staff tried to get the names
14 of these two men?

15 THE WITNESS: No, I don't know.

16 MEMBER ALBERTI: That were on the
17 video now, the two men that counsel has suggested
18 were being assaulted?

19 THE WITNESS: No, sir.

20 MEMBER ALBERTI: Do you know?

21 THE WITNESS: No.

22 MEMBER ALBERTI: Do you know if your

1 staff reported to MPD that two males were
2 involved in a scuffle with a group of females?

3 THE WITNESS: I'm not sure. I don't--
4 no, sir.

5 MEMBER ALBERTI: Did they ever tell
6 you that?

7 THE WITNESS: After the incident, yes,
8 sir.

9 MEMBER ALBERTI: Pardon?

10 THE WITNESS: Yeah, they did tell me
11 that.

12 MEMBER ALBERTI: Did you ask who the
13 two males were?

14 THE WITNESS: Yeah, I did ask who the
15 two males were.

16 MEMBER ALBERTI: And the response was?

17 THE WITNESS: They didn't know who
18 they were.

19 MEMBER ALBERTI: All right. Did they
20 attempt to escort -- was -- do you know if
21 security was called when you had this melee that
22 didn't involve any staff?

1 THE WITNESS: Yes, security was
2 called.

3 MEMBER ALBERTI: But we don't see it
4 on the video. So -- and you have seen all the
5 video. When did security intervene or did they
6 not intervene at all in this scuffle?

7 THE WITNESS: They saw the video that
8 shows that security was there.

9 MEMBER ALBERTI: Yes, you have seen
10 the video outside of today, right?

11 THE WITNESS: Yeah.

12 MEMBER ALBERTI: Is there any point
13 that you can identify that your security staff
14 intervened with these two gentlemen?

15 THE WITNESS: Yeah, there is a video
16 for it, sir.

17 MEMBER ALBERTI: Pardon?

18 THE WITNESS: Yes, there is a video
19 for it.

20 MEMBER ALBERTI: And what did they do
21 with these two gentlemen when they intervened?

22 THE WITNESS: I believe they asked

1 them to leave.

2 MEMBER ALBERTI: But that's not in
3 your incident report, right?

4 THE WITNESS: (No audible answer.)

5 MEMBER ALBERTI: Please answer the
6 question. The question is is that in your
7 incident report?

8 THE WITNESS: No, it's not there.

9 MEMBER ALBERTI: Thank you. Can you
10 provide him with a copy of the investigative
11 report or does he have it already?

12 MS. BARNES: He has a copy.

13 MS. GEPHARDT: He has it.

14 MEMBER ALBERTI: Okay. Mr. Deen, you
15 have a copy of the investigative report. Page 2
16 of the Investigator's report, the last paragraph
17 on page 2, I would like you to read along with me
18 as I read it. All right?

19 "On Thursday, February 22, 2018,
20 approximately 10:20 a.m., Investigator Leftwich,"
21 who is the Investigator who testified today,
22 "spoke with ABC Manager, Mr. Ahmed Deen."

1 Is that you, Mr. Deen?

2 THE WITNESS: Yes, sir.

3 MEMBER ALBERTI: Okay. Do you
4 remember speaking to Mr. Leftwich?

5 THE WITNESS: Yes, sir.

6 MEMBER ALBERTI: Okay. "Mr. Deen
7 stated on the night of the incident, he was
8 walking through the establishment and noticed a
9 scuffle and that the female patrons were causing
10 issues, so he stood and observed." Okay.

11 "Mr. Deen stated that there was a
12 group having conversation with security guard
13 officers and they were being rowdy. Mr. Deen
14 stated that he stood and watched them leave to
15 ensure that they exited the establishment without
16 causing further issues.

17 Mr. Deen observed the verbal
18 altercations between the female patrons and the
19 security staff and then exited the
20 establishment."

21 Okay. So that doesn't seem to be
22 consistent. Would you -- is that consistent with

1 what you told us today or is that inconsistent
2 with what you told us today?

3 THE WITNESS: What I wrote here is --
4 that's -- I mean, what do you mean consistent
5 with what I told you today?

6 MEMBER ALBERTI: Is what you told us
7 today --

8 THE WITNESS: Yeah.

9 MEMBER ALBERTI: -- the same, describe
10 the same actions as you described to Mr.
11 Leftwich, that I just read to you?

12 THE WITNESS: Yes, it's consistent.

13 MEMBER ALBERTI: Pardon?

14 THE WITNESS: Yes, it's consistent.

15 Sorry.

16 MEMBER ALBERTI: All right. So today
17 you said you didn't see the scuffle. And you
18 told Mr. Leftwich that you did see the scuffle.

19 THE WITNESS: In the bathroom, that's
20 where I was. I didn't see the scuffle.

21 MEMBER ALBERTI: You said that you
22 were walking through the establishment and

1 noticed a scuffle and that the female patrons
2 were causing issues, so you stood and observed.

3 THE WITNESS: Yeah, in the bathroom.

4 MEMBER ALBERTI: There was a scuffle
5 in the bathroom?

6 THE WITNESS: There was like -- I
7 mean, I wouldn't call it a scuffle, but there
8 were arguments, that's where I was.

9 MEMBER ALBERTI: Between who?

10 THE WITNESS: The females.

11 MEMBER ALBERTI: And staff?

12 THE WITNESS: Yes and staff. That was
13 in front of the bathroom door.

14 MEMBER ALBERTI: So they were having
15 an argument with the security staff, right, in
16 the bathroom?

17 THE WITNESS: (No audible answer.)

18 MEMBER ALBERTI: Who did you summon,
19 at that point?

20 THE WITNESS: (No audible answer.)

21 MEMBER ALBERTI: Who did you call to
22 deal with that situation? You have got,

1 according to your statement here with Mr.
2 Leftwich, you said that "The group was having
3 conversation with security officers and they were
4 being rowdy."

5 THE WITNESS: There was security
6 already.

7 MEMBER ALBERTI: Who did you call to
8 deal with that situation in the bathroom?

9 THE WITNESS: There was security
10 already there when I walked through.

11 MEMBER ALBERTI: How many? How many?

12 THE WITNESS: I can't recall how many.

13 MEMBER ALBERTI: Did you put their
14 names in your incident report?

15 THE WITNESS: No, I did not.

16 MEMBER ALBERTI: I have no further
17 questions.

18 CHAIRPERSON ANDERSON: Mr. Short?

19 MEMBER SHORT: Good afternoon, Mr.
20 Deen. Mr. Deen, does anyone on your staff or
21 anyone working in Bliss have any training when it
22 comes to EMS or first aid?

1 THE WITNESS: I'm not sure, sir.

2 MEMBER SHORT: Okay. Because if
3 someone is laid out on the floor unconscious in
4 the restroom, could you tell what it is if you
5 don't have any training?

6 THE WITNESS: No.

7 MEMBER SHORT: It could have been
8 alcohol poisoning, correct? It could have been
9 heart attack. It could have been a lot of
10 things. Did anyone check the unconscious female
11 in the bathroom to ascertain how she really was?

12 THE WITNESS: No, nobody checked her,
13 that's why we -- I asked her if she wanted
14 medical assistance and she refuse.

15 MEMBER SHORT: So she could talk?

16 THE WITNESS: Yes, she was responsive.

17 MEMBER SHORT: She was responsive.

18 Okay.

19 THE WITNESS: Yes.

20 MEMBER SHORT: So she was breathing
21 and --

22 THE WITNESS: Yes, sir.

1 MEMBER SHORT: Okay. Again, so right
2 now, you couldn't tell me or could anyone at the
3 establishment tell me if anyone on your security,
4 has any training at all with EMS?

5 THE WITNESS: Not to my knowledge,
6 sir.

7 MEMBER SHORT: And that's not a part--
8 anywhere in your security plan, there is
9 something in there, is there anything in there
10 about what to do in case someone is unconscious
11 or needs medical attention?

12 THE WITNESS: We call the EMS and 911.

13 MEMBER SHORT: Have you ever had to do
14 that before?

15 THE WITNESS: Yes, sir.

16 MEMBER SHORT: But no one thought to
17 do that that night?

18 THE WITNESS: I asked them and they
19 said they don't want any medical help. No
20 medical assistance.

21 MEMBER SHORT: Suppose she has
22 something internally really wrong with her,

1 suppose she has something terribly wrong with
2 her, someone picks her up and carries her out of
3 Bliss and she dies right on the front past those
4 doors we saw on the video. Would Bliss have any
5 responsibility?

6 THE WITNESS: I'm not sure, sir.

7 MEMBER SHORT: You're not sure?

8 THE WITNESS: I mean --

9 MEMBER SHORT: You are the general
10 manager.

11 THE WITNESS: Yeah.

12 MEMBER SHORT: You run everything when
13 the club is open.

14 THE WITNESS: Yes, sir.

15 MEMBER SHORT: All the security
16 persons report to you.

17 THE WITNESS: Yes, sir.

18 MEMBER SHORT: You are in charge of
19 making sure the security plan works correctly.

20 THE WITNESS: Yes, sir.

21 MEMBER SHORT: And you are not sure if
22 anybody is trained in any type of first aid or

1 any type of EMS training.

2 THE WITNESS: We have security
3 training that we give them guidelines of what
4 needs to be done, but for EMS, I'm not -- I don't
5 think we have anybody that has the first aid.

6 MEMBER SHORT: No one on your staff at
7 all?

8 THE WITNESS: No, sir.

9 MEMBER SHORT: Okay. That's all I
10 have, Mr. Chair. Thank you.

11 CHAIRPERSON ANDERSON: Any other
12 questions by any other Board Members? All right.

13 Ms. Gephardt or Ms. Barnes?

14 MS. GEPHARDT: You mean anything else?

15 CHAIRPERSON ANDERSON: Yes.

16 MS. GEPHARDT: No.

17 CHAIRPERSON ANDERSON: Mr. Shirafkan?

18 MR. SHIRAFKAN: No.

19 CHAIRPERSON ANDERSON: Mr. Deen, thank
20 you for your testimony. You can step down, sir.

21 (Whereupon, the witness was excused.)

22 CHAIRPERSON ANDERSON: Thank you.

1 THE WITNESS: Thank you.

2 CHAIRPERSON ANDERSON: Mr. Shirafkan,
3 do you have any other witnesses?

4 MR. SHIRAFKAN: The Board's
5 indulgence. No, Mr. Chair.

6 CHAIRPERSON ANDERSON: Do you rest?

7 MR. SHIRAFKAN: Yes.

8 CHAIRPERSON ANDERSON: All right. All
9 right. Does the Government have any rebuttal
10 witnesses or --

11 MS. GEPHARDT: No, we do not.

12 CHAIRPERSON ANDERSON: -- so we're
13 fine. Is the Government prepared to make a
14 closing statement?

15 MS. GEPHARDT: Sure. All right.
16 Members of the Board, I would like to summarize
17 what the Government believes we heard today.

18 This is a case really about public
19 safety. And the testimony you have heard today
20 and the video that you viewed draws into question
21 the seriousness of the events of that night and
22 that Bliss either disregarded the events, they

1 failure -- failed to investigate the event. They
2 failed to find medical help. Boom, boom, boom,
3 it goes down the line and I want to go through
4 each one.

5 First of all, we saw the video where
6 we have the use of force. We have what Leftwich,
7 Investigator Leftwich testified that these two
8 individuals in the video, this was in the
9 beginning part of the video, that they were
10 security. You saw one of the guards,
11 particularly the one in the white, push one woman
12 down and then he went over to the side. He
13 picked up a woman and threw her down to the
14 ground.

15 And it doesn't matter what kind of a
16 situation is going on, even if these women are
17 punching them as hard as they can, their security
18 plan does not say you can return with equal
19 force. It says that you are supposed to escort
20 the person outside and deal with it in that way.

21 So if we look at these security -- the
22 security plan, it talks about what to do with

1 aggressive patrons. And that's what I was just
2 saying is that it should not be met with equal
3 aggression.

4 So clearly in this situation, things
5 had spun out of control. The security guards had
6 taken matters into their own hands. Mr. Andargie
7 -- I'm sorry, what's the ABC Manager's name?

8 MS. BARNES: Deen.

9 MR. SHIRAFKAN: Deen.

10 MS. GEPHARDT: Deen. Deen, thanks.

11 Mr. Deen testified that he basically didn't know
12 those two guys. He said well, I don't think they
13 are my security guards. You know, I don't know
14 who they were. They were two guys, I didn't get
15 their names. We don't know who they were. Women
16 were beating up on them. We didn't file any
17 report with the police. But they weren't my
18 security guards.

19 Let's talk about the incident report.
20 The incident report is severely lacking. As we
21 can tell, there is no names in there. There is
22 no names of the victims. There is no names of

1 the security staff. There are no names of any
2 kind of participant in the incident.

3 And as a matter of fact, the -- just
4 the description of what happened is completely
5 lacking. It doesn't have any dates or times or
6 where this person was or where that person was
7 and whether an ambulance was called or whether
8 MPD was called, which, of course, we go to that,
9 which is basically MPD wasn't called. The
10 ambulances weren't called.

11 We saw here on the video a very
12 serious situation with a woman being carried over
13 the shoulder of an individual and, obviously, she
14 is incapacitated and has got -- they take her
15 outside and Mr. Deen testifies that no, you know,
16 the boyfriend said he had it. He didn't want us
17 to call the police. He didn't want us to call an
18 ambulance. So you know, we just didn't want to
19 bother with that, that was what they told us. So
20 there was no need or us to call 911.

21 You know, the security plan says that
22 they need to call MPD. They need to call 911

1 when there is a serious incident going on inside
2 the establishment and they completely failed to
3 do that in this situation.

4 As Board Member Short mentioned, even
5 when she was up in the bathroom and she was
6 laying down on the floor, she could already have
7 been having very serious medical symptoms and she
8 could have gone into some sort of a situation
9 where she was incapacitated, where she died, so
10 this was a very serious issue with the fact that
11 they did not call for an ambulance or any kind of
12 medical help.

13 And you also heard that nobody in the
14 establishment, to his knowledge, is trained in
15 CPR or any type of lifesaving matter --
16 techniques.

17 Let's talk about the interfering with
18 an investigation. You heard Investigator
19 Leftwich talk about the fact that he asked the
20 owner for the name of the head of security. He
21 was given the name of Darell Royal. He tried
22 contacting Darell Royal. He got, according to

1 him he says, it wasn't -- he believes that it was
2 a voicemail that he got. It was not that the
3 line was disconnected. And he tried to get in
4 touch with him twice. Nobody called him back.

5 I believe he testified that he brought
6 it to the attention of the owner. He never was
7 able to speak with the head of security. Let's
8 see, the -- hang on one moment.

9 So the incident report was so lacking
10 that they were not able to identify anybody in
11 the video. So the video really, they couldn't
12 identify anybody, so there was really very little
13 use for it and, in fact, Mr. Deen testified that
14 he didn't even look at the video when he wrote
15 the incident report. It wasn't until he said
16 when we were charged or basically there was a
17 complaint later, which was ABRA, that he decided
18 to finally look at the video.

19 And so his report was not based on
20 anything that he had seen in the video. And you
21 would imagine that if you had a very serious
22 event in your establishment, that that would be

1 the first thing you would do is to go look at
2 your video.

3 So just, you know, in summation, the--
4 we have a very serious situation, which revolves
5 around public safety and I hope the Board will
6 take that in consideration in fashioning a remedy
7 here for, basically, the public good.

8 This was -- things could have gone
9 very wrong, very wrong and, unfortunately, we
10 weren't able to investigate. Mr. Leftwich wasn't
11 able to investigate, because he didn't have any
12 information. The establishment was not providing
13 him with the information, which actually brings
14 me to one other point before I finish.

15 And that is the video. He testified,
16 Investigator Leftwich testified, that he got the
17 video that they gave him and that's what --
18 that's all he got. And we saw that this clip,
19 there is -- obviously, it starts somewhere before
20 they get onto the screen that we see and I said
21 well, did you get that clip? He goes they -- I
22 got what they gave me.

1 So I believe that it is a bit suspect
2 that they would not have previous video,
3 especially given the number of cameras they have
4 at the establishment. So again, just another
5 roadblock to investigation.

6 And that is all I have. Thank you.

7 CHAIRPERSON ANDERSON: So what is it
8 that you are -- there are three charges. So what
9 is it that you are asking the Board to do
10 regarding the charges, the specific charges?

11 MS. GEPHARDT: Well, I mean, in terms
12 of -- for the -- oh, so what the Government would
13 recommend is that in this instance that a -- if
14 Bliss were to remain open, that a very, very
15 lengthy period of a suspension be imposed and
16 during that time of the suspension, they need to
17 be trained. They need to go through Alcohol
18 Awareness Training, CPR to understand the
19 significance and the severity of what happened.

20 And let's see, and then basically to
21 be retrained on their security plan. And maybe
22 even have the security plan be redrafted and

1 revised to comport with, you know, to basically--
2 so that they know what they are talking -- I
3 mean, it was interesting how Mr. Deen didn't even
4 know what a Tier 2 or a Tier 3 charge was or not
5 charge, Tier 2 or Tier 3 --

6 MS. BARNES: Level 3 incident.

7 MS. GEPHARDT: -- 3 incident, right.

8 So clearly, even the general manager needs to be
9 retrained. So that's what I would recommend, a
10 long period of suspension, retraining and a
11 significant fine.

12 CHAIRPERSON ANDERSON: All right. Mr.
13 Shirafkan?

14 MR. SHIRAFKAN: Mr. Chairman and
15 Members of the Board, thanks for the time you
16 have given this case.

17 When we began this case, I said that
18 this is not a case of public safety issue. This
19 is a case of a shakedown. And I'll call it a
20 shakedown because nothing with regards to this
21 case have come up or become issue until we had
22 the civil action starting.

1 In hindsight, issues at clubs, at
2 venues, things happen and when at the moment
3 staff is dealing with a situation, it's -- people
4 get into some altercation, they are put out, MPD
5 is involved and we will do a report and, frankly,
6 the police was involved there. You heard the
7 officer from what he could recall, but there was
8 six officers there. They came in, they went out.
9 MPD didn't think this was to the level of, I
10 believe he said, 1 or 2, to a situation where he
11 would make a 251 report.

12 The individuals themselves didn't, at
13 the moment, have anything to do with the police
14 or press charge. Now, we heard some stories
15 about -- I heard on the inconsistency and I'll go
16 over those with oh, I was bruised and I was
17 marked and clearly the officer testified and MPD
18 would know if someone has a physical sign, they
19 got -- they would take action on it.

20 But nothing had happened with this and
21 it was just another incident that didn't amount
22 up to what has become here. Only when a civil

1 demand is made and not met, then on record it was
2 stated that then ABRA is contacted and it seems
3 like the civil side uses ABRA to bet free
4 deposition, basically, that's what we are dealing
5 with here.

6 We will stick ABRA on you, so that if
7 you come out of it clean, you still are on the
8 record, we have got you on deposition. And they
9 kind of close our hands on what we can do.

10 But on the night of this incident, the
11 use of force, there was two security and I will
12 say security, and to clarify it, Mr. Deen said he
13 is the general manager, but then he also told you
14 that he is -- he handles the bartenders, the bar
15 liquor, the bar manager. He doesn't handle
16 individual security. He is the GM/bar manager.
17 And in his description of what he does, hiring,
18 firing and any training even was asked, security
19 are not what he does.

20 And I would say that he is mistaken as
21 far as those individuals not being security. And
22 we can't say well, we are going to take that

1 part, those are not security, but then accept
2 Investigator Leftwich on everything else. The
3 Investigator and the report has said that those
4 are security. The entire time, it has been
5 security. And I would put it to the Board that
6 he is mistaken that those are not security. But
7 that's just my position.

8 But you see two individuals and it's
9 not that these people are pushing or they are
10 attacking the females, one individual with the
11 beard and with the reflective clothing is holding
12 them back. Another one is behind that person,
13 behind the person with the reflective vest. Then
14 the individual with the reflective gets actually
15 hit and we see it.

16 And then the second woman goes to hit
17 the person in the hoodie and that's when they
18 take the woman down. So when Government stated
19 that the plan says that, you know, you can't
20 defend yourself, that is not true. If you are
21 being assaulted, you have to be able to defend
22 yourself, that's just reasonable and common

1 sense.

2 And if we don't defend it, then the
3 impact of it on other customers and if people can
4 just start hitting security and nothing happens
5 of it, well, what standard does that set for the
6 authority of the security inside the club?

7 The Board has in past always said that
8 it wants its agents to be empowered. It wants to
9 make sure that when its agents go out there, they
10 are empowered. A club or a venue wants the same
11 thing, wants to make sure that its security staff
12 have a certain degree of authority.

13 Now, we are not talking about beating
14 people up, but when we are being hit, you can't
15 expect for them to just sit there. And remember,
16 they didn't hit back. They just subdued or
17 subdone -- what was being done to them.

18 Inconsistencies. The report, and I
19 ask you, I'm not going to go through 30 or some
20 list of inconsistencies, but I just ask that you
21 go back over to the record and especially with
22 Investigator Leftwich, I think he did a great job

1 with his investigation, and just look at all the
2 things that was said on the police report on
3 these individuals to Investigator and then what
4 we have on the video, what we heard from MPD.

5 Such as MPD, we screamed for MPD and
6 MPD never responded. Well, the video showed that
7 that is a lie.

8 We never talked to -- we asked for
9 management, we never talked to a manager, that's
10 a lie. Just plain lie.

11 So I would ask that you look over the
12 record of today and flush out and see all the
13 inconsistencies that are there. Three different
14 people, three different stories, one who would
15 never even respond to the Investigator,
16 interestingly, is the one that is filing the
17 lawsuit or we have the civil claim made being
18 pending. And that individual chooses not to
19 testify. And that's why I'll say, please, see
20 what is going on with this case.

21 The security plan that we have in
22 front of us, this security plan was actually

1 approved by ABRA. It is not a security plan that
2 was just made up. It was approved. And here we
3 are again trying to pick little words of well,
4 not every security had a white shirt and then
5 clearly the next sentence says well, it's subject
6 to change. It's cold outside. We still have
7 indicators of knowing who is the security, but it
8 can change.

9 There was another issue that was
10 brought up with regards to the head of security
11 writing the plan. No, the sentence says that it
12 is to be reported to the head of security and the
13 head of security is to log it. That is
14 physically logging the papers. It is not that he
15 has to report every individual security report.

16 Now, with the security plan violation
17 charge, I would ask that you don't find us in
18 violation. And if you do, that is one that is
19 allowed for a warning. I would ask that you
20 issue a warning.

21 With regards to the second charge of
22 allowing the establishment to be used for

1 unlawful and disorderly, there is a legal
2 argument and challenge that I have to make at
3 this point for the record, so in case this ends
4 up being in the Court of Appeals, we have made it
5 on record.

6 As the Board is aware, the standard
7 for this charge, not the security plan, but for
8 this charge used to be that there had to be a
9 pattern, there had to be substantial evidence or
10 course of conduct continued over time which
11 adoption of this pattern was adopted by the
12 licensee. And there was a demonstrable
13 connection between it.

14 All of this from 1968 until 2012 was
15 the standard. Until the Rumors case went to
16 Court of Appeals and in Court of Appeals, they
17 held that no, a single incident cannot be the
18 same as pattern, because when this law was
19 passed, it was in regards to owners allowing
20 nudity, prostitution and certain things of those
21 kind. The Amchi case and Blacklist and 4934,
22 Inc. and the cases go on and go on.

1 Then in 2014, and here is where things
2 get interesting, the Council Member Phil
3 Mendelson tried to pass a law whereby 25-823 was
4 to be amended. And I have copies of the actual
5 law, if the Board wishes, I can pass it on so you
6 see what I am talking about, because you have to
7 kind of follow me if you want.

8 MEMBER ALBERTI: Can we have documents
9 introduced at this time?

10 MR. SHIRAFKAN: That's fine, that's
11 fine. I'm sure that you are aware of 25-823.

12 CHAIRPERSON ANDERSON: I mean, all
13 right. I know it's closed and I mean, we are
14 talking about the law. I don't know law it is,
15 so if there is a law that we are talking about if
16 it's helpful, yeah, I want to see the law that is
17 being talked about.

18 So if counsel, if we are talking about
19 -- are we arguing proposed law or are we arguing
20 that this is the law of the land?

21 MR. SHIRAFKAN: I'm talking about a
22 law of the land, an interpretation of it.

1 CHAIRPERSON ANDERSON: I mean, so what
2 is the law? If there is a law out there, then --

3 MR. SHIRAFKAN: The law of the land
4 is --

5 CHAIRPERSON ANDERSON: -- you can
6 provide it. We can provide it to -- so we will
7 know, I'll know what the law is that I'm looking
8 at because whatever decision I make, I'm going to
9 follow the law. All right. So go ahead and make
10 the argument.

11 MEMBER ALBERTI: Can we for the record
12 state what the statute is?

13 MR. SHIRAFKAN: Yes, I have already,
14 25-823 is the statute.

15 MEMBER ALBERTI: As it currently
16 stands?

17 MR. SHIRAFKAN: As it stands, yes.

18 MEMBER ALBERTI: Okay.

19 MR. SHIRAFKAN: Now, when 25-823 was
20 being amended, the Director of ABRA, on November
21 7, 2014, wrote a letter to Council asking to be
22 clarification with regards to number (c). So

1 when you look at 25-823, there is (2) and (6).
2 (2) is violation of security plan, which we have
3 already discussed. And (6) -- strike that.
4 Reverse. I'm sorry.

5 (2) is allowed the licensed
6 establishment to be used unlawful. (6) is the
7 security plan.

8 When they made these amendments, (b)
9 and (c) at the bottom, (2) was reflected with (b)
10 and (6) was reflected with (c).

11 Now, Fred Moosally sent a letter
12 requesting, to Council Member Vincent Orange,
13 that it be clarified with regards to (b), a
14 single incident of assault. And it asked
15 provided the licensee's method of operation is
16 conducive to unlawful disorderly, this was what
17 was being requested by the Director of ABRA to
18 the Council.

19 In response to that, the exact words
20 weren't taken, but on November 7, 2014, Council
21 Member Vincent Orange wrote to -- I'm sorry, on
22 the 17th, he wrote to the Council and in that the

1 language that he chose to put on Section (b)
2 versus (c) is on sub -- on the second part of it
3 says "Provided that the licensee has engaged in a
4 method of operation that is conducive to unlawful
5 disorderly conduct."

6 When he compared (b) and (c), on (c)
7 which reflects the violating the security plan,
8 there is no provided. Provided is a synonym.
9 I'll get ice cream provided I do my homework. So
10 there is no synonym on Section (c) making it a
11 contingency, but on Section (b) there is the word
12 provided, the licensee has engaged in method of
13 operation.

14 And further, Council Member Vincent
15 Orange when he wrote this and sent it to the
16 Council, there was a second paragraph to it where
17 explanation was given and the Council Member
18 specifically went back to Rumors case and he
19 stated that he did not want to change the status
20 or the burden of proof set by precedent cases or
21 by the Rumors case.

22 So that clearly means that the

1 intention here was for Section (c) which goes to
2 security violation for one incident is a
3 violation of a security plan. But for Section
4 (b), it is the Rumors standard which is there has
5 to be a pattern and this connection has to be
6 made.

7 And I would argue that that was not
8 made in this case.

9 MEMBER ALBERTI: Can I ask a question?

10 CHAIRPERSON ANDERSON: Hold on, Mr.
11 Alberti.

12 MEMBER ALBERTI: Can I? Well, all
13 right. Just for clarity for the argument, I'm
14 trying to understand. But if you don't want me
15 to, that's fine.

16 CHAIRPERSON ANDERSON: You know we
17 don't ask questions during closing, so that's one
18 of the reasons why. That's the only thing --

19 MEMBER ALBERTI: All right. Fine.

20 CHAIRPERSON ANDERSON: -- when
21 attorneys give closings --

22 MEMBER ALBERTI: We will let it stand.

1 CHAIRPERSON ANDERSON: -- we don't
2 have --

3 MEMBER ALBERTI: We will let it stand.

4 CHAIRPERSON ANDERSON: -- we don't ask
5 questions.

6 MEMBER ALBERTI: I'll go with what I
7 heard. All right.

8 CHAIRPERSON ANDERSON: Go ahead, Mr.
9 Shirafkan.

10 MEMBER ALBERTI: I was just trying to
11 be fair, but that's all right.

12 MR. SHIRAFKAN: With regards to
13 interference charge, there was a
14 mischaracterization in the -- in what was stated
15 in the closing. The Investigator said that they
16 were very cooperative and it is not that one
17 video was provided. The Investigator clearly
18 said a lot of videos, as a matter of fact, he
19 said, I think, 20 to 25 videos were provided. He
20 went through a lot of them and it all came down
21 to this one incident that was captured on this
22 video.

1 So it's not that that's all they
2 provided me was one video. It was clearly
3 multiple videos were given and the Investigator
4 stated that they were very responsive within one
5 day or two days all the answers were going back
6 and forth. So it's not the notion that there was
7 a video being kept away.

8 Past case law with interference from
9 this Board has been usually -- it's usually
10 physical cases where people prevent ABRA
11 Investigators from physically doing something.

12 Any time that I have seen where it is
13 doing or saying something is when an individual
14 lied and provided a fake document. Here, there
15 is not the standard assumptions to the standard
16 has not been met to say that the owner was trying
17 to interfere with the Investigator given
18 everything that was provided.

19 The only issue here was, the only
20 thing was that twice the head security was
21 contacted. He hadn't contacted him back. The
22 Investigator said first I contacted back and then

1 when I asked him 100 percent, he said well, I'm
2 not sure, because there was no text messages or
3 email reflecting such.

4 Just as earlier when he had stated
5 that there was no security provided, but when he
6 saw the email he said, you know, I remember that.

7 So I would say that the interference
8 charge also has not been met the standard. Thank
9 you.

10 CHAIRPERSON ANDERSON: Thank you. The
11 record is now closed.

12 Do the parties wish to file proposed
13 findings of fact and conclusions of law or waive
14 their right to do so? Let us all not --

15 MS. GEPHARDT: The Government does not
16 wish to do that.

17 CHAIRPERSON ANDERSON: Mr. Shirafkan?

18 MR. SHIRAFKAN: The Board's
19 indulgence. I just want to -- no, I don't.

20 CHAIRPERSON ANDERSON: All right.

21 MR. SHIRAFKAN: We will -- I'll --

22 CHAIRPERSON ANDERSON: All right.

1 As Chairperson of the Alcoholic
2 Beverage Control Board for the District of
3 Columbia and in accordance with DC Official Code
4 Section 2-574(b) of the Open Meetings Act, I move
5 that the ABC Board hold a closed meeting for the
6 purpose of seeking legal advice from our counsel
7 on Case No. 18-251-00067, Bliss, pursuant to DC
8 Official Code Section 2-574(b)(4) of the Open
9 Meetings Act and deliberating upon Case No. 18-
10 251-00067, Bliss, for the reasons cited in DC
11 Official Code Section 2-574(b)(13) of the Open
12 Meetings Act.

13 Is there a second?

14 MEMBER SHORT: Second.

15 CHAIRPERSON ANDERSON: Mr. Short has
16 seconded the motion. I will now take a roll call
17 vote on the motion before us now that it has been
18 seconded.

19 Mr. Silverstein?

20 MEMBER SILVERSTEIN: I agree.

21 CHAIRPERSON ANDERSON: Mr. Short?

22 MEMBER SHORT: I agree.

1 CHAIRPERSON ANDERSON: Mr. Alberti?

2 MEMBER ALBERTI: I agree.

3 CHAIRPERSON ANDERSON: Mr. Cato?

4 MEMBER CATO: I agree.

5 CHAIRPERSON ANDERSON: Mr. Anderson?

6 I agree.

7 As it appears that the motion has
8 passed, I hereby give notice that the ABC Board
9 will recess these proceedings to hold a closed
10 meeting in the ABC Board conference room pursuant
11 to Section 2-574(b) of the Open Meetings Act.

12 The Board will issue an order within
13 90 days. Thank you for your attention and thank
14 you for being here today. Thank you.

15 MS. GEPHARDT: Thank you.

16 CHAIRPERSON ANDERSON: All right. So
17 this matter is recessed.

18 All right. It is now 3:30. The Board
19 needs to take a break to have a short lunch.

20 MEMBER ALBERTI: Did they want to
21 bring lunch for us?

22 CHAIRPERSON ANDERSON: I know that one

1 of the things that we have done, I assume, that
2 we have canceled our 3:30 and our 4:30 hearings.
3 I think that's what we have done. So we have a
4 1:30 and a 2:30 and I think the parties are here
5 for the 1:30 and 2:30.

6 And I do apologize, but we have been
7 here since 9:00 this morning and we have not
8 taken a break, so we have to take a break. I
9 think that we will -- it's now 3:33 and it's
10 probably going to take us -- I'll say we are
11 going to be -- take a 45 -- we would normally
12 take a one hour break, but I think it's going to
13 take us 45 minutes to go get lunch and come back.

14 So it's 3:33. So at 4:15, I do
15 apologize, but at 4:15 we will do our -- the
16 first case or our 1:30 hearing. I do apologize,
17 but I don't think that we can continue without
18 taking a break to have something to eat and I
19 think if -- as long as the Board goes and takes a
20 break, then we will be refreshed to be on our
21 best behavior when we have our other hearings.

22 Okay. So again, I do apologize, but,

1 please, understand. All right. So at 4:15 we
2 will come back for our 1:30 hearing. Thank you.

3 (Whereupon, the Show Cause Hearing was
4 concluded at 3:33 p.m.)

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

A			
a.m 4:2 29:19 31:5 36:2 36:3 37:14 53:1 75:3 75:7,11 82:22 83:7,8 88:4,9 119:5 173:15 174:22 223:20	actual 32:15 75:6 99:6 117:20 118:4,9 146:2 146:4,4 147:5 169:2 195:8 248:4	108:1 116:17 123:10 150:3 174:19 190:16 212:13 249:9 253:8	
ABC 16:20 22:9 54:13 63:7 69:6 88:5 128:1 131:10 159:6 195:3 202:21 223:22 234:7 256:5 257:8,10	add 153:20 189:18	Ahmed 3:8 63:2,6 158:3 158:9 159:1 186:19 186:20 223:22	
ABC-licensed 16:20	addition 152:9	aid 41:1 52:9,9 92:3,5,8 227:22 230:22 231:5	
ability 190:12	address 35:7 63:13 64:14 154:21	Alberti 1:20 58:10,13 58:15,17 108:2,3,9,14 109:1,6,10,14,17,21 110:2,6,16,19,22 111:4,10,14,22 112:4 112:8,13,15,18 113:2 113:6,12,16,20 114:1 114:3,11,15,19 115:1 115:9,13,17 116:2,7 116:15 123:2,6,10,11 123:17,20 124:5,8,11 124:20 131:17 147:19 147:20 148:4,7,15 149:1 166:20,22 184:17 213:5,6,7,10 213:17,21 214:2,10 214:14,17,20 215:2,6 215:9,12,16,20 216:1 216:5,8,13,15,18,22 217:5,9,16,20 218:5,8 218:19 219:3,10,14 219:17 220:1,5,12,16 220:20,22 221:5,9,12 221:16,19 222:3,9,12 222:17,20 223:2,5,9 223:14 224:3,6 225:6 225:9,13,16,21 226:4 226:9,11,14,18,21 227:7,11,13,16 248:8 249:11,15,18 252:9 252:11,12,19,22 253:3,6,10 257:1,2,20	allowing 150:16 246:22 247:19
able 22:5 31:7,10 34:10 34:11 55:22 57:15 69:3,8 70:6 79:6 83:13,16 88:10 90:7 110:6,17 117:9 120:7 124:18 125:17,19,20 127:21 167:19 237:7 237:10 238:10,11 243:21	addressed 82:10 152:22	altercation 47:18 50:8 84:13 148:11 205:17 241:4	
above- 20:8 60:12 168:4	addresses 68:1	altercations 224:18	
above-entitled 36:1 134:7	Administration 16:11	altered 37:1	
ABRA 6:11 7:5,6 10:9 11:4 14:6 17:20 22:18 23:2 81:7,9 126:13 152:12 156:16 166:1 203:13 204:1,6,8,22 237:17 242:2,3,6 246:1 249:20 250:17 254:10	administrative 11:13 12:20 13:20 150:8	ambulance 7:1 55:3 62:15 141:20 142:1 160:16 164:21,22 210:14 235:7,18 236:11	
absolute 148:16 150:18	admissibility 11:10	ambulances 235:10	
absolutely 94:3	admit 155:17,18 156:11	Amchi 247:21	
abused 120:11	admitted 11:14 91:17 96:9 154:20	amended 248:4 249:20	
accept 243:1	adopted 247:11	amendments 250:8	
accident 96:13	adoption 247:11	amount 241:21	
account 24:1 26:12 40:8 49:21 55:17 106:14 113:11 117:14	Advanced 44:4 45:6 53:4 111:3	ANC 1:8	
accountability 7:15	advice 256:6	And-- 160:21	
accounts 50:10 52:1,6 92:7	affidavit 14:15 149:16 149:18 150:20 151:1 151:3 156:12,19	and/or 60:2 200:3,8	
Act 256:4,9,12 257:11	affiliated 139:6,7	Andargie 2:11 4:11,12 4:13,15 28:2 29:2,13 127:13 234:6	
acted 30:19 129:8	aftermath 24:12 33:4,8	Anderson 1:18,20 4:3 4:14,18,22 5:9,18 6:1 6:6 8:1,6,10 12:8,14 14:18 15:13,22 19:17 19:21 20:1,12,17 25:17,21 26:2 34:14 34:17,21 35:3,8,14,18 35:21 42:11,22 43:2 50:17,20 51:1,6,17,21 53:21 67:2,5,8 71:13 71:18 72:1,15,18,21 76:9,20 77:14 78:3,5 81:22 86:5 94:8 95:2 103:21 104:2 107:22 116:17 123:4,8 125:2 125:16 126:4,17 129:3,22 131:13,16 131:19 132:2,5,9,17 132:22 133:6,9,13 134:10,21 135:2,16 135:20 136:7 138:17 142:10,18 147:17 149:3,5,8,12 150:3 151:19 152:13,18 153:3,16,21 155:16 157:6,10,13,18 158:1 158:4,6,15 161:10,14 163:7,11 165:7,10,13 165:21 166:4,19 167:3,6,9,12,16 168:2 169:3,6 174:15,18 179:15 188:18 189:16 189:19 190:2,5,15 192:8 193:3 195:12	
acting 61:15 112:10 113:18 129:11	afternoon 116:19 136:11,13 138:22 158:20 227:19		
action 10:10 11:21 59:11 112:15 130:20 240:22 241:19	age 29:17		
actions 108:6 111:16 112:19 113:3 128:16 128:17,22 193:20 225:10	Agency 17:14,17 22:21		
activity 28:8	agents 244:8,9		
acts 65:8	aggression 118:9,10,18 119:20 234:3		
	aggressive 24:17 52:8 52:13,14 61:17 64:13 91:12,18,18 92:6 117:3 129:10 138:6 138:12 139:1 164:13 234:1		
	aggressively 100:5 112:10 113:18 118:15 144:2		
	aggressor 41:9 92:8		
	ago 14:17 122:1 142:5 146:18 148:1		
	agree 90:4 96:2 100:9 100:13 194:1 256:20 256:22 257:2,4,6		
	agreed 99:7 134:17 135:3		
	agreeing 135:5		
	agreement 72:9 134:1		
	agrees 72:2		
	ahead 8:11 20:13 26:2 38:1 42:11 49:1 52:19		

196:9,14 197:9,13
 199:12,15 200:18
 201:8 202:12,16
 203:7 204:11 205:8
 205:12 206:19,22
 207:14,21 208:13
 209:4,20 210:4,10
 211:11 212:13,21
 213:3,6 218:13
 227:18 231:11,15,17
 231:19,22 232:2,6,8
 232:12 239:7 240:12
 248:12 249:1,5
 252:10,16,20 253:1,4
 253:8 255:10,17,20
 255:22 256:15,21
 257:1,3,5,5,16,22
angry 164:17
answer 95:4 103:21
 120:9 126:20 129:5
 130:9 183:4 198:15
 202:14 204:13,14
 205:5,9 208:15,17
 220:1 223:4,5 226:17
 226:20
answered 151:15 179:9
 179:14 188:16 190:1
 199:16,17 202:13
 208:5,18 209:2,19
 210:2,9 212:20
answering 197:14
answers 211:2 254:5
anticipating 81:19
anybody 139:13 140:2
 142:3 174:1 180:14
 184:4,8 230:22 231:5
 237:10,12
Anyway 15:9
apologies 5:14 132:7
 203:14
apologize 5:16 34:9
 63:17 72:11 258:6,15
 258:16,22
apparently 140:12
 212:17
Appeals 247:4,16,16
appear 119:3
appeared 145:17
appearing 106:7
appears 64:4 99:16
 111:10 257:7
applaud 135:4
applicant 135:11
approach 4:6 140:3
approaching 52:5
appropriate 94:15
 112:20 128:16,17
 156:7

appropriately 62:11
 129:9,11
approved 246:1,2
approximately 29:19
 88:4 119:8 173:15
 223:20
area 39:5 64:8,16 70:1
 70:1 121:7 132:13
 143:4 177:10 179:3
 181:21 182:4 187:8
areas 32:12 132:14
argue 12:1 134:22
 252:7
arguing 248:19,19
argument 51:15 226:15
 247:2 249:10 252:13
arguments 226:8
arm 41:2
arrive 122:6
arrived 14:16 59:20
 76:15
ascertain 110:7,17
 205:4,16,18 209:8
 228:11
asked 12:18 27:3,4 28:4
 29:12 31:13 32:5
 33:19 34:3 47:14 48:5
 51:7,8 57:8 61:15
 62:6 85:3,4,10 86:9
 86:19 90:6 96:7 97:16
 99:12 126:7 130:1,4
 131:22 137:14 147:11
 151:5 159:20 164:22
 179:8,14 180:19
 182:18 183:1,22
 184:1,15 188:3,3,15
 190:1 193:21 194:11
 199:9,17 202:6,9,13
 203:16 204:16 208:5
 208:6 209:2,18 210:2
 210:8,12,13 212:9,19
 222:22 228:13 229:18
 236:19 242:18 245:8
 250:14 255:1
asking 36:7 66:21 67:3
 94:4,21,22,22 123:12
 129:20 132:11,12
 133:3 140:11 153:4
 153:18 157:19 167:9
 182:8,10 188:16
 195:1,6 196:2 197:10
 239:9 249:21
asks 202:7 204:12
assault 60:4 62:10,10
 62:16,20 83:22 94:13
 108:11 123:18 128:6
 147:5 185:6 190:11
 200:4 250:14

assaulted 56:14 92:11
 92:21 100:1 220:18
 243:21
assaulting 9:14 65:14
 100:10 102:4,6 108:7
 118:5 127:11
assaults 42:4,5
assessment 140:14
assigned 17:6,12 18:6
 22:22 23:1
assist 7:16 23:22 24:7
 52:9 65:10 143:15
assistance 59:20 64:9
 65:9 67:19 144:12
 145:18 189:8,9
 191:19 210:7 219:7,9
 228:14 229:20
assisted 24:18
associated 54:17 170:9
assume 53:9 84:20
 88:11 92:5 153:7
 208:18 258:1
assumed 15:19 76:17
 136:4 158:12
assuming 74:20 96:18
 133:19 161:4
assumption 47:21
assumptions 254:15
attached 20:2 166:11
attachments 3:13 19:19
 20:7 166:2
attack 7:12 128:18
 228:9
attacked 26:19 40:22
 41:21 52:7 100:1
attacking 38:10 40:13
 52:5 194:16 243:10
attempt 65:10 181:10
 185:4 199:5 221:20
attempted 22:9 49:18
 50:5 70:12 156:14
 181:11
attempting 23:22 38:9
 52:9 125:12
attempts 26:14 79:12
 82:20 88:22
attend 132:21
attendant 159:20
attended 66:8
attention 6:21 17:19
 55:8 60:10 63:16 73:8
 77:12 134:6 140:20
 188:1 212:4,7 219:4
 229:11 237:6 257:13
attest 124:7
attorney 4:21 5:16 11:5
 17:14 21:20 22:15,16
 23:4 80:10 126:11

151:13 155:1
attorneys 252:21
audible 120:9 198:15
 205:5 223:4 226:17
 226:20
audio 105:8
August 10:20
Austin 152:2
authenticated 36:10
 37:9
authentication 36:10
authority 244:6,12
available 58:15
aware 49:22 55:5 108:9
 127:4,17 177:9,14,16
 177:17 178:20 182:5
 183:11,14 187:10
 189:21 247:6 248:11
Awareness 239:18

B

b 250:8,9,13 251:1,6,11
 252:4
B1 3:13
B2 3:13
B5 3:14
back 30:16,18 32:11
 38:5 42:19 45:19 46:2
 46:5 47:22 48:2,18
 53:11 57:19 66:17
 71:17 85:4,5 88:20
 89:15,18,19 90:11
 91:3 95:14,18,19 96:4
 108:15,17 109:1
 110:14 111:2,5 112:5
 113:1 116:12 120:3
 127:3 128:9 129:14
 134:11 138:9 147:8
 149:13 162:10,19
 165:15 172:21 179:9
 182:3 184:5 190:18
 195:16,19 201:4
 202:10 209:6 212:3
 216:6 217:22 220:6
 237:4 243:12 244:16
 244:21 251:18 254:5
 254:21,22 258:13
 259:2
backtrack 217:21
bar 100:5 159:17
 172:22 174:4,5,7
 182:3 242:14,15
Barnes 2:12 4:16,16,20
 4:20 5:1,6,13 6:4,5,6
 6:8 43:4,9 44:5 45:22
 46:4 48:18,20 49:2
 94:19 108:21 109:3,5
 109:8,12,16 111:9

112:2 114:9,13,16,21
 126:18 131:20 132:9
 132:16,18 133:5,8
 138:18 149:16 151:21
 152:17,21 153:19
 154:4,21 155:4,10
 157:5,9,12 161:17,21
 165:11,12,18,22
 166:5,9,13,21 167:5,8
 167:10,15,17,18
 168:10,13,14 169:5,8
 169:10 173:13 174:13
 174:17,20 175:2,4
 177:2 179:17,18
 181:18,22 184:18
 185:1,2 189:1,3 190:7
 190:17 192:14 193:8
 193:10 195:14,15
 196:4,7,10,21 197:12
 197:18 199:20 201:1
 201:3,12,17 202:15
 202:17 203:10,17,18
 204:5,20 205:6,10,14
 207:22 208:2,20
 209:5,21 210:5 211:4
 211:13,14,21 212:11
 212:15 213:1 223:12
 231:13 234:8 240:6
bars 213:14
bartenders 213:14
 242:14
based 22:18 23:13,13
 23:17 26:12 27:11
 37:9 38:11 39:1 40:6
 41:10 49:20 52:3
 54:20 61:19 62:16
 63:12 66:11 68:15
 72:8 90:17 101:3,7
 106:13 113:13 117:14
 123:3 128:11,14
 129:11 132:11 194:5
 209:1 237:19
basically 75:11 234:11
 235:9 237:16 238:7
 239:20 242:4
basically-- 240:1
basis 143:7 185:13,15
bathroom 8:22 9:8,10
 24:11 40:6,9,21
 148:12 159:18,20
 160:10 161:9 163:19
 164:6,7,9 165:2
 168:15,17,21 169:13
 169:15 170:5,7,8,14
 170:17 171:2,16,21
 172:10,12 173:16
 176:5,10 177:19
 179:10,12 181:13,16

181:21 182:2 210:19
 225:19 226:3,5,13,16
 227:8 228:11 236:5
beard 243:11
bearing 195:10
beating 234:16 244:13
began 23:11 24:8 105:2
 240:17
beginning 108:17 150:7
 174:21 193:13 233:9
begins 109:12
begs 11:1
behalf 4:10 5:15 69:11
behavior 64:7,13
 169:18 258:21
believe 19:15 46:12
 56:8 71:4 99:3 148:5
 154:3,4,22 155:18
 166:20 167:1 186:2
 213:20 222:22 237:5
 239:1 241:10
believed 104:8
believes 94:7 232:17
 237:1
belligerent 57:7 96:19
 144:2
belongings 95:20
best 189:2 258:21
bet 242:3
better 163:11
Beverage 1:3,16,16
 16:10 256:2
beyond 39:10 100:10
 188:20 189:18 190:4
 203:3,8
big 120:13 187:15
bigger 103:11
bit 24:10 52:16,16
 108:18 109:11 111:1
 112:1,6 114:4 118:2
 159:18 169:19 217:21
 239:1
Blacklist 247:21
Bliss 1:7 4:4,10,13 6:10
 6:22 7:15,18 8:20,22
 17:1 21:17 26:21 30:6
 56:19 58:19,21 59:6,6
 65:7,22 68:7,16 82:18
 102:21 103:16 141:14
 143:12,15 146:8
 152:9,11,15 159:4,5,8
 208:3 227:21 230:3,4
 232:22 239:14 256:7
 256:10
Bliss' 6:15 7:13 26:8,22
 27:2
block 38:9
blood 146:4

blue 82:7
Board 1:3,16 3:6 4:9
 11:3,15,18,19 14:12
 19:10 20:10 34:10
 35:10 42:10 43:12
 51:4,12 58:9 60:14
 71:16 108:1 128:21
 129:2 132:19 134:2,6
 137:18 138:16 147:18
 149:19 150:13 151:5
 159:12 161:2 168:6
 200:19 213:4 231:12
 232:16 236:4 238:5
 239:9 240:15 243:5
 244:7 247:6 248:5
 254:9 256:2,5 257:8
 257:10,12,18 258:19
Board's 19:11,18 20:7
 20:16 34:8 60:11
 104:3 193:8 205:6
 232:4 255:18
BOBBY 1:21
boom 233:2,2,2
bother 235:19
bottom 39:19 59:4
 64:22 167:2 199:21
 250:9
boyfriend 163:6,10
 171:18 209:10,14
 218:3 235:16
break 25:8 72:4 257:19
 258:8,8,12,18,20
breaking 132:15
breathing 228:20
briefly 129:14 213:10
bring 73:8 134:5,13,14
 183:15 188:1 198:21
 257:21
brings 238:13
broad 203:9
broaden 169:8
brought 7:3 17:15,18
 77:12 149:22 151:2
 207:8 237:5 246:10
bruised 241:16
building 1:17 187:15
 211:8 218:16
bunch 100:18
burden 251:20
buying 213:15
Byron 3:7

C

c 249:22 250:9,10 251:2
 251:6,6,10 252:1
C-O-N-T-E-N-T-S 3:2
call 6:22 15:10,12 20:19
 26:15 35:4,15 65:11

65:22 72:3 88:22
 134:14 135:3,13,15
 141:19 142:1 144:11
 149:15 158:2 160:4
 160:16 178:3 191:19
 210:13 226:7,21
 227:7 229:12 235:17
 235:17,20,22,22
 236:11 240:19 256:16
called 9:17 15:17 18:3
 22:4 55:3 103:17
 125:12 135:8 136:2
 143:15 158:10 202:2
 203:12 221:21 222:2
 235:7,8,9,10 237:4
calling 15:7 62:14,15
calls 18:2 22:5 79:10
 151:15
calm 117:9 182:16
camera 3:10 6:12 37:15
 43:19 52:17 69:22
 105:14 110:21 173:14
cameras 34:1 102:14
 193:12 239:3
canceled 258:2
captured 6:13 253:21
carried 53:14 54:14
 66:18 181:6 209:7
 217:22 218:3,21
 219:5,11 235:12
carries 230:2
carrying 160:21 163:4
case 1:9 4:4,4 5:5,19
 11:3,5 12:2,12 18:9
 19:19 20:2,5 23:11
 35:4,16 65:22 76:11
 95:10 100:22 106:21
 107:1,3 149:13
 150:10,15,19 154:7
 166:1 229:10 232:18
 240:16,17,18,19,21
 245:20 247:3,15,21
 251:18,21 252:8
 254:8 256:7,9 258:16
cases 247:22 251:20
 254:10
Cato 1:21 257:3,4
cause 1:7 5:3 13:6
 191:15 259:3
caused 184:10 187:21
causing 101:10 224:9
 224:16 226:2
cell 202:22
certain 11:14 24:19
 217:9,17,18 244:12
 247:20
certainty 146:19 148:16
chain 21:19 22:19

- chains** 17:13
Chair 4:9 8:4 12:18 14:5
71:15 94:4 123:1
125:15 134:16 135:15
147:16 153:14 181:12
231:10 232:5
Chairman 35:6 76:13
195:1 240:14
Chairperson 1:17,20
4:3,14,18,22 5:9,18
6:1,6 8:1,6,10 12:8,14
14:18 15:13,22 19:17
19:21 20:1,12,17
25:17,21 26:2 34:14
34:17,21 35:3,8,14,18
35:21 42:11,22 43:2
50:17,20 51:1,6,17,21
53:21 67:2,5,8 71:13
71:18 72:1,15,18,21
76:9,20 77:14 78:3,5
81:22 86:5 94:8 95:2
103:21 104:2 107:22
116:17 123:4,8 125:2
125:16 126:4,17
129:3,22 131:13,16
131:19 132:2,5,9,17
132:22 133:6,9,13
134:10,21 135:2,16
135:20 136:7 138:17
142:10,18 147:17
149:3,5,8,12 150:3
151:19 152:13,18
153:3,16,21 155:16
157:6,10,13,18 158:1
158:4,6,15 161:10,14
163:7,11 165:7,10,13
165:21 166:4,19
167:3,6,9,12,16 168:2
169:3,6 174:15,18
179:15 188:18 189:16
189:19 190:2,5,15
192:8 193:3 195:12
196:9,14 197:9,13
199:12,15 200:18
201:8 202:12,16
203:7 204:11 205:8
205:12 206:19,22
207:14,21 208:13
209:4,20 210:4,10
211:11 212:13,21
213:3,6 218:13
227:18 231:11,15,17
231:19,22 232:2,6,8
232:12 239:7 240:12
248:12 249:1,5
252:10,16,20 253:1,4
253:8 255:10,17,20
255:22 256:1,15,21
- 257:1,3,5,16,22
challenge 247:2
Chambers 21:4 56:12
75:21 76:5 79:17
104:7 115:6,7,9
chance 73:14 74:5
151:5,9
change 103:4 246:6,8
251:19
changed 36:22
Chantilly 155:8
characterize 169:17,21
194:5
characterized 46:16
charge 9:22 128:6
230:18 240:4,5
241:14 246:17,21
247:7,8 253:13 255:8
charged 7:18 237:16
charges 10:3 239:8,10
239:10
charging 103:15
check 217:12 228:10
checked 228:12
chief 17:11 149:14
choking 106:8
chooses 245:18
chose 151:16 190:14
251:1
Chrissy 2:13 5:15
circle 202:10
cited 256:10
civil 8:14 10:13 11:4
240:22 241:22 242:3
245:17
claim 183:15 185:6
245:17
claiming 78:11
clarification 79:22
202:5 249:22
clarified 250:13
clarify 46:6 97:11
150:17 168:21 169:4
242:12
clarity 252:13
clean 242:7
clear 77:16,16,17,18
91:3 105:13,16 117:9
122:20 123:13 189:4
196:18 199:14 212:9
clearly 150:15 190:9
194:1 234:4 240:8
241:17 246:5 251:22
253:17 254:2
client 21:21 80:2
199:11
clip 42:17,18 117:19
121:9 174:21 176:8
- 238:18,21
clips 102:13,14 116:1
118:6
close 138:11 158:17
242:9
closed 78:8,12 248:13
255:11 256:5 257:9
closer 136:20,22
closing 3:4,5 174:8
232:14 252:17 253:15
closings 252:21
clothing 68:4 102:20
103:12 243:11
club 10:12 19:2 55:13
55:16 93:16 95:14
119:14,17 138:1,8
144:13 148:12 159:16
207:7 213:14 214:15
215:3 230:13 244:6
244:10
clubs 141:8,10,12
241:1
co-counsel 5:7
coat 43:21 45:10
code 6:11 102:20 103:4
256:3,8,11
cold 246:6
college 29:16 90:19
color 14:11 68:10,12
colored 68:8 102:22
Columbia 1:2 16:21
150:11 256:3
come 17:8 21:12 30:10
30:18 71:17 89:15
105:5 122:11 137:14
140:20,20 141:22
144:13 169:15 191:15
199:8 218:11 240:21
242:7 258:13 259:2
comes 11:9,12 100:19
105:15 154:19 157:21
227:22
coming 10:2 13:12 14:1
15:8 42:18 46:18 97:4
147:21 159:17
command 194:2,9,13
194:20,21
commence 18:4
committed 6:10
common 243:22
Commonwealth 154:14
154:17
commotion 101:6
118:5 124:19 159:19
164:6 181:20
communicate 176:22
communication 89:21
company 201:15
- compared** 251:6
complainant 17:16
Complained 123:17
complaint 120:22
237:17
complete 34:4 83:18
completed 61:4,5,7
completely 235:4 236:2
compliance 62:11
comply 66:20 67:14
194:1
comport 62:1 240:1
Compounding 7:14
concern 64:14
concerned 93:20 94:11
146:16
concerns 22:21 64:12
89:20
conclude 20:21 75:11
concluded 259:4
conclusion 51:4,15
conclusions 255:13
concussion 124:2,9
125:6
conditions 100:14
conducive 250:16
251:4
conduct 16:18 247:10
251:5
conference 257:10
confident 84:17 88:19
confrontation 6:17
174:1 175:10
confused 75:4
connection 247:13
252:5
conscious 53:15
consideration 11:16
238:6
considered 194:4
consistent 41:16,18,19
42:6 52:2 115:14
224:22,22 225:4,12
225:14
consistently 214:5
constant 89:21
consulted 189:11
contact 21:22 22:2 27:6
69:9 70:12,13 79:13
81:5 87:18 88:10
89:14 107:14,15
170:21
contacted 21:20 80:11
81:6,7,8 87:15 88:15
89:13 151:14 242:2
254:21,21,22
contacting 236:22
contain 59:14 220:9

contained 65:21 98:10
contingency 251:11
continuance 5:7 152:4
continue 39:15 48:11
 112:1 258:17
continued 152:5 247:10
continuing 88:21
control 1:3,16,16 234:5
 256:2
conversation 29:7
 30:17 34:1 57:4 88:13
 117:1 120:20 144:8
 224:12 227:3
conversations 30:21
 66:11 117:8
cooperate 7:17
cooperated 68:16,19
cooperating 84:19
cooperation 85:1
cooperative 253:16
copies 14:10,10,11
 248:4
copy 65:20 76:11,11
 77:13 166:1,10
 223:10,12,15
corner 37:5 39:19
 164:15
correct 19:22 31:16
 44:1 45:2 46:14,19
 47:10 49:8,9 55:2
 74:4 75:9,14 78:10,22
 79:11,16 81:13 84:3
 85:14 87:3,10,14 91:6
 91:10,20 93:19 94:14
 95:11,12,16,20,21
 96:1,5 97:5,9 98:9
 99:4,13,14,20,21
 100:8,12,20,21
 101:15,18,21 102:8
 103:1,6,14,20 104:1
 106:1,4,5 107:16
 108:8 110:5 112:11
 112:12 113:4,19
 115:12,17 118:11
 119:10,14 124:15
 125:11 131:7,8,11
 141:18 148:6 152:17
 154:5 156:13 157:1
 157:12 166:21 167:5
 167:15,22 168:16
 176:11 186:3,11
 189:6,9 192:3 197:12
 197:20 198:14 205:22
 215:4 219:1,15
 220:10 228:8
correctly 104:8 145:11
 210:12 230:19
corroborate 50:10

51:11 104:12
corroborated 24:10
 105:4
corroborates 51:5,14
Council 248:2 249:21
 250:12,18,20,22
 251:14,16,17
counsel 14:6 15:17
 108:6 124:4 136:2
 154:1,8 155:10
 158:10 188:21 192:11
 207:10,18 212:8
 220:17 248:18 256:6
count 121:5
countering 28:10
counts 92:9
couple 78:1 144:7,9
course 9:16 11:1,15,22
 22:6 235:8 247:10
Court 247:4,16,16
courteous 117:2
covered 69:22 91:1
CPR 236:15 239:18
cream 251:9
created 156:5 187:18
credibility 11:19
CROSS 3:6
cross- 73:3 211:2
CROSS-EXAM 43:16
cross-examination
 71:17 72:4,7,19,22
 73:5 133:1,3 138:20
 156:9 166:12
cross-examine 11:18
CT 1:8
curious 111:6
currently 15:4 72:6
 249:15
cursed 172:14
cursing 172:15
cussed 138:7
customer 64:1,10,15,19
customers 93:4 244:3

D

D-E-E-N 159:2
D.C 1:17
Darell 61:6,8 178:16,18
 179:2,3 186:21,21,22
 187:1,4,6,12 236:21
 236:22
date 28:5 37:13 73:20
 74:2,10,16 75:2 81:6
 81:8
dates 90:10 235:5
day 18:1,16,17,18 28:7
 29:11 66:3 74:18,22
 75:12 85:3,4,6,7 87:5

88:7,8,8,9 117:7,7
 123:15 126:3 151:8
 187:20 254:5
days 12:22 13:4,16 85:7
 89:22 254:5 257:13
DC 4:21 256:3,7,10
deal 133:7 226:22 227:8
 233:20
dealing 72:16 213:15
 241:3 242:4
dealings 87:8
deals 149:18,19
Dean 27:22
decide 51:4,12 134:4
decided 237:17
decipher 150:14
decision 249:8
declaration 72:13
 155:12
declines 64:15
Deen 3:8 49:21 57:1
 63:1,2,6 88:10 101:2
 158:5,5,6,7,9,14
 159:2 162:16 163:15
 186:20 192:8 201:8
 203:8 204:11 206:20
 208:13 213:7 216:22
 218:13 223:14,22
 224:1,6,11,13,17
 227:20,20 231:19
 234:8,9,10,10,11
 235:15 237:13 240:3
 242:12
Deen's 101:3
defend 92:16,22 128:18
 243:20,21 244:2
defend-- 128:16
defense 135:10
defensive 113:3
defines 100:6
definitely 154:9
degree 244:12
deliberating 256:9
demand 242:1
demeanor 116:22
demonstrable 247:12
deny 52:11,12
department 65:3 75:13
 119:3 137:3 150:11
depending 103:4 146:1
 147:1,2
deployment 191:10,11
 195:17,20
deposition 242:4,8
describe 28:1 53:6
 108:6 111:12,15
 112:19 168:11 175:5
 188:7 190:22 213:11

214:3,11 225:9
described 90:20,22
 110:3 148:8,8 225:10
description 115:4,14
 235:4 242:17
descriptions 115:11
deserves 129:1 150:14
designated 64:8,16
detail 66:3,5 137:6,9
 141:5 142:19,22
 143:4,19
details 143:13
determination 128:21
determined 139:21
devices 200:21,21
diabetic 146:6
died 236:9
dies 230:3
different 41:2,17 42:7
 121:2,6 147:5 155:21
 245:13,14
difficult 37:20
direct 3:6 16:2 17:10,16
 31:11,12 56:13 67:17
 67:17 136:9 158:18
 167:13 188:20 203:3
directed 27:5
direction 47:6
directly 26:13 56:6 69:4
 106:16 107:11 111:18
 121:17,20 151:3
 172:15
Director 22:19 249:20
 250:17
disadvantage 15:6
disciplinary 59:11
 130:20
disclosed 14:2
disconnected 88:17,19
 88:21 89:6,7 237:3
discuss 6:9 72:8 73:2
 133:21,21 134:4
discussed 14:3 73:1
 105:19 250:3
discussing 84:12
discussions 73:1 152:3
disk 65:20
dismissed 180:10,11
 183:7
dismissive 180:16
disorderly 1:11 247:1
 250:16 251:5
dispatch 146:3
dispute 156:10
disregarded 232:22
District 1:2 16:21 48:9
 141:8 150:10 256:2
document 7:1 20:2,9

60:13 76:10,22,22
 77:1,4,6,7,8,16,22
 82:6 154:13,19
 155:14 156:8 157:3
 167:11,13 168:5
 193:5 197:17 254:14
documented 190:11,13
documents 12:16,21
 13:4,10,17 14:19
 77:20 83:17 103:15
 153:13 248:8
doing 38:5 72:19
 111:20 135:8 254:11
 254:13
don't-- 221:3
Donovan 1:18,20
door 57:22 58:4 118:3,4
 122:9,13 125:4 160:4
 161:16 162:21 163:2
 169:2 212:5 226:13
doors 39:10 70:2 90:22
 105:22 106:3 116:8
 116:13 119:7 120:2
 230:4
doorway 195:9
double 39:10 105:22
 106:3 116:8 119:7
 120:2 161:16
draft 66:5
drafted 18:10 20:6 63:4
 131:6,10
drag 24:8
dragged 40:12 41:3
draw 60:9 63:16
draws 232:20
dress 102:19 103:4
drinks 64:18
drunk 57:6 165:2
 172:21
drunken 161:7
duck 93:10
due 18:17 31:1 193:22
 194:12
duly 15:18 136:3
 158:11
duty 9:1 63:8 69:7
 143:10 186:18,19,20

E

earlier 59:2 77:20 79:20
 79:22 86:20 90:20
 99:18 105:19 130:4
 132:19 149:20 161:1
 161:3,12 168:12
 173:7 176:4 206:11
 207:4,7,17,18,20
 208:6 209:19 211:6
 211:15 212:8 217:1

220:7,8 255:4
easiest 42:20
eat 258:18
effect 13:15 15:3
efficiency 42:14 43:3
either 25:5 52:11 67:5
 88:6 137:21 149:6
 232:22
ejected 99:12 100:2
electronic 154:22
 200:20,21
email 14:9 17:13,16
 21:19 22:19,20 23:4
 28:22 60:22 81:10
 85:4,17,20 86:1,9
 89:22 255:3,6
emailed 17:11 22:19
emails 90:5,9
emergencies 65:2,9
emergency 65:6 156:2
emotionally 6:18
employed 30:6 137:2
 159:3
employee 65:10
employees 61:17 64:1
 65:7
employer 30:10
Employment 150:11
empowered 244:8,10
EMS 65:11 141:19
 227:22 229:4,12
 231:1,4
encounter 169:11
 170:11
encountered 176:4
encountering 216:10
ends 111:11 144:19
 247:3
engaged 111:11 251:3
 251:12
engaging 97:7
ensure 50:1 64:17 93:1
 224:15
enter 57:19 83:6 170:7
 172:11
entered 74:19 170:5
entire 90:2 243:4
entrance 116:14
entry 29:17,17
equal 233:18 234:2
escalated 24:2 40:21
escalates 9:11
escalation 138:14
escort 9:10 221:20
 233:19
escorted 24:22 41:11
 49:17 57:7 62:6
 163:22 164:2,5

172:20
escorting 162:20
especially 156:13 239:3
 244:21
established 142:21
establishment 1:10
 7:20 14:8 17:1 22:8
 27:17 28:11 29:4,6,18
 29:20 31:2,3,7,9,21
 32:9,21 39:6,9 42:1
 48:3 49:18 50:1,6
 54:15 57:8,9,11 61:1
 61:10 62:7 64:17
 67:15,18 68:21 74:20
 82:19 83:6,13,17
 85:13 93:12 94:12
 97:5,7 99:13 101:9
 108:11 113:14 139:7
 139:13 140:21 141:6
 148:2 149:17 191:16
 191:22 194:10,15
 209:7 224:8,15,20
 225:22 229:3 236:2
 236:14 237:22 238:12
 239:4 246:22 250:6
establishment's 83:1
establishments 16:20
 87:12
estimate 102:10
evening 143:11,16,21
event 18:1,4,21 23:3
 29:15 39:6 74:1 75:2
 87:5 98:10 103:4
 104:15 126:3 159:14
 233:1 237:22
events 6:9,13 24:14
 40:8 41:10 56:1 83:3
 117:10 232:21,22
evicted 59:21
evidence 12:7 81:20
 134:19 150:9,16,18
 151:10,17 155:14,17
 155:18 247:9
exact 71:7 81:8 90:10
 145:13 151:10 250:19
exactly 31:11 32:1,6,8
 32:17 39:7 41:7 44:16
 48:5 56:1 58:2 71:4,6
 71:7 81:4 82:22 88:18
 106:13 116:5,12
 138:4 142:6 144:19
 146:19
examination 16:2 73:4
 126:21 136:9 158:18
 211:3
examined 15:19 136:4
 158:12
Excellent 216:7

excerpt 58:8
excessive 103:18
exchange 12:21 13:4
exchanged 13:17 14:13
Excuse 60:5
excused 133:12 134:18
 149:11 231:21
Exhibit 20:10,15,16
 60:11,14 166:15,19
 166:21 167:1,20,21
 168:1,6 186:2,6
exhibits 3:11 19:12
 166:11
exit 161:11
exit 39:10 90:21
exited 50:1 224:15,19
exiting 161:16
expect 13:16 244:15
experience 61:19 68:15
 128:15
explain 10:17 17:19
 21:16 29:13 38:20
 190:8
explained 10:18 178:6
explanation 75:5
 208:16 251:17
express 64:11

F

F.O.I.A 126:14,15
face 78:8 112:22
face-to-face 202:22
faced 69:12
facility 187:7
facing 110:10
fact 11:16 40:10 89:5
 101:1 131:9 133:16
 219:4 235:3 236:10
 236:19 237:13 253:18
 255:13
facts 124:3 156:18
 191:19 192:3,15,20
 198:8
factually 104:21
failed 1:11 6:22 7:15
 103:16 233:1,2 236:2
failure 7:21 59:9 130:18
 233:1
fair 95:9 113:2 151:5,22
 192:15 253:11
fake 254:14
familiar 16:22 17:3,5
 215:9
familiarity 214:11,13
far 24:12 42:4 44:17
 56:11,15 57:18 75:2
 86:12 114:4 116:10
 118:4 124:18 141:1

143:20 146:16 148:12
 150:20 179:12 217:5
 218:8,10 219:3,7
 242:21
fashioning 238:6
February 10:12,14
 29:11 85:19 88:3
 223:19
fee 29:18
feel 15:6 32:19 68:16,19
 69:14 84:17 88:18,19
 92:16
felt 128:4
female 6:17 7:10 40:1
 47:18,19 55:18
 101:10 106:3,6,8,14
 121:18,20 129:10
 224:9,18 226:1
 228:10
female's 26:6
females 39:3 48:1 52:4
 61:14 84:12 113:9,10
 116:22 145:1,9,12
 184:2 221:2 226:10
 243:10
fighting 117:20 118:5
fight 194:3
figure 74:12 75:17
 86:22 118:17
file 10:7 19:11 142:3
 197:3 234:16 255:12
filed 18:19 75:1 128:6
 185:8,11,12 196:22
files 9:5 19:18
filing 200:15 245:16
fill 63:10 186:8 187:21
filled 186:3,5 199:1,6
 208:21
final 205:2
finally 237:18
find 27:1,11 28:13 32:1
 74:5 104:12 105:3
 113:20 180:7 205:20
 205:21 206:3,7 233:2
 246:17
findings 255:13
fine 5:11 14:21 20:17
 34:14 43:3 71:22 78:2
 78:4 82:2 98:18 166:7
 232:13 240:11 248:10
 248:11 252:15,19
fingers 100:11
finish 49:1 71:20
 238:14
firing 242:18
firm 80:22 81:3 149:22
first 6:10 7:19 15:18
 19:9 22:14 23:2 28:15

29:10 30:17 31:13
 38:2 68:6 73:8 90:6
 119:6 122:5 129:22
 130:15 134:17 136:3
 136:15 158:2,11,21
 159:1 167:11 207:2
 227:22 230:22 231:5
 233:5 238:1 254:22
 258:16
fist 78:8,12
five 52:18 134:3 144:22
 145:3,4,8
flip 166:14 201:13
floor 23:20 24:9 40:12
 41:3 111:7,8,11
 159:22 161:8 164:11
 169:14 170:19 175:8
 212:6 228:3 236:6
flush 245:12
focus 45:8 46:15,20
 164:18
folks 176:17
follow 1:11 7:21 18:7
 103:16 248:7 249:9
follow-up 125:1
followed 191:21
following 17:12 64:5
 88:8 93:1 110:20
 162:22 163:2
follows 15:20 136:5
 158:13
foot 91:1,5
footage 7:8 22:11 31:8
 31:14 32:3,12,20
 42:20 68:22 69:1
 89:20 173:6,9 185:4,6
 185:7 203:13,20
 204:1,21
force 6:16 38:6 63:14
 103:18 127:6 233:6
 233:19 242:11
forcibly 6:19 66:19
 67:12,16
forgive 123:11
forgot 115:5 125:21
formal 100:16
formality 13:21
forth 120:4 254:6
forward 44:4 45:6 52:19
 108:18 109:11 111:1
 112:1 114:3 140:1
 149:22 152:7 161:18
Forward/Played 53:4
 111:3
found 12:2 84:15 126:1
four 85:20 121:5 144:22
 144:22 213:21 214:4
frame 44:8 69:16

frames 102:14 110:21
frankly 241:5
Fred 250:11
free 242:3
Friday 29:11 83:3
friend 52:7,8 92:17
Friendly 141:11
friends 7:11 22:1 24:7
 26:12 40:22 80:5
 105:2 147:4 160:5
front 14:20 30:15 76:22
 111:19 113:7 116:14
 122:12 160:20 182:17
 184:3 226:13 230:3
 245:22
full 80:5,7,8
fumbling 100:4
fumbly 100:10
further 48:7 50:2
 116:16 138:14,15
 149:2 153:20,22
 157:5 165:6 213:1
 224:16 227:16 251:14
Furthermore 24:15
 131:5

G

G-A-T-E-W-O- 135:18
G-A-T-E-W-O-O-D
 136:17
gain 67:19
Gatewood 3:7 135:15
 135:18,21 136:1,6,17
 142:11 147:20
general 4:21 5:16 9:1
 23:12 28:4 64:11
 159:6,15 213:9,12
 230:9 240:8 242:13
generally 83:2
gentleman 41:9 43:21
 44:9 45:20 46:12,12
 58:3 91:8 110:9,13
 160:7 161:3,4 181:2
 214:8
gentleman's 163:18
gentlemen 180:22
 181:3,5,7 210:17
 222:14,21
Gephardt 2:13 5:14,15
 5:20 15:11 16:3 19:8
 19:13,20,22 20:4,14
 20:18,20 21:14,15
 25:20 26:1,3,4 34:6
 34:16,19 35:2 36:4,13
 36:14 37:8,12,22
 38:15,19 39:17 42:9
 42:12,22 43:1,6 48:9
 48:14,16,19,22 49:3,6
 49:11,12 51:19,22
 53:5,20 54:1,3 58:7
 58:12,14,16,18 60:16
 66:15,16 67:3,4,7,10
 67:11 71:12 72:11,17
 72:20 77:9,10 82:1,2
 94:1 114:14 126:17
 126:19,22 129:13
 130:10,12 131:12,15
 131:18 132:1,3,8
 138:18,21 142:8
 149:3,4 157:8 161:19
 162:1,7,9,11 165:11
 165:16,19 216:7,12
 216:17 223:13 231:13
 231:14,16 232:11,15
 234:10 239:11 240:7
 255:15 257:15
getting 11:5 69:12
 93:10 156:3 171:6,7
girl 171:19,20
girlfriend 160:8,9,13,15
girls 32:6 113:1 124:17
 171:20
gist 150:18
give 6:3 11:3,18 12:11
 12:14 33:8 34:12
 85:10 87:5 88:1 117:9
 127:12 128:22 150:14
 153:8,9 156:17 164:9
 166:16 171:4 189:19
 202:1,8 208:16
 209:15 231:3 252:21
 257:8
given 51:12 59:18 69:1
 70:3 93:5 103:22
 115:4 127:20 152:7
 189:9 219:20 236:21
 239:3 240:16 251:17
 254:3,17
giving 84:18,20 117:13
GM/bar 242:16
go 5:21 8:10 10:6 20:13
 24:13 26:2 31:2,7
 32:17 38:1,16 42:11
 44:2 45:4,19 46:2,5
 47:22 48:2,18 49:1
 52:18 56:17 57:13
 63:17,21 64:8,15 72:2
 73:2 82:18 83:16
 88:16 94:17 95:5,17
 105:5 108:1,15,17
 109:1,10,15 110:22
 111:5 112:5 114:3,4
 116:17 123:9 128:9
 130:13 139:22 141:14
 149:13 150:3,17,22
 160:12 162:10 164:5

164:8,13 167:14
 170:13 171:16 172:13
 174:18 190:16 195:16
 210:18 212:13 216:6
 216:17 217:22 220:6
 233:3 235:8 238:1
 239:17 241:15 244:9
 244:19,21 247:22,22
 249:9 253:6,8 258:13
goal 211:6,15,22
goes 48:12 77:19 151:3
 151:10 156:6,9
 161:18 192:22 213:14
 233:3 238:21 243:16
 252:1 258:19
going 10:2,5 12:10,19
 13:15 14:9 21:10
 25:16 29:14 31:22
 33:12 35:3,15 36:6
 37:16,18 38:5,10,15
 39:21 40:4 43:4,6
 52:18 53:1 66:17 70:1
 72:4,6 73:3 86:7 90:3
 92:5,7 93:15 111:2,5
 114:5,5 117:20 129:3
 129:14 130:8 132:13
 138:18 149:13 150:16
 153:8 155:16,18
 156:4,7,11 157:3
 159:16,21 165:13,20
 165:22 166:14 173:20
 173:20 174:20 177:21
 178:5 179:9,16
 181:20 183:19 184:1
 187:16 188:2,20,22
 212:3 233:16 236:1
 242:22 244:19 245:20
 249:8 254:5 258:10
 258:11,12
good 4:8,14,15,22 5:2
 8:12 16:4 100:2 115:1
 115:2 116:19 136:11
 136:13 138:22 158:20
 160:6,17 227:19
 238:7
Goodwin 7:11 9:7,7
 79:17 81:16 82:15
 107:6,15 132:20
 149:18 151:12 152:1
 154:2,9,10,15
Gotcha 104:17
Government 3:3,4,12
 6:2,8 8:14 14:22 15:2
 15:9,11,18 19:10 58:8
 71:20 72:2,8 76:21
 87:19 129:20 134:13
 134:19 149:14 157:7
 157:11 232:9,13,17

239:12 243:18 255:15
Government's 72:3
 149:13
grab 172:6 209:12
grabbed 41:2 79:8 91:4
grabbing 25:10 26:5
 90:22
great 25:7 216:5 217:21
 244:22
Griffin 55:18 56:11
 79:19 115:8,10
Griffin's 40:7
ground 38:3 40:2 68:12
 78:9 79:9 172:7
 233:14
grounds 103:19
group 8:19 22:1 23:15
 41:21 57:18 80:5
 95:22 96:4,11 138:10
 139:4 144:6 145:6,6
 165:3 169:11 170:9
 170:11 184:2,2 221:2
 224:12 227:2
guard 127:2 162:20
 175:19,21 224:12
guards 30:1,5,10,13,19
 68:1 128:13,17
 129:17 176:14,15,16
 177:4 233:10 234:5
 234:13,18
guess 12:18 28:13
 96:10,18 108:4
 142:20 172:12 199:7
 199:10,10,18 211:5
 216:10
guidelines 231:3
guy 46:11 109:21 110:3
 111:16 112:5,8 113:7
 114:6,12 202:21
guys 120:13 170:19
 173:21 176:17 177:1
 180:15 182:21 184:3
 195:10 216:9,16,19
 234:12,14

H

hand 15:14 37:5 39:18
 39:19 106:7 112:21
 135:21 158:7
handed 59:2 61:18
handle 242:15
handled 62:10
handles 242:14
handling 8:22 42:20
 63:18 65:1 94:15
 102:1
hands 24:3 26:10
 138:13 234:6 242:9

hang 64:21 237:8
hanging 53:14
happen 28:12 185:18
 241:2
happened 8:16 22:13
 23:12 28:8,12 32:9
 33:16 40:19 46:20
 49:10,14 50:11 51:11
 55:16 61:13 74:18
 75:6 82:18 105:10
 140:13 148:8 152:7
 155:20 163:21,22
 170:2,2,22 171:17
 172:5,19 179:1,11,11
 182:19 183:2 184:6
 185:7,20,22 188:3,4
 192:6 195:9 199:8
 235:4 239:19 241:20
happening 33:5 106:13
 114:20 120:2 181:17
happens 244:4
hard 233:17
harsh 38:6
hazard 93:22
head 22:10 27:5 28:19
 53:14 59:9,10,12 61:5
 63:5,10 64:11,17
 65:16,19 69:6,9 70:5
 70:17,21 71:8 85:16
 87:4,7,8,9,16 88:2,5
 89:10,13,16 90:8
 97:18,20 98:5,7,21
 99:1,5 130:18,19,21
 131:2,6 178:3,13
 179:20 186:12 187:8
 187:9 192:2 193:16
 195:21 196:11,19
 207:5,9 236:20 237:7
 246:10,12,13 254:20
hear 4:18 5:2 7:6,14
 89:8 98:12 144:12
 192:9
heard 8:18 9:17 108:5
 232:17,19 236:13,18
 241:6,14,15 245:4
 253:7
hearing 1:8,16 5:4,22
 11:7 13:6,7,8,16
 19:12 77:11 132:21
 135:7 150:8 152:4
 258:16 259:2,3
hearings 11:13 13:1,3
 133:15 258:2,21
hearsay 11:10,14
 150:16,21
heart 151:10 156:6,9
 228:9
heavily 23:19

held 247:17
Hello 4:12
help 140:7,11 160:1
 164:19 166:22 180:15
 182:20 183:1,2 210:1
 211:7,16 212:1,18
 219:6 229:19 233:2
 236:12
helpful 248:16
Henoch 2:11 4:10,13
 27:20 61:9 205:1
highly 147:4
hindsight 241:1
hiring 242:17
history 88:6
hit 78:11 91:22 93:8,10
 127:2,3 243:15,16
 244:14,16
hitting 118:15 127:7
 244:4
hold 20:12,13 50:17,17
 70:6,7 72:15 109:18
 123:4,4 131:18
 132:22 160:3 200:18
 203:7 206:19 252:10
 256:5 257:9
holding 57:22 58:4
 113:1 243:11
Holdings 1:6 82:11
home 209:11
homework 251:9
hood 109:22 110:4,10
 110:13,14 111:16
 112:5,9 114:7,12
 129:8,10
hoodie 43:22 46:13
 53:8 91:4,9 243:17
hope 13:14 132:10
 238:5
hospital 54:16 55:11
 56:11,17 95:11 124:1
 189:4,5
hot 18:2
hotels 87:12
hour 258:12
Hum 189:16
hurt 120:6
hype 9:18

I

ice 251:9
idea 13:9,10 24:2 27:9
 54:8 71:5 116:3 139:5
 191:6
identifiable 68:4,8
 102:20,22
identification 20:11
 60:15 83:20 168:7

179:13 180:18,19
181:1 209:13
identified 3:12 33:2
39:13
identify 4:7 25:14 32:17
47:13 75:16 125:5
181:10,11 182:11,14
222:13 237:10,12
identity 209:8 210:16
illegal 11:21
imagine 92:6 237:21
immediately 65:11,16
127:19 191:19
impact 244:3
impeachment 86:8
important 129:15 130:5
144:20
imposed 239:15
impression 76:16
inappropriate 64:7
inappropriately 30:20
incapacitated 218:2
219:21 235:14 236:9
incident 3:13 7:2,5,16
8:16 17:6,9 18:5,16
18:21 19:2 21:3,8,18
22:13 27:11,17 28:5,7
28:16,19,20,21 29:7,9
29:21 30:4 31:9,11,15
32:2,7,16,18 33:2,11
33:15,20 34:4,8 36:5
39:8 41:12 44:14
47:15,16,16,19 48:6
50:2 54:11 56:9,13
59:5,5,7,10,13,13,14
59:15,22 60:7,10,17
60:18 61:3,12,20 62:2
62:12,19 63:8,10
65:15,16,17,18,20,21
66:3,4 69:15 70:4
74:18 75:6 84:11,15
84:18,21 97:10,15
98:8 101:8,19 102:16
105:18 113:9 117:14
121:12 127:18 128:2
128:10,10 129:15
130:14,17,19,22
131:3 137:5,22
146:10,16 147:2
148:12,18 168:16
169:1,2 172:10 177:9
177:15,16,18 178:21
183:17 185:3,8,11,12
185:14,16 186:1,5
187:10 189:13 190:9
191:1,3,7,13,14,20
192:4,16 193:2
194:15 195:4,9

196:12 197:1,5,8,19
198:1,7,9 199:1 200:1
200:11,16,17 201:5
201:20,22 205:4
206:4,7,8 208:4,22
216:9 218:19,22
220:6,7 221:7 223:3,7
224:7 227:14 234:19
234:20 235:2 236:1
237:9,15 240:6,7
241:21 242:10 247:17
250:14 252:2 253:21
incidents 17:19,21
56:15 59:8,13,17 60:3
60:3 65:1 98:4,7
102:2 118:8 130:22
131:3 146:8 168:22
191:10 192:1 193:2
193:17 194:3 195:21
200:3,4
inclined 156:21
include 7:20 59:18,19
60:1 102:7 200:1,7,10
200:16 201:21 202:3
included 33:10 186:2,6
includes 20:6 200:1
including 6:20 60:2
200:2
inconsistencies 9:16
74:7 115:18 244:18
244:20 245:13
inconsistency 241:15
inconsistent 151:2,6
225:1
indicated 110:14
indicates 110:11
indication 30:7 33:3
84:4,6 103:9
indicators 246:7
individual 26:9,10,18
43:20 45:9 46:16
54:12 65:13 67:13,18
85:18 102:4,12,13
106:17 127:5,7,10
128:1 129:8 138:10
161:6,16 162:18
163:1,3,22 235:13
242:16 243:10,14
245:18 246:15 254:13
individual's 54:9
individuals 9:6,13,21
11:17 21:2 39:12 41:5
44:20 45:1 59:15 80:9
87:1,2 91:16 92:12
97:8 99:11 101:17
105:4 107:5 117:11
121:2 137:22 138:4
139:1 144:6 175:18

182:11,14 194:16
205:16 220:9 233:8
241:12 242:21 243:8
245:3
indulgence 34:8 66:15
75:22 104:4 193:8
205:7 232:5 255:19
inebriated 96:18
influence 104:9,13
inform 64:6 92:3
information 21:22 22:2
28:14 40:16 62:14
69:8 76:2 81:9 84:18
87:5,18,21 88:7 89:17
124:6 127:14,19,21
128:1,4,14 129:16
149:21 197:21 208:22
209:11 238:12,13
informed 11:9 26:7,21
27:1,9 28:5,8,16,17
30:2 39:7 41:8 55:6
56:10 61:4 66:1 70:3
70:11 90:17,18 95:10
96:15 99:17 100:16
124:1 179:20 180:3
informs 106:11
initial 40:6,9 118:22
initially 26:18 28:3
31:20 148:20 212:5
initiative 7:4
injured 6:18 66:9 120:6
140:4,17 184:4,9
injuries 56:5,13,16,19
66:9 123:12,21
124:12
inquire 27:7
inquiry 83:15
inside 8:21 14:7 29:20
57:11,13 67:18
105:11 122:18 138:1
140:22 141:14 146:8
148:9,12 160:10
164:8 168:17 169:15
171:16,21 193:2
236:1 244:6
insisted 9:7
inspection 83:19
inspections 16:19
instance 17:5 92:14
239:13
instances 64:3,14
65:11 99:15 102:2
113:21 127:9 141:13
instruct 208:16
insult 182:21
insulting 138:6
intention 212:9 252:1
intentional 33:7

interaction 24:12,21
27:12 28:1 29:10
170:6
interactions 101:3
118:6 121:6 139:12
intercede 65:12 102:3
127:10
interested 108:19
interesting 240:3 248:2
interestingly 10:9
245:16
interfere 254:17
Interfered 1:12
interference 253:13
254:8 255:7
interfering 236:17
internally 229:22
interpret 195:10
interpretation 104:14
104:16 248:22
interrupting 200:22
intervene 222:5,6
intervened 222:14,21
interview 7:8 120:20
interviewed 116:22
intoxicated 8:21 23:19
63:18 64:2,4 99:11,16
100:3,6,15 147:4
169:19 212:17
introduced 153:7 248:9
introducing 152:11
investigate 17:6 21:13
23:11 233:1 238:10
238:11
investigated 190:13
investigating 82:17
83:5
investigation 1:13 7:17
10:15 18:4 21:17
23:14 32:22 68:17
78:14 80:1 82:16
236:18 239:5 245:1
investigations 16:19
investigative 223:10,15
Investigator 7:7 10:16
10:22 15:16,21 16:4
16:15,17,18 18:6 23:1
25:13,14 36:7,11
37:17 39:12 43:18
51:16 57:22 61:20
73:7 77:18 81:21 82:5
107:19,20 108:3
116:20,21 126:10
151:13 152:22 156:13
156:16 157:1 166:10
202:18 203:11,13
223:20,21 233:7
236:18 238:16 243:2

243:3 244:22 245:3
245:15 253:15,17
254:3,17,22
Investigator's 223:16
Investigator-- 129:20
Investigators 31:1,6,21
69:10 83:16 254:11
involve 60:4 200:4
221:22
involved 8:20 17:22
18:16 27:5 44:14
59:15 60:1 62:5 80:6
85:11,14 101:1
144:18 148:14,17
153:2 172:10 173:18
174:3 175:19 177:4
182:11,15 183:21,22
184:13,19,21 194:14
195:8 200:2,11,15,17
200:20 201:6,19,20
201:21 202:4,6,6,7,9
205:4,16 206:4,7
208:11 220:10 221:2
241:5,6
involving 84:1 173:4
isolate 69:4
isolated 69:1
issue 11:22 12:1 15:1
17:15 128:21 146:2,5
150:12 153:15 165:3
169:12 174:2 236:10
240:18,21 246:9,20
254:19 257:12
issues 69:11 101:10
133:22 134:5 150:17
152:10 172:17 224:10
224:16 226:2 241:1
items 57:11,12,16

J

jacket 110:11
Jadallah 150:10
JAMES 1:22
January 6:9 8:16 17:7
29:9 37:14 52:22
73:20 74:2,3,19,20,21
75:7 137:12 159:7
job 135:8 213:8 244:22
JR 1:21
Julie 80:11
juncture 133:2 157:16
just-- 132:12

K

keep 87:18 111:4 114:5
114:5
Keng 80:17,19,20 107:9
kept 254:7

Keyanna 21:3 75:21
76:5 78:11,16,18
79:16 104:7 107:6
kind 60:4 108:17
110:12 112:22 118:3
140:10 141:19 147:3
200:4 233:15 235:2
236:11 242:9 247:21
248:7
knew 33:2 126:2 127:18
180:8 195:4 210:21
know 9:4,15 11:11,13
12:4,9 13:12 14:1
15:3 17:8 21:13 23:6
26:6,11,20 30:12 33:1
34:2 35:11,11 38:22
39:5,7,9 40:5 41:6
43:9 44:16,19 45:1
48:10 55:3,7 56:18,20
58:1,2,19 60:6 66:8
67:22 77:20 81:2,3,5
81:8,9 82:22 83:1
87:7,11 89:5 91:1
92:14 102:10 106:14
106:17,19,19 113:7
116:2,5,7,11,13 117:6
123:20,22 124:9,11
125:8 130:6,8 132:10
137:11,21 140:10,19
144:17,18,18,21
145:12 146:5 147:5,7
148:1 152:20 160:9
160:12 167:19 171:20
176:14,17 177:7
180:15 182:19 186:6
188:4 191:2 192:20
193:3 201:15 202:20
202:21 203:5 204:8
204:10,12,14,14,14
204:21 205:18 208:7
208:8 209:16 217:6
217:14,17 218:1,9,10
218:11,17 219:4,7
220:13,15,20,22
221:17,20 234:11,13
234:13,15 235:15,18
235:21 238:3 240:1,2
240:4 241:18 243:19
248:13,14 249:7,7
252:16 255:6 257:22
knowing 84:17 246:7
knowledge 18:22 40:4
80:11 93:11 108:10
173:18 179:11 185:16
196:12,17,19 219:18
229:5 236:14
knowledgeable 23:3
knows 14:2 15:7

Kyle 3:7 135:15 136:1
136:17

L

L-E-F-T-W-I-C-H 16:8
labeled 166:18 167:10
167:13 191:10 195:19
lacking 234:20 235:5
237:9
ladies 8:19 9:4 18:15
21:21 22:4 23:15,21
24:4,9 38:3,10 56:16
74:17 95:10,13 96:6
101:12 118:15 119:11
120:11,22 121:9
125:4 164:8 165:1
180:8 182:18 194:9
194:14
lady 23:16 47:4 53:13
91:8 118:16 159:21
160:10,12,21 161:8
163:4,6,10,17,18
164:2,4,5,16,19 165:2
168:17 169:1,14
170:8,18 171:22
172:6,20 181:6
210:17
lady's 91:5
laid 228:3
land 248:20,22 249:3
language 251:1
laptop 34:11
law 15:3 80:22 81:3
82:8 149:22 247:18
248:3,5,14,14,15,16
248:19,20,22 249:2,2
249:3,7,9 254:8
255:13
lawsuit 150:2 153:2
245:17
lawyer 10:13,21 13:11
80:1 117:13 118:21
lawyers 208:15
laxer 150:8
layer 154:18
laying 164:10 236:6
lead 116:8,13
leads 116:10
learn 23:12
leave 12:6 56:16 58:13
61:15 99:12 138:16
193:22 194:10,11,15
194:20 223:1 224:14
leaves 193:19
Leaving 97:7
left 4:11 6:17 39:18,19
44:11,22 45:10,12,13
45:15,20 46:10 47:5
57:11 70:10 89:1,4
138:8 147:3 211:7
Leftwich 3:7 7:7 15:12
15:14,16,21 16:7,8,9
20:3,5 36:7,15 37:17
73:7 116:20,21
126:10 131:14 133:4
153:1 202:19 203:11
223:20 224:4 225:11
225:18 227:2 233:6,7
236:19 238:10,16
243:2 244:22
Leftwich's 166:10
legal 12:1 13:6,18 247:1
256:6
legs 47:9
Lemma 1:6 82:11
lengthy 239:15
let's 34:22 66:19,22
108:17,20 109:10,19
111:5 112:5 127:12
134:3 174:2 179:16
186:1 188:18 195:13
199:16,18 202:14
208:19 216:15,19
234:19 236:17 237:7
239:20
letter 10:13,20 53:10
149:22 151:12 152:11
152:13,14,20,22
153:6 249:21 250:11
letterhead 82:14
letters 152:19
level 59:8,8,17 60:3,6,6
62:10,12 130:17,17
146:12 190:22 191:1
191:2,3,4,6,7,9,9,13
191:13,14,14,15
192:7,7 193:4,4,18,21
194:2,4,7 195:7,7,8
200:3 240:6 241:9
levels 193:17 194:6
levity 201:2
License 1:8 4:5
licensed 16:20 250:5
licensee 2:11,14 3:4,5
108:6 126:11 135:3
135:12 136:3 147:13
158:11 247:12 251:3
251:12
licensee's 118:20
250:15
lie 245:7,10,10
lied 254:14
lifesaving 236:15
lift 160:17
lifted 68:11
light 7:3 42:15 43:21

lights 165:15 174:8
line 24:13 92:7 233:3
 237:3
link 31:12,12
linking 118:19
liquor 213:15 242:15
list 14:13 21:22 80:5,8,8
 85:10 87:2 201:7
 244:20
listed 21:3 62:7,8 96:13
 186:17
literally 14:16 151:1
little 16:13 28:14 52:16
 52:16 55:17 108:18
 109:11 111:1,5 112:1
 112:6 114:4 118:2
 122:20 159:18 164:6
 169:19 217:21 237:12
 246:3
lives 152:2
LLC 1:6 82:11
lobby 184:3
locate 167:20
located 155:5 186:7
locating 31:8
location 59:14 122:16
log 59:5,13,13 65:18
 98:5,8,9 130:22 131:3
 185:12 187:19 196:11
 246:13
logged 196:17
logging 98:22 192:2
 195:22 198:2 246:14
logos 68:9 103:1
long 16:12 29:6 119:1
 137:11 141:4 148:1
 213:17 240:10 258:19
longer 41:12
look 19:14 20:15 36:18
 36:22 46:9 53:15 59:1
 61:12 73:19 82:5
 185:5,7 233:21
 237:14,18 238:1
 245:1,11 250:1
looked 37:3 105:18
 118:7 160:4
looking 11:2 20:21
 32:13 43:18 48:4
 51:13 77:4,5,6,21
 82:16 86:21 154:14
 181:14,15 201:16
 249:7
looks 38:11
lot 31:10 32:13 69:2
 102:10,15 117:16,20
 120:1,3 121:2 138:3
 150:21 228:9 253:18
 253:20

loud 169:20 180:17
lunch 12:5,9,11 133:14
 257:19,21 258:13
lying 159:22 169:14
 170:18

M

ma'am 4:19 6:3 17:2
 23:5 60:8 71:10
 140:16 164:14 170:18
 171:2 189:7,10
 212:14
mad 172:13
main 41:9
majority 38:6
Makan 2:14 4:9
make-- 8:6
making 106:8 215:13
 230:19 251:10
male 24:3,16,18 38:4
 40:10 41:20 52:7
 61:14 104:9 111:19
 113:10,11 129:10
 138:11 145:14
males 39:2,22 46:14
 145:1,10,12 221:1,13
 221:15
man 25:9,11 26:5 27:2
 45:9 68:11
managed 193:16
management 25:2
 27:14 56:19,21 65:17
 69:21 101:1,13,17
 193:16 245:9
manager 9:1,1 22:9
 49:19 54:13 63:8
 64:11 69:6 85:21 88:5
 100:18 128:1 131:10
 159:6,6,15 186:20
 195:3 200:13 207:9
 213:9,12 214:5
 223:22 230:10 240:8
 242:13,15,16 245:9
Manager's 234:7
managers 186:18,19
 207:5
manner 64:7 99:18
Manning 178:8,9
 179:19 183:16 185:4
 186:10 188:11,13
 189:12 206:12 207:11
 207:19
Manning's 207:8
manual 97:16,17
mark 57:21
marked 20:10 60:14
 168:6 241:17
matter 1:5 8:15 11:2

13:19 34:22 35:5 36:1
 134:7 156:6 172:16
 233:15 235:3 236:15
 253:18 257:17
matters 5:4,19,21
 134:12 234:6
Maya 7:11 79:17 82:15
 107:15 132:20 149:18
mean 13:20 43:3 44:15
 52:9 79:22 105:5
 106:20 108:16 130:7
 133:3,17 139:6 153:3
 153:4 156:4 157:14
 162:21 164:18 170:4
 171:8 172:16 174:16
 177:7 180:2,12
 182:17 184:16,22
 188:18,19 192:6
 199:18 201:19 203:6
 203:9 206:9 214:12
 217:11 218:11 219:5
 225:4,4 226:7 230:8
 231:14 239:11 240:3
 248:12,13 249:1
meaning 211:19
means 60:6 189:5
 251:22
meant 84:1
measures 70:7
medical 6:21 55:8 56:8
 59:20 62:14 145:17
 145:18 146:2,5
 164:19 189:8,9
 209:22 210:7 211:7
 211:16 212:1,4,7,17
 219:7,8,20,22 228:14
 229:11,19,20 233:2
 236:7,12
meeting 1:4 256:5
 257:10
Meetings 256:4,9,12
 257:11
Melanie 106:18 107:7
 107:13
melee 221:21
member 1:20,21,21,22
 26:8 42:15 56:20,22
 58:10,13,15,17 79:21
 85:19 98:11 108:3,9
 108:14 109:1,6,10,14
 109:17,21 110:2,6,16
 110:19,22 111:4,10
 111:14,22 112:4,8,13
 112:15,18 113:2,6,12
 113:16,20 114:1,3,10
 114:11,15,19 115:1,9
 115:13,17 116:2,7,15
 116:19 117:15,19

118:9,12 119:1,8,11
 119:14,16,19 120:5
 120:10,13,19 121:3,8
 121:11,14,22 122:7
 122:10,14,19,22
 123:2,6,11,17,20
 124:5,8,11,20 125:1,3
 125:8,14 131:17
 136:19 142:11,15,20
 143:3,6,9,14,18 144:1
 144:11,20 145:4,9,14
 145:16,20 146:7,10
 146:14,20 147:7,13
 147:15,20 148:4,7,15
 149:1 155:3 166:20
 166:22 176:18 184:17
 205:11 213:5,7,10,17
 213:21 214:2,10,14
 214:17,20 215:2,6,9
 215:12,16,20 216:1,5
 216:8,13,15,18,22
 217:5,9,16,20 218:5,8
 218:19 219:3,10,14
 219:17 220:1,5,12,16
 220:20,22 221:5,9,12
 221:16,19 222:3,9,12
 222:17,20 223:2,5,9
 223:14 224:3,6 225:6
 225:9,13,16,21 226:4
 226:9,11,14,18,21
 227:7,11,13,16,19
 228:2,7,15,17,20
 229:1,7,13,16,21
 230:7,9,12,15,18,21
 231:6,9 236:4 248:2,8
 249:11,15,18 250:12
 250:21 251:14,17
 252:9,12,19,22 253:3
 253:6,10 256:14,20
 256:22 257:2,4,20
members 4:9 39:2
 41:22 57:15 96:11
 108:1 137:19 139:3
 147:18 159:12 200:19
 208:4 213:4 231:12
 232:16 240:15
men 175:14,16 220:14
 220:17
Mendelson 248:3
mention 62:19,20 127:2
 132:18
mentioned 83:20 144:1
 146:7 236:4
merely 104:14
message 89:9,21 90:5
messages 255:2
met 1:16 234:2 242:1
 254:16 255:8

method 250:15 251:4
 251:12
Metropolitan 65:2
 137:3
microphone 136:20
 158:16 176:19 218:14
middle 43:20 63:22
 68:4 98:3
midnight 74:21
mike 1:21 136:21
mind 93:5
mine 76:1
minimum 29:17 69:2
minute 12:15 20:13
 122:1 134:3 164:10
 171:4 200:19
minutes 14:17 34:12,20
 35:1 52:18 119:9
 121:11,13 258:13
mischaracterization
 207:17 211:10 253:14
misconduct 193:22
 194:12
missed 133:14
mistaken 79:16 242:20
 243:6
misunderstanding
 98:18
moment 5:8 18:8 59:4
 114:16 157:11 193:9
 201:12 237:8 241:2
 241:13
momentary 5:7
moments 78:1
money 100:4
monitors 193:13,15
month 29:11
months 83:2 142:5
 146:18
Moosally 250:11
morning 4:8,14,15,22
 5:2 8:12 16:4 39:14
 74:19 76:15 151:1
 154:11,15,18 258:7
motion 256:16,17 257:7
motions 106:9
move 108:18 179:16
 188:19 195:13 199:16
 199:18 202:14 208:19
 209:12 256:4
Moving 202:15
MP 59:15
MPD 6:22 9:17 10:1,2
 10:10 17:16,19,21
 18:11 25:4 42:1 50:5
 50:6 54:16 59:16,18
 59:20,22 61:18 62:8
 65:11,22 66:2,3,5,8

67:17,17 71:16 73:9
 74:18 93:12,15,17
 94:14,17 95:5 96:6,7
 96:7,11,16,21 97:4
 101:13 103:17 105:21
 106:2,16 108:11
 116:2 119:4,6 121:6
 121:20 122:3,6 137:8
 174:3 191:19,21
 192:5,17 218:2,11,16
 218:18,20 221:1
 235:8,9,22 241:4,9,17
 245:4,5,5,6
multiple 30:21 38:3
 40:13 70:10 89:22
 254:3

N

N.W 1:17
N/A 189:4,8
name 4:9,12,16,20 6:3
 6:4 16:5 17:1 23:6
 27:21 82:13,13 85:14
 85:16,18 106:18
 107:8 115:6 125:21
 125:21 135:17 136:15
 136:16 158:4,21,22
 159:1,1 186:14,17
 200:7,10,13 202:9,21
 207:8 214:8 234:7
 236:20,21
names 60:1 62:7 86:12
 86:15,19,19 128:12
 128:12 129:16 130:2
 139:4 148:20 200:2
 200:16 201:5,11,15
 201:19,20,21 202:2,3
 217:13 220:9,13
 227:14 234:15,21,22
 234:22 235:1
narrative 21:5
narrowed 102:11
nature 146:6 196:15
 207:15
NE 1:7
near 32:10,11 34:2 39:9
 70:1
necessarily 139:22
 148:14
neck 24:4 25:10 26:6
 79:8 106:7
need 6:20 10:22 25:18
 34:18 75:19 77:4,20
 77:22 145:17 160:1
 163:7 167:14 192:9
 199:19 206:22 209:10
 211:19 218:14 220:6
 235:20,22,22 239:16

239:17
needed 32:21 83:18
 164:19 194:3,9
needs 10:18 77:21
 229:11 231:4 240:8
 257:19
neither 14:2 117:11
never 24:19,20 25:15
 27:13 44:20 78:19
 79:9 86:21 90:5
 123:13 125:5 237:6
 245:6,8,9,15
new 132:13,14,15
NICK 1:20
night 6:12,15 7:12 9:2
 9:19 23:12 27:8 29:14
 29:16,21 30:1,3,20
 36:6 54:18 55:4,9
 61:13 66:4 90:13,18
 90:19 101:8 103:5
 127:15,17 128:2
 137:7,16 143:1
 146:11 159:7,13,14
 178:12,15,17 185:5
 185:20 186:12 187:18
 187:19 198:18,19
 214:16 224:7 229:17
 232:21 242:10
nightclub 6:10 17:1,4
 21:17 142:13
non-disruptive 64:15
normal 89:2 142:16
normally 146:20 258:11
notarization 154:22
 155:1
notarize 155:8
notarized 154:14 156:3
notarizing 154:16
notary 155:5,6,7
note 19:10 122:4 220:8
notes 90:8
notice 13:15 74:11
 120:15 257:8
noticed 101:9 104:6
 115:18 154:1 224:8
 226:1
notifications 147:6
notified 18:3,5 59:16
 62:8 101:5 144:16
 146:3 218:1,20
notify 70:20
notifying 65:2
notion 254:6
November 1:15 249:20
 250:20
nudity 247:20
number 27:7 70:9,14,18
 85:16,21 87:15,16,17

87:20 88:1,1,14,16
 107:8 121:1 145:13
 166:16 239:3 249:22
numbers 69:5 80:6 88:5
 166:18 167:1

O

O-D 135:19
O-F 3:2
OAG 2:12,13
oath 72:14 163:16
object 128:20 150:6
 179:13 199:19 211:17
objecting 11:10 51:2
 188:21 199:10
objection 25:12,17 36:9
 37:11 43:1 50:14,18
 50:21 51:3 53:18,21
 66:21 67:9 94:1,1,19
 129:18 150:6 155:13
 168:18 173:8 179:8
 188:15 189:15,18,20
 189:22 190:4 192:18
 194:22 195:13 196:1
 196:13,15 199:9
 203:2 204:2 206:14
 206:20 207:15,16
 208:14 209:3,18
 210:3,8,11 211:9
 212:2,19,22
objections 153:10
 155:10 211:1
obligated 98:21
observe 65:8 120:7
 145:16
observed 9:20 23:16,18
 49:22 97:1 101:4,6,11
 103:7,8 105:21 106:2
 106:6 119:6 121:16
 121:17,18 122:4
 198:7 224:10,17
 226:2
observer 65:15 98:4
 191:18 192:1 195:20
 198:1
obtain 18:15 31:7 83:17
obtained 73:9
obvious 6:20 33:4,5
 110:11 120:17 123:12
obviously 12:9 74:12
 124:16 146:3 219:21
 235:13 238:19
occasions 70:10
occur 17:21
occurred 17:7 18:6,21
 27:9 28:7,17 29:8,9
 32:7,16,17 33:3,21
 40:9 56:2 69:15

108:12 122:1 138:1
168:16
occurring 55:21
occurs 174:2
offer 152:6 219:8
offered 219:14
office 4:21 5:16 123:14
officer 4:10 9:19 10:4
21:7 24:3 35:9,12
38:4,8 40:11 41:21
55:19 66:2 71:16 72:3
73:12,13,15 75:17
104:9 119:6 121:19
121:21 122:3,6,7
126:15 134:17 135:6
135:15,20 136:1,6,12
136:19 138:22 142:11
147:20 149:7 241:7
241:17
officers 10:7 19:3 21:5
25:4 93:12,15 96:16
96:21 105:21 106:2
106:10 119:4,16
120:7,21 121:4,6
124:13 125:18 138:12
139:20 224:13 227:3
241:8
Official 256:3,8,11
oh 5:13 60:21 63:17
85:17 115:9 131:20
132:7 159:22 160:8
162:7 164:4 165:10
165:16 167:21 205:6
205:10 206:21 239:12
241:16
OIC 35:15
okay 5:9 6:7 8:1,10
16:22 18:9,22 19:5,21
20:4,13,14 21:12
22:12 23:10 25:6,20
26:1,3,16,20 27:16,16
28:1 29:1,5,12 30:12
32:19 33:12,18 34:5
34:16 35:2,17 36:4,13
37:3,7,12,14,16 38:7
38:13,15,17,20 39:11
39:11,14,15,18 40:3
40:15 41:13 42:8,12
44:2,13,19 45:3,18
46:6,15 47:8,11 48:15
48:20 49:2,4,10 50:3
50:7 51:19 52:15,19
53:12,16,20 54:1,8,19
55:7,15 56:3,7 57:12
57:17,20 58:5,7,12,14
58:16,22 59:2 60:5,9
61:2,11,11,19 62:1,13
62:18,22 63:9,13,18

63:21 64:20,20 66:14
66:14 67:4,7,10,22
68:3,4,15 69:14 70:5
71:11 72:10,20 74:1
74:15 76:3 77:15
78:14 79:15,19 80:10
81:14 84:6 86:14,17
87:15 88:15 89:3
90:15 91:11 92:18
95:13 96:22 98:2 99:8
101:16 103:15 104:20
105:13 108:14 109:7
109:8,10,19 110:16
111:9,22 113:2,12,16
113:20 114:1,9,20
116:15 117:15 119:1
121:22 122:10,19
124:5 125:14 127:12
128:9,15 129:14
130:10,13 131:1
132:8 133:6,8 137:11
137:18 138:17 139:12
139:16 140:2,6,10
141:4,9,13,16 142:7,8
142:20 143:14 144:1
147:7,13 148:4 149:1
158:1 159:17 160:3
161:21 162:22 163:21
164:11,16 165:19
169:5 171:17 172:3
173:1,22 174:12,18
176:13 178:20 179:17
180:11 184:4 186:9
186:14 187:2 188:7
189:1,11 190:2,15
193:7 194:8 200:22
201:12 202:15 205:2
205:9 210:14 213:3,7
213:21 214:17 216:5
216:13 217:20 220:5
223:14 224:3,6,10,21
228:2,18 229:1 231:9
249:18 258:22
Oliver 80:11,22 82:8
once 7:3 21:19 22:4
23:10 41:8 52:7 65:21
126:1 138:8 143:5
152:5 170:5 195:16
ones 103:11 144:9
176:16
open 11:3 29:18 31:3
214:15 215:3 230:13
239:14 256:4,8,11
257:11
opened 213:19
opening 3:3,4 6:2 8:3,9
8:18 12:15 118:4
operating 215:14

operation 214:11 215:7
250:15 251:4,13
opinion 57:5 91:12
92:10 93:2,3 94:4,5,7
95:1 111:19 117:5
120:5,16 129:7
146:12,13
opportunity 127:13
132:6 152:6 153:8,9
156:17 203:20
Orange 250:12,21
251:15
order 34:9 72:2 135:4
257:12
ordinary 28:9
original 34:3
outside 5:8 10:6 25:3
50:6 55:10,16,20
93:12 97:1 105:11
115:20 116:10 122:17
144:13 160:19,21
172:9,21 181:6
191:16 192:7 193:1,2
222:10 233:20 235:15
246:6
Overruled 94:8
oversee 213:13
overseeing 215:6
owner 27:4 29:3,5
30:18 32:10 36:20
47:12 49:8 54:13
60:22 61:9 63:3 66:2
69:7 70:11,16,17
84:14 87:20,22 88:1
90:11,18 97:12
127:19 128:5 205:1
236:20 237:6 254:16
owners 22:8 141:10
247:19

P

P-R-O-C-E-E-D-I-N-G-S
4:1
p.m 29:19 31:5 73:21
74:22 75:8,11 82:21
83:7,8 134:8,9 143:13
259:4
package 59:2
packet 60:11
page 59:3 63:17,17,17
63:22 64:22 68:3,5
82:7 98:2 99:10
100:14 101:21 102:16
130:14 166:16,17,18
167:1,10,11,14
190:21 191:4,5
193:11 201:18 223:15
223:17

pages 97:21
paid 219:4
painless 190:20
papers 246:14
paragraph 223:16
251:16
pardon 50:22 132:3
175:15 183:5 184:17
186:4 221:9 222:17
225:13
part 10:18 19:12 21:2
23:17 26:22 27:2
41:12 59:1 79:7 98:6
98:17,20 99:4 113:14
165:2 233:9 243:1
251:2
part-- 229:7
participant 235:2
particular 24:16 54:17
142:22 143:10,16
146:11
particularly 233:11
particulars 148:13
parties 4:6 5:10,11,21
13:3 27:4 47:13 48:4
79:15 94:15 133:21
134:12 135:2,4
255:12 258:4
party 23:18 40:14 79:21
113:15 210:20,20
pass 248:3,5
passed 117:6 160:2
161:8 168:19 247:19
257:8
patient 66:9
patron 64:4,6 99:15,17
106:6 121:18,20
127:3 193:18,21
194:11
patrons 6:17 7:10 8:20
27:13,14,14 29:20
39:3 47:18,20 50:10
60:2 64:18 66:10
84:21 92:11 93:4
101:10 106:4,8,15
139:8,9,10 140:3,17
141:2 144:4,18,21
148:5 149:17 169:12
173:4 194:14 200:2,8
201:6 202:11 224:9
224:18 226:1 234:1
pattern 247:9,11,18
252:5
pause 43:13 48:16
94:18,21 160:22
162:4,6
Paused 38:14 43:15
53:17 109:20 113:5

162:12
pay 10:13 172:16
paying 213:15
PD- 19:5
PD-251 3:13 18:10 19:1
 19:15 20:22
Pearl 80:17,18
pending 11:2,5 245:18
people 38:21 40:13
 44:21 50:9 62:5,5
 100:18 112:9 115:22
 118:10 148:5,16,17
 175:12 177:4,5,8
 196:3 197:15 200:17
 201:11 241:3 243:9
 244:3,14 245:14
 254:10
perceived 128:18
percent 163:17,20
 217:19,20 255:1
period 239:15 240:10
permission 71:19
permitted 8:5
person 8:21 41:7 44:18
 44:21,22 46:17 54:16
 63:1 65:14 89:10
 90:22 91:4,22 93:7,17
 93:21 94:12 99:22
 100:17 102:5,7
 122:15 125:9 126:2
 127:11 128:18 154:17
 161:5 163:4,5 171:9
 196:22 197:4,6,20
 198:5 199:19 204:12
 210:19 214:4 233:20
 235:6,6 243:12,13,17
personal 57:10,12 93:2
 93:3 117:5 173:18
personnel 6:16 7:13
 30:3 219:20
persons 21:1 59:21
 63:19 75:20 118:14
 230:16
perspective 104:19
 105:1
Phil 248:2
phone 26:15 69:5 70:9
 70:14,18 80:5 85:16
 85:20 87:19 88:4
 151:15 202:22
Phrasing 206:16
physical 9:10 100:3
 118:5 171:10 194:2,9
 194:13,19,21 241:18
 254:10
physically 6:18 65:12
 65:14 102:3,4,6
 120:11 127:9,11

144:13 246:14 254:11
pick 40:1 246:3
picked 22:7 233:13
picks 114:6,7,12 230:2
pictures 14:7
place 1:7 11:20 24:14
 31:10 32:2 39:8 48:6
 49:14 116:11 146:15
 174:11
placed 24:3 65:18
places 87:13
placing 106:7
plain 245:10
plan 1:12 3:14 7:22
 58:20,21 59:1 62:2,9
 63:12,13 66:20 67:14
 68:1 96:3 98:20 99:10
 99:22 101:22 102:17
 103:17 127:1 128:11
 130:14 168:3,9
 190:19 191:9 199:22
 229:8 230:19 233:18
 233:22 235:21 239:21
 239:22 243:19 245:21
 245:22 246:1,11,16
 247:7 250:2,7 251:7
 252:3
planning 157:21
play 37:16 42:9,17 43:5
 43:6 46:22 53:2
 161:21 162:1 174:13
played 3:9 37:21 42:21
 54:2 109:9 114:2
 216:14
Played/Paused 47:2
 48:13
playing 42:19 49:1
please 4:6,7 15:12,14
 16:5 37:17 45:5 59:4
 82:1,5 135:14,21
 136:11,15 155:3
 158:7,17,20,22 162:3
 162:14 166:16 172:1
 180:14 192:13 198:4
 200:20 201:9 204:19
 206:2 207:22 211:11
 223:5 245:19 259:1
plus 102:13
point 9:9 10:10,11 12:6
 12:19 26:21 31:17
 41:6 43:18 77:19 85:1
 111:17 139:21 143:21
 150:7 170:1 171:11
 172:18 173:16 177:11
 177:14 203:19 217:6
 222:12 226:19 238:14
 247:3
poisoning 228:8

police 7:5 17:22 18:14
 18:19 21:7,10 22:7
 65:3 75:12 76:16
 96:14 105:3,5,5,6,10
 105:11 106:9 119:3
 119:16 120:7,14,21
 121:3 123:14,14
 124:13 125:17 126:2
 137:3 234:17 235:17
 241:6,13 245:2
polite 138:5
polo 68:8 102:22
portion 33:13 36:6
 38:12 54:17 118:17
position 15:5 103:16
 243:7
possession 20:7
possibly 108:19 144:5
 145:15 146:4
potentially 14:14
practice 13:11
practices 12:20 100:2
precedent 251:20
prefer 71:20 135:7
preliminary 5:4,19,21
 133:19,22 134:4,12
premises 6:20 55:12
 83:14
prepare 154:11
prepared 232:13
present 1:19 2:9 4:11
 19:4 152:1 159:8
 168:15 173:6 178:17
 178:18 179:2,4,7
 206:8,12 208:4
 215:14
presented 7:9 12:7 14:3
 96:7 97:2
presenting 20:5
presiding 1:18
press 10:3 241:14
pressed 9:22
presumed 195:7
pretty 40:1,13 213:16
 220:4
prevent 65:13 93:10
 102:3 127:10 138:14
 254:10
prevented 156:2
previous 239:2
previously 111:20
prior 14:21 70:1 175:9
proactive 219:19
probably 46:1 140:8
 144:3 145:2,6,7
 258:10
problem 13:13 34:15
 129:2 154:1 171:3

problems 10:10 193:19
procedure 145:22
 191:21
procedures 63:18 65:1
 99:11 102:1
proceed 134:19
proceeded 160:17,18
 164:12 172:6
proceeding 152:12
proceedings 200:22
 257:9
professional 55:8 64:6
 99:17 117:2,4
promoted 90:19
promoters 90:13
 213:15,16
pronounce 27:21
proof 251:20
proper 93:2
properly 7:1,15
proposed 248:19
 255:12
prostitution 247:20
protecting 112:21
Protest 13:1,2,7
protocol 59:5 89:2 93:2
 130:15
provide 14:6 28:21 77:8
 84:9 86:10 89:16
 126:10 127:22 156:5
 165:22 204:6 223:10
 249:6,6
provided 21:21 22:2
 27:12 33:9,17 69:7
 76:13,19 77:10 80:4
 84:10 85:15 86:13,15
 86:20 88:7,14 97:11
 126:12 203:22 204:3
 204:8,21 250:15
 251:3,8,8,9,12 253:17
 253:19 254:2,14,18
 255:5
provides 85:13
providing 69:2 238:12
PSA 142:12,16 143:7
public 232:18 238:5,7
 240:18
pull 106:12 136:21
 158:16
punch 93:9,14
punched 78:8,16,19,21
punching 233:17
purchase 64:18
purpose 7:21 256:6
purposes 1:11 42:14
 43:12 86:8
pursuant 256:7 257:10
push 24:8 154:12

233:11
pushback 69:12
pushed 24:4 55:18
 56:14 78:9 79:8
 112:21
pushing 40:11 50:9
 112:22 243:9
put 12:4 26:9,10 35:11
 40:1 68:11 71:16 72:2
 134:17 138:13 151:8
 152:6,10 156:7
 160:18 172:7 186:21
 186:22 187:4,9
 227:13 241:4 243:5
 251:1
putting 157:21

Q

question 11:1 28:10
 42:14 51:2,7,8,10,18
 51:20 67:3,6 84:12
 95:3,4 97:16 108:5
 123:2,9 125:17 126:7
 129:5,19,21 130:1,4,5
 130:9,11 132:14
 133:4 137:22 154:8
 154:19 156:8 169:9
 184:15 192:12 196:8
 196:18,18 197:10,14
 197:16 198:3 199:15
 199:17,18 200:9
 201:4 202:13 203:9
 204:13,13,15,16,17
 205:2,7 206:1 207:4,7
 208:1,15,18,19 211:5
 211:12,18,20 212:12
 223:6,6 232:20 252:9
questioning 117:14
 154:8
questions 28:4 36:7
 42:17,18 48:7 58:10
 108:1,16 115:3
 116:16 123:7 126:20
 129:5 132:10,12,19
 138:16 147:18 149:2
 149:19 153:4 165:6,8
 182:22 183:4 205:13
 213:2,4 227:17
 231:12 252:17 253:5
quick 125:16 190:20
quickly 189:2 190:18
 190:21
quite 13:11 130:3 193:6
 193:7

R

R1 9:5 21:3 44:18 75:16
 75:17,20 76:4 77:17

78:8,19 104:6
R2 9:5 21:3 44:18 75:16
 75:17,21 76:6 79:1,7
radio 64:10 65:9 144:12
 191:18
raise 15:14 135:21
 158:7 174:2 190:3
raised 149:20 150:12
 189:20,20,22
raising 171:5
ran 47:6
range 32:5
Rayelle 21:4 23:9,10
 25:11,13 75:21 76:7
 79:17
re-enter 57:9
reach 26:14 70:21
 157:1,2
reached 17:14 22:3,7
 22:18 69:3 70:10 80:2
 80:8 88:20,22 89:18
 89:19 90:11
read 9:15 37:4 82:7
 98:15,16 99:18
 101:22 102:21 130:15
 191:12 193:1,12
 199:22 223:17,18
 225:11
reading 98:13
ready 5:10,12,21
really 108:16 120:11
 146:18 170:1 206:2
 228:11 229:22 232:18
 237:11,12
rear 39:8 116:12
reasked 90:6
reason 56:7 150:12
 155:17
reasonable 243:22
reasonably 191:15
reasons 77:3 210:22
 252:18 256:10
Rebecca 2:12 4:16,20
 6:4
rebuttal 150:18 232:9
recall 33:22 71:4,6 81:2
 87:7 88:18 89:12
 90:14 97:21 102:9
 137:15,19 138:4,11
 139:14,19 146:14
 148:14 212:7 227:12
 241:7
receive 24:11 60:17,18
received 3:12 8:17
 18:14 22:20 31:19
 32:15 36:19,19
 102:11 107:8
recess 34:22,22 35:5

134:3 257:9
recessed 257:17
recollection 86:2,12
 117:9
recommend 239:13
 240:9
record 4:7 14:6 16:6
 36:2 37:13 51:9 52:21
 57:20 59:12 98:7
 105:16 112:2 130:21
 131:3 134:8,11
 136:16 152:15,16,19
 153:5,6,11,13 154:9
 156:8 157:3 158:22
 166:9 202:7 211:20
 242:1,8 244:21
 245:12 247:3,5
 249:11 255:11
RECROSS 3:6
RECROSS-EXAMINA...
 126:8
redacted 76:1,13,18
 77:2,5,7
REDIR 3:6
redirect 126:21 131:22
 132:4
redrafted 239:22
Reeves 1:17
refer 18:2 113:11 166:2
referencing 19:11
 152:20,21
referred 20:9 60:13
 79:19 168:5
referring 97:22 139:2
 169:7 173:14
refers 191:9
reflect 37:13 52:21
 57:21 112:3
reflected 250:9,10
reflecting 255:3
reflective 43:20 44:10
 45:9 46:11 110:12
 243:11,13,14
reflects 47:19 251:7
refresh 86:2,11
refreshed 258:20
refuse 165:1 202:2
 228:14
refused 61:16 164:21
 219:15,22
refuses 64:10
regard 30:22 56:15
regarding 59:5 153:1
 207:5 239:10
regards 11:20 17:15
 28:4 41:20 47:15
 50:12 52:4 85:9 87:6
 92:16 97:10 102:1,19

105:13 126:7 190:1,4
 200:14 207:8 240:20
 246:10,21 247:19
 249:22 250:13 253:12
regular 143:6,7
regulation 13:2 15:3
 16:11
regulations 12:19
 13:14
regulatory 16:19 83:18
reimbursable 137:9
 141:5 142:19,21
 143:4
related 150:1 191:22
relation 106:19 107:1,3
 137:4
relationship 141:9
 210:16
relevance 192:22
relevant 94:2,4 127:14
 128:4 133:2 149:21
remain 239:14
remains 64:16
remedy 238:6
remember 89:3 138:3,6
 138:8 139:14 140:5
 140:18,22 141:3,21
 142:2,5 143:9,14,22
 144:5,7,15,16 145:11
 145:19 148:3,7,10,22
 203:21 210:12 218:4
 224:4 244:15 255:6
remove 67:14
removed 6:19 61:18
 66:19 67:12
renew 189:14,17
repeat 108:22 192:11
repetitive 105:14
rephrase 25:18 51:18
 67:2 197:10,16 206:1
 208:1 211:12 212:11
Rephrasing 207:3
reply 114:22 161:2,13
Replayed 38:18 43:8
 162:5
Replayed/Stopped
 175:1
report 3:13 9:15,16
 10:8,16 18:1,15,19
 19:1,16,16,19 20:3,5
 20:15 21:9 22:7 27:11
 28:6,19,20,21 32:18
 47:16,17 54:12 59:10
 59:18,19 60:10,17,18
 61:3,12,21 62:18,19
 62:19,22 63:4,11
 65:16 69:11 73:9,10
 73:11,15,17,19 74:6,8

74:16 75:1,2,15,18,20
 76:11,16 78:7 83:22
 90:17 96:13,14 97:10
 97:15,17,19 98:4,9,20
 98:22 99:6 104:6
 105:15 108:4 113:9
 123:1 125:10,22
 126:1 128:10,11,13
 129:15,17 130:2,19
 131:6,9 139:16,18
 140:15 142:3 146:22
 166:1,15 185:8,11,12
 185:14,17 186:1,6,14
 187:18,20,22 189:12
 192:1 195:20 196:12
 197:1,5,11,19 198:1,8
 198:13 199:2,6 200:7
 200:10,12,15,16
 201:5,11,13 208:22
 218:20,22 220:6,7
 223:3,7,11,15,16
 227:14 230:16 234:17
 234:19,20 237:9,15
 237:19 241:5,11
 243:3 244:18 245:2
 246:15,15
reported 7:4 17:20
 56:18 59:9,17,22,22
 75:8 108:11 123:21
 130:18 143:10 191:20
 192:4,16,20,21
 198:17 200:1 201:5
 218:18 221:1 246:12
reporting 21:1 63:1
 73:13 75:20
reports 62:3 101:7
 141:17 166:10 197:8
 197:15
represent 80:7
representation 151:22
representative 118:20
represented 23:7
 117:12
representing 21:20
represents 81:11,15
request 6:22 34:3 61:2
 61:3 70:14 84:9,10
 126:14 133:18 152:3
requested 28:18 32:16
 68:21,22 69:5 70:9
 87:19 88:4 152:1
 250:17
requesting 118:22
 250:12
requests 133:19
required 59:6
requirement 63:9
requirements 62:12

requires 147:5
reschedule 207:22
reserve 8:3,7
respond 14:1 79:2,4
 245:15
responded 22:5 79:9
 115:10 245:6
responds 199:19
response 24:6 59:19
 71:2,7,7 85:5 86:11
 124:16 204:17 221:16
 250:19
responsibilities 16:16
 213:11
responsibility 215:13
 215:17 230:5
responsible 216:2
responsive 160:3
 228:16,17 254:4
rest 57:16 62:11 232:6
restroom 23:15,20
 32:11 34:2 39:9
 170:17,19 171:3
 219:10,13 228:4
restrooms 164:14
rests 157:11
result 7:18 21:9 56:13
 59:11 130:20 194:19
resumed 36:2 134:8
Retailer 1:8
retrained 239:21 240:9
retraining 240:10
retrieve 57:16 69:10
 160:2
retrieving 57:10
return 26:15 233:18
Reverse 250:4
review 22:10 73:17 86:7
 86:9 185:4 198:16
reviewed 7:7 19:5
reviewing 21:19 61:22
 122:5
revised 240:1
revisit 104:11
revolves 238:4
rewind 175:22
Rewound 46:7
Rewound/Played 48:21
 111:13 112:7
Rewound/Played/Pa...
 176:2
right 4:3 5:3,10,18 6:1
 10:1 11:9 12:4,15
 14:4,18 15:9,14,22
 19:15 20:1 23:6 28:3
 34:6,21 37:5 39:11,15
 40:3 43:2,4,13,14,21
 43:22 44:5,6,9,20,22

45:1 46:13,18 47:9,21
 49:3 51:21 52:15,20
 55:12 58:5,19 64:20
 72:16,17 73:3,7,21
 74:2,3,13 75:8,10,13
 75:15,22 76:8 77:14
 77:15,22 78:3,5,9,12
 79:2,6,10 81:3 83:12
 87:2,6,11,13,17 89:7
 89:9 90:1,21 91:5,9
 91:19 95:7,15,19
 99:19,21 100:7,11,22
 101:2 102:20 103:3,5
 103:9 104:2 105:19
 105:22 106:10,10,17
 108:16,20 109:12,17
 109:17,18,18,19,19
 109:22 110:4,19
 111:4,14,14,15
 112:13 113:6,16
 114:13,14,15 115:11
 122:19,20 123:15,20
 124:20 126:4 131:1
 131:13 132:17 133:9
 133:13 134:10,21
 135:10,21 136:18
 149:12 153:13 154:6
 157:4,13,14 158:2,7
 161:20 162:6,8,13,13
 163:3,21 164:13
 165:10 166:3,5 167:6
 167:12,16,17 169:3
 171:3 174:13 175:22
 179:15 181:14,16
 185:21 190:5,6,16
 195:12,14 196:9
 202:16 204:9 208:21
 213:1,22 216:16,16
 216:17,19,20 217:6
 218:9 219:3 220:12
 221:19 222:10 223:3
 223:18 225:16 226:15
 229:1 230:3 231:12
 232:8,9,15 240:7,12
 248:13 249:9 252:13
 252:19 253:7,11
 255:14,20,22 257:16
 257:18 259:1
rise 146:12
rises 146:21
roadblock 239:5
role 159:5,15
roll 256:16
room 1:17 5:8 32:11
 135:7 164:15 257:10
roughly 145:3
rowdy 171:6,8 224:13
 227:4

Royal 61:6,8 107:6
 178:16 186:21,22
 187:1,4,6 236:21,22
rule 195:11
rules 11:14 150:8
Rumors 247:15 251:18
 251:21 252:4
run 93:16 230:12
RV 82:12

S

S1 78:7,11
safety 93:4,4,5 94:11
 232:19 238:5 240:18
sake 43:3
sat 44:16,21
Saturday 83:3
saw 9:2,20 23:16 24:19
 31:11 33:1 37:2 83:21
 90:21 105:5 115:15
 120:14 121:14,19
 122:6 124:16 129:11
 129:12 159:12,18
 161:12 168:12 175:6
 175:7 182:17 183:13
 184:2 199:4 200:6
 212:5 218:15 222:7
 230:4 233:5,10
 235:11 238:18 255:6
saying 8:13 10:13,21
 14:22 15:4 24:14
 25:15 31:15 57:14
 75:6 81:15 104:7
 115:21 120:10 148:11
 152:18 153:5,12
 154:8 172:13 178:11
 188:2 196:19 207:10
 234:2 254:13
says 53:9 62:2,9 73:19
 74:1 75:20 79:7 82:12
 90:9 98:4,21 99:5,22
 103:3,12 110:15
 131:2 150:15 155:6
 176:21 189:4 191:12
 193:1,13 199:22
 201:18,19 220:7
 233:19 235:21 237:1
 243:19 246:5,11
 251:3
scanning 65:20
schedule 83:1 133:14
scheduled 12:10 156:1
scope 188:20 189:18
 190:4 195:4 203:3,8
screamed 105:10 245:5
screaming 105:3,4
screen 36:16 38:21
 45:21 46:9,10 47:5

53:7 69:16 238:20
scuffle 101:9 177:20
 178:1 179:21 180:2
 182:6,9,12 183:19,21
 184:1,7,11,14,20,21
 186:10 194:6 221:2
 222:6 224:9 225:17
 225:18,20 226:1,4,7
seat 158:15
second 33:13 44:3 45:5
 57:21 64:22 79:7
 130:3 131:18 134:14
 160:22 243:16 246:21
 251:2,16 256:13,14
seconded 256:16,18
Secondly 154:13
seconds 39:14 46:3,6
 53:1 102:15 112:6
 163:3
section 82:12 191:10
 192:22 195:19 251:1
 251:10,11 252:1,3
 256:4,8,11 257:11
secure 65:19
security 1:12 3:14 6:12
 6:15 7:13,22 8:22 9:9
 9:14 22:10 24:3,17
 26:8 27:6,10,13,15
 28:20 29:22 30:3,5,9
 30:13,15,19 31:14
 38:4,8 39:2,13 40:10
 41:9,11,21 47:18,20
 50:15 52:5 53:9,11
 55:19 58:3,20,21 59:1
 59:9,10,12 61:5,16
 62:2 63:5,10,12,13
 64:11,17 65:10,12,17
 65:19 66:20 67:14,22
 68:1,8 69:6,9 70:6,22
 71:9 84:1,2,8,13,22
 85:9,10,14,16,20 87:4
 87:7,8,9,16 88:2,5
 89:10,14,16 90:8
 91:12 92:1,11,21 93:5
 93:8 96:3 97:16,18,20
 98:5,7,20,21 99:1,5
 99:10,22 101:22
 102:2,17,22 103:8,9
 103:13,17 104:9,12
 110:8,11,15,17
 118:14 120:14 127:1
 127:2,9 128:11,13,17
 129:17 130:14,18,19
 130:21 131:2,6 137:6
 137:21 141:2 160:20
 162:20 163:1 165:4
 168:3,8 173:21
 175:19,20,21 176:13

176:15,15,17,20,21
 177:4 178:3,14
 179:20 186:12,17,20
 187:8,9 188:6 190:19
 191:8 192:2 193:16
 194:18 195:2,7,11,21
 196:3,11,20 199:22
 200:13 206:5,10,17
 207:5,5,6,9,9,11,12
 207:19 215:10,13
 217:2,4,7,14 221:21
 222:1,5,8,13 224:12
 224:19 226:15 227:3
 227:5,9 229:3,8
 230:15,19 231:2
 233:10,17,21,22
 234:5,13,18 235:1,21
 236:20 237:7 239:21
 239:22 242:11,12,16
 242:18,21 243:1,4,5,6
 244:4,6,11 245:21,22
 246:1,4,7,10,12,13,15
 246:16 247:7 250:2,7
 251:7 252:2,3 254:20
 255:5
security's 70:18
see 8:18 9:12,15 10:2
 33:15 36:15 37:18,19
 37:20 38:2 39:18
 44:10 45:10 50:8 51:9
 51:10 53:6,8,10 54:19
 55:21 56:22 58:9
 63:19 75:5 78:15
 83:14 90:16 97:4,19
 101:16 106:13 110:10
 110:21 111:6,7 114:5
 114:6,19 118:3,14
 119:22 123:9 124:18
 127:12 129:4 140:17
 162:18 163:3 173:1,3
 173:5 175:9 179:16
 188:22 191:8 200:5
 212:16 216:8 217:3,4
 222:3 225:17,18,20
 237:8 238:20 239:20
 243:8,15 245:12,19
 248:6,16
seeing 39:11 118:13
 119:2 190:10
seeking 256:6
seen 11:8 14:17,19 91:7
 113:17 117:17 118:16
 124:14 128:16,19
 159:11 173:7 176:7
 181:3,7 190:9 209:7
 218:11 219:19 222:4
 222:9 237:20 254:12
self-defense 38:11

send 33:20 48:5
sense 33:7 74:13,14,16
 77:3 100:16 244:1
sent 14:9 22:20 31:12
 33:21 47:15,17 69:4
 152:11,14,14 189:5
 250:11 251:15
sentence 68:6 98:3,6
 101:22 103:3 246:5
 246:11
sentences 105:2
 130:15
separating 24:18
series 7:19 117:10
serious 25:1,5 42:3
 57:6 96:17 140:15
 235:12 236:1,7,10
 237:21 238:4
seriously 101:14 120:6
seriousness 152:8
 232:21
service 142:12 147:9
 147:22
set 34:9 244:5 251:20
seven 12:22 13:4,16
severely 234:20
severity 239:19
sexual 194:3
shakedown 8:13
 240:19,20
shaken 6:18
share 47:15
sheet 217:13,14
shift 31:1,4 82:21
Shirafkan 2:14 4:8,10
 4:15 8:2,4,8,12 12:9
 12:13,16 14:5 25:12
 35:6,9,17,20 36:9
 37:11 42:13,16 43:11
 43:17 44:6,7 45:4,7
 45:19 46:1,5,8,22
 47:3 48:7 50:14 51:3
 51:8 53:18 66:21
 71:15,22 72:10 73:6
 76:9,12 78:2,4,6
 81:18 82:3,4 86:4,6
 91:13,15 94:3,10,20
 95:6 97:13,14 98:14
 104:1,3,5 107:18
 126:5,6,9 128:20
 129:18 131:21 132:7
 134:16,22 135:14,18
 136:10,21 137:1
 138:15 149:6,21
 150:4,5 153:14,22
 154:6 155:6,13
 157:14,16,20 158:3
 158:19 161:10,12,15

161:18,20,22 162:3,6
 162:8,10,13,15
 163:14 165:5,9,17
 166:6,7 168:18,20
 173:8,11 179:8
 181:12 188:15 189:14
 189:17,22 190:3
 192:11,18 194:22
 196:1,5,13,16 199:9
 199:13 202:5 203:2
 204:2 206:14,16,18
 207:3,16 208:5,9,11
 209:2,18 210:2,8
 211:9,17 212:2,19
 231:17,18 232:2,4,7
 234:9 240:13,14
 248:10,21 249:3,13
 249:17,19 253:9,12
 255:17,18,21
shirt 30:15,16 58:3
 68:10,13 110:15
 162:19 175:20 176:21
 217:4 246:4
shirts 30:14 68:8
 102:22
shoes 124:17
short 1:22 42:15 116:18
 116:19 117:15,19
 118:9,12 119:1,8,11
 119:14,16,19 120:5
 120:10,13,19 121:3,8
 121:11,14,22 122:7
 122:10,14,19,22
 123:12 125:1,2,3,8,14
 142:10,11,15,20
 143:3,6,9,14,18 144:1
 144:11,20 145:4,9,14
 145:16,20 146:7,10
 146:14,20 147:7,13
 147:15 176:18 205:11
 227:18,19 228:2,7,15
 228:17,20 229:1,7,13
 229:16,21 230:7,9,12
 230:15,18,21 231:6,9
 236:4 256:14,15,21
 256:22 257:19
Short's 123:6
shoulder 54:6,10 55:1
 66:18 67:13 160:18
 161:5,6 163:18 172:7
 235:13
show 1:7 5:3 13:5 19:9
 34:7 37:19 52:16 58:9
 81:20,22 86:1,5 259:3
showed 78:16 161:3
 245:6
showing 33:16 36:5
 52:22 106:8 117:20

118:1 120:18
shown 161:1,3
shows 118:18 190:9
 222:8
sick 54:16 66:19,22
 214:20 218:21 219:5
side 14:2 110:14 116:12
 233:12 242:3
sign 155:7 241:18
sign- 217:12
sign-in 217:14
signature 81:2
signed 151:1
significance 239:19
significant 240:11
Silverstein 1:21 98:11
 114:10 136:19 155:3
 256:19,20
simple 108:4 204:15
simply 27:9 117:13
single 247:17 250:14
sir 8:11 12:13 42:13
 50:19 71:14 80:13,15
 83:11 108:13 113:22
 125:7 133:10 136:8
 143:2,8 147:12 149:5
 149:8 153:19,21
 157:15 158:2,14,16
 158:17 160:11 163:8
 165:12 204:15,17
 208:14 215:5,8,11,15
 216:4 217:8 218:4
 219:2,16 220:11,19
 221:4,8 222:16 224:2
 224:5 228:1,22 229:6
 229:15 230:6,14,17
 230:20 231:8,20
sit 47:12 244:15
sitting 135:6 147:8
 175:7
situation 40:9 67:20
 94:16 100:19 147:2
 226:22 227:8 233:16
 234:4 235:12 236:3,8
 238:4 241:3,10
situations 141:16
six 93:11 241:8
sixth 66:2
size 128:19 129:9
sleeping 100:5
slurred 100:4,11
small 33:14
somebody 26:21 70:21
 95:19 111:11 164:10
 202:20
someone's 55:1 91:1
sorry 60:21 91:13 98:11
 98:13 102:17 105:14

108:21 109:7 131:16
 135:11,11 162:9
 163:9,13 164:3,4
 170:17 176:20 182:20
 192:10 200:14 201:10
 203:17 205:6,19
 206:21 207:22 208:10
 211:18 218:15 225:15
 234:7 250:4,21
sort 9:18 236:8
sought 56:8
sounds 190:11
signed 6:13 10:16 22:10
 26:13 27:5,19 40:16
 49:19,22 50:4,5,5
 55:15 71:8 87:3
 107:11 113:10 124:2
 125:17,20 128:3
 138:1 155:3 156:14
 156:17 158:16 163:8
 176:18 192:9 195:6
 202:18,20 237:7
speaking 25:2 27:3
 28:3,15 32:9 49:20
 54:13 56:22 96:20
 106:15,16 118:21
 121:17,18,20 138:3
 140:8 144:17 148:21
 156:15 224:4
special 83:3
specific 62:4,9 88:1
 169:4 197:16 239:10
specifically 25:11 26:7
 27:15 33:20 34:2
 40:19 84:14 92:2
 96:10 197:19 251:18
specifics 92:4
speculate 94:22
speculation 53:19
 66:22 67:1 94:19,20
 129:18 192:19 196:2
 204:3
speech 100:4,11
spell 16:5
spelling 136:15 158:21
spoke 22:8 25:4 27:16
 27:18,21 29:5 30:22
 31:19,22 33:19 40:8
 40:17 41:13 42:6
 47:14 56:4,6,20 57:1
 66:12 70:9 91:17 95:9
 96:9,11 101:2,13
 117:12 127:16 139:20
 141:1 145:7 148:16
 178:19 180:9 223:22
spun 234:5
staff 9:14 24:1,17 25:2
 26:8,22,22 27:2,8,10

27:13,15 39:2 41:5,9
 41:11,22,22 42:1
 44:17 47:19,20 50:15
 52:5,13 56:21,22 60:2
 68:7,22 83:16 84:5,7
 84:13,22 85:19 91:18
 102:7,21 103:8
 104:13 106:15 108:7
 108:12 113:18 188:6
 194:18 195:2 200:2,8
 200:11 201:6 206:5
 208:3 215:10,13
 217:2,7 218:1,6,20
 219:18 220:3,13
 221:1,22 222:13
 224:19 226:11,12,15
 227:20 231:6 235:1
 241:3 244:11
staged 138:10
stairs 55:19
stamp 39:13 43:19
 48:10
stand 5:1 15:19 93:9
 134:18 136:4 157:22
 158:12 252:22 253:3
standard 89:11 244:5
 247:6,15 252:4
 254:15,15 255:8
standing 32:14 120:3
stands 95:8 249:16,17
start 8:13 74:1 75:2
 108:20 109:14 133:15
 143:13 174:11,20
 182:19 244:4
started 21:16 118:18
 148:13 164:7 171:5
starting 240:22
starts 10:15 238:19
state 16:5 56:12 104:18
 136:15 158:21 211:15
 249:12
stated 24:15 25:3 26:17
 28:5,19 29:16 30:14
 32:10,10 33:9 40:11
 40:20 49:17,21 50:4
 52:6 55:10,18 57:1
 80:2 86:20 91:11,16
 95:13 96:15 97:12
 101:4,7 104:8 105:2
 154:2 160:8 186:9
 188:19 195:3 207:17
 210:20 211:6,10
 224:7,11,14 242:2
 243:18 251:19 253:14
 254:4 255:4
statement 3:3,4,4,5 6:3
 7:10 8:3,9 12:16
 72:14 104:11 127:8

151:7,9 156:4 207:11
 212:8 227:1 232:14
statements 22:6 52:4
 52:12 54:14 151:3,6
 183:9
states 47:17 64:3 67:16
 78:7 113:9 193:11
 195:20 204:9
stating 15:5 133:16
 177:3 178:13,16
 179:20 183:3 187:3
 187:17 194:8
station 10:7 18:14,19
 18:19 21:7,10 123:14
 126:2
stationed 116:3,4,6
status 251:19
statute 249:12,14
step 86:21 133:11
 149:9 219:6 231:20
stepped 5:8
steps 182:10,13 205:3
 205:15 219:19
stick 242:6
stood 101:11 111:18
 171:15 224:10,14
 226:2
stop 38:16 39:15 43:10
 50:21 65:13 102:3
 109:15,19 111:20
 127:6,10 131:1
 216:19
Stopped 39:16 49:5
 58:6 114:18 216:21
stopping 175:2
stops 193:19
stored 87:19
stories 41:16 42:6
 241:14 245:14
story 25:7 159:11
strategies 64:5
strategy 151:17
street 1:17 135:8
strike 91:13 97:13
 107:18 250:3
strongly 150:6
struck 127:6
sub 251:2
subdone 244:17
subdued 119:20 244:16
subject 246:5
submit 17:22 134:20
 155:11
submitted 28:20 32:18
 81:19
subpoena 137:12
 147:10
subsequent 7:17

substantial 247:9
sue 10:5
sufficient 61:20
suggested 220:17
Suite 1:17
summarize 232:16
summation 238:3
summon 226:18
Sunday 31:4 82:21 83:8
 83:10
supervisor 17:11
supports 156:19
suppose 229:21 230:1
supposed 62:13 64:1
 97:17 132:11 133:15
 155:19 208:14 220:9
 233:19
sure 5:9 13:11 27:20
 42:11 48:10 86:3,5
 91:2 92:15 105:7
 108:19 109:16 112:2
 114:8 115:2,21
 116:12 121:7 130:3
 152:16 153:16,17
 159:14,16 162:11,11
 163:15,17,20 164:11
 164:16,18,20 166:4
 167:3 168:22 171:16
 172:2 173:22 174:3,7
 211:7,13,16,22 212:6
 215:13,17 216:2
 219:19 221:3 228:1
 230:6,7,19,21 232:15
 244:9,11 248:11
 255:2
surprises 13:18,22,22
surrounding 32:12
 191:20 192:4,16
 198:8
surveillance 193:12
suspect 239:1
suspension 239:15,16
 240:10
sustain 195:13 210:10
sustained 25:18 53:22
 67:9 95:2 209:4,20
 210:4 211:1
sustaining 212:21
sweatshirt 68:13
swing 91:22 93:7,7,17
 183:12
swinged 93:8
swinging 50:13 93:21
 118:10,14,16
sworn 15:18 72:14
 136:3 138:7 158:11
swung 45:17 47:6 91:8
symptoms 236:7

synonym 251:8,10

T

T-A-B-L-E 3:2
T-shirt 53:11
T.J. 186:19
t/a 1:7
table 133:20
tables 72:12
take 7:15 11:15 12:3
 13:14 19:10,14 25:7
 34:22 43:11 46:17,18
 58:22 61:12 70:7 93:9
 93:14 112:16 134:3
 205:3,15 219:18
 235:14 238:6 241:19
 242:22 243:18 256:16
 257:19 258:8,10,11
 258:12,13
taken 14:7 18:20 19:1
 25:1,5 31:9 42:3,5
 54:9,21 57:6 96:17
 101:14 126:1 156:20
 234:6 250:20 258:8
takes 258:19
talk 11:11 41:14 49:13
 73:14 75:16 107:13
 107:14 115:22 144:22
 148:2,5 174:1 180:13
 183:8 202:2 218:14
 228:15 234:19 236:17
 236:19
talked 29:13 78:18
 117:6 139:15 144:19
 145:7 151:4,15
 207:12 245:8,9
 248:17
talking 19:18 54:5 98:3
 98:6 100:5 105:6,18
 120:3 121:9 122:15
 144:2 146:18 148:9
 148:18 151:11 169:1
 170:9,10,12 181:5
 182:18 188:10 192:6
 194:18 202:10 206:5
 212:4 240:2 244:13
 248:6,14,15,18,21
talks 99:11 101:17
 233:22
tardiness 5:17
team 22:22
Technical 13:14
techniques 236:16
tell 9:2 10:4 30:19 32:6
 32:8 37:17 40:18 48:1
 49:16 53:3 55:22 63:4
 69:21 82:6,9 91:21
 101:12 109:15 128:5

137:18 159:11 162:4
 164:9 172:12 187:15
 193:6 199:8 203:1,3,5
 208:3 221:5,10 228:4
 229:2,3 234:21
telling 25:7 92:10 99:1
 140:12 160:15
tells 84:14
termination 59:11
 130:20
terms 29:14 219:6
 239:11
terribly 230:1
testified 15:20 121:22
 136:5 158:13 182:5
 195:5 217:1 223:21
 233:7 234:11 237:5
 237:13 238:15,16
 241:17
testifies 235:15
testify 9:20 36:11 72:5
 155:19,20 156:1
 192:19 245:19
testifying 14:14 146:11
testimonies 51:13
testimony 11:7,8 25:22
 37:10 40:7 115:4
 117:16 132:15 133:10
 146:22 149:9 156:18
 156:20 210:11,15
 231:20 232:19
Texas 152:2 154:2,6,16
 155:9,21
text 89:21 90:5 255:2
texts 90:9
thank 7:22 8:1 12:13
 15:13 16:1 21:12 26:3
 34:16 35:20 46:3
 58:17 60:5 64:20 82:3
 82:16 85:1 86:10,17
 99:8 107:17,19,21
 108:3,14 109:7
 111:22 112:4 114:1
 116:15,16 122:22
 124:21 125:14,15
 126:5,16 131:14
 133:10 136:7,14
 142:11 147:9,9,15,21
 147:21 149:1,6,8,10
 163:12 165:21 166:8
 201:1 220:5 223:9
 231:10,19,22 232:1
 239:6 255:8,10
 257:13,13,14,15
 259:2
thanks 142:9 234:10
 240:15
the-- 238:3

thing 9:3 22:14 35:7
 90:2 115:19 124:8
 179:10 185:22 238:1
 244:11 252:18 254:20
things 12:17 14:1 24:2
 120:2 188:16 228:10
 234:4 238:8 241:2
 245:2 247:20 248:1
 258:1
think 9:7 25:13 36:10
 48:17 51:14 73:12
 77:19 92:10,13,22
 93:6 94:5 108:5,18
 115:3,13 129:19
 151:16,22 153:19
 155:22 156:6,12
 157:17 165:1 202:12
 204:9 211:10 231:5
 234:12 241:9 244:22
 253:19 258:3,4,9,12
 258:17,19
thinks 94:2
thought 5:10 127:14
 229:16
threats 10:5
three 16:13 31:20 61:14
 69:9 79:15 106:3
 130:15 144:22 145:3
 145:4,7 193:17 194:6
 197:7,7 198:20 239:8
 245:13,14
threw 233:13
throw 24:8
thrown 38:2 111:6,8
 141:3
Thursday 31:5 82:21
 83:9,10 88:3 223:19
tier 6:10 7:19 240:4,4,5
 240:5
time 8:3 10:4 11:9 12:2
 12:3,12 17:10,12 18:3
 18:5,17,20,21 19:1
 21:6,8 22:9 23:2,22
 24:3,8,19 28:13,15
 32:6 34:18 37:13
 38:16 39:13 41:6
 42:17 43:7,19 48:10
 48:17 56:1 59:14,16
 59:20 62:8 63:8 64:13
 69:13,16 70:20 73:20
 74:2 75:2 83:5 90:6
 90:11 94:17 98:10
 100:19 102:14 106:15
 107:20 117:5 121:17
 122:5 126:15 128:5
 137:11 139:22 143:10
 143:15,21 147:10
 148:1,21 174:8

187:11 204:19 207:2
214:6 239:16 240:15
243:4 247:10 248:9
254:12
times 31:4 37:4,19 41:2
42:7 74:12 143:12
151:14 164:22 210:13
235:5
Tipton 21:6 73:12,15
title 16:14
today 6:8 8:17 12:11
77:13 97:2 117:19
125:12 137:5 147:10
147:21 148:18 149:9
151:4 152:2 155:19
155:21 156:1,2,5
157:3 159:10 161:1
217:17 222:10 223:21
225:1,2,5,7,16 232:17
232:19 245:12 257:14
told 14:11 50:11 61:7
81:11 84:7 96:6
124:12 131:5 155:22
173:19,21 177:20,22
182:9 184:8 186:9
199:3,4 206:11
209:10 210:14 225:1
225:2,5,6,18 235:19
242:13
top 73:19 75:19 82:7
201:7,10
total 102:9,10
totality 155:14
touch 22:16 89:14,16
90:7 237:4
trained 215:18 216:2
230:22 236:14 239:17
training 215:21 216:4
227:21 228:5 229:4
231:1,3 239:18
242:18
treatment 56:8
trial 150:16
tried 46:17 91:21 93:6
94:13 107:13,14
157:1 164:20 180:7
183:11 209:9 220:13
236:21 237:3 248:3
trouble 31:8 57:10
true 85:2 131:2 243:20
try 37:18 93:10 205:3
205:15 206:3 209:22
trying 9:8 86:22 93:17
115:22 118:17 151:17
153:7 154:11 160:1
170:13 172:11 176:4
176:10 190:6 246:3
252:14 253:10 254:16

turn 59:3 64:22 68:3
72:12 165:14 186:1
190:18,20 193:11
200:20
turned 10:19
turning 199:21 201:4
209:6
twice 237:4 254:20
two 7:8 21:2 22:6 23:21
38:21 39:1,12 40:17
41:15 46:14 56:16
66:12 85:6,7 96:12
103:19 115:8 118:20
134:4 168:21 173:9
181:7 198:20 216:9
216:16,19 220:14,17
221:1,13,15 222:14
222:21 233:7 234:12
234:14 242:11 243:8
254:5
type 124:19 200:12
230:22 231:1 236:15
typical 130:2
typically 17:20 128:10

U

Um-hum 65:4 80:3
84:16 85:12 86:18
99:2,9 102:18 107:10
120:12 123:19 124:22
171:12 173:4 174:10
180:1 181:18 187:17
191:8,17 199:5
unable 27:6 31:2 70:12
83:6 87:3 107:11
125:13 132:20 157:2
uncertain 210:15
unclear 211:18
uncomfortable 210:18
unconscious 228:3,10
229:10
uncooperative 64:5
99:17 194:17
underlying 8:14
understand 13:2,5
76:21 77:2 98:19,22
99:1 129:19 150:6
163:16 179:13 184:22
191:3 193:7 198:6
206:2 211:19 239:18
252:14 259:1
understanding 14:8,15
23:14,17 29:3 33:22
39:1 44:15 124:4
129:21
understood 132:16
182:1
unfair 150:19 151:7,18

unfortunately 166:17
238:9
uniform 68:7
uniforms 30:12 68:1
102:21
unlawful 1:10 7:21
247:1 250:6,16 251:4
unnecessary 6:16
unprovoked 7:12
unravel 159:11
unredacted 76:14,21
77:1,13,15
unrelated 152:12
unruly 61:15 64:4 99:16
100:4
unsuccessful 156:15
unsure 40:21 145:15
unwanted 193:20
upper 27:14
upset 180:14
urgent 100:19
use 7:20 11:20 63:14
64:5 127:6 164:15
165:14 170:19 171:1
233:6 237:13 242:11
uses 242:3
usually 143:5 254:9,9

V

v 150:10
V-E-R-N-O-N 16:7
vacating 174:11
vacation 215:2
vague 196:19 203:2
212:3
vaguely 137:17 148:10
valid 128:22
varying 102:14
vehicles 138:9,9
venue 59:21 61:18
90:12 193:19,22
194:12 244:10
venues 241:2
verbal 224:17
verbally 138:12 188:9
verify 79:7 160:13
Vernon 7:7 15:12,16
16:7,7 206:12
version 33:14 76:14
156:18
versus 251:2
vest 243:13
vestibule 90:21 125:4
Vic 207:7,11,19
vicinity 178:22
victim 66:12
victims 7:4,9,12,16
22:1 23:8 39:4 40:16

40:18 41:14,14 44:17
49:13 50:11 52:1
55:10,15 60:2 66:12
72:13 120:21 128:12
129:16 200:3,8
234:22
Victor 178:5,7,7,8,9,20
186:10
video 3:9,10 6:13 7:8
8:19 9:12,13 10:1
22:11 24:9,11 30:22
31:8,10,12,18,19 32:1
32:12,15 33:10,13,16
34:3,7 36:5,11,18
37:4,9,14,17,18,21
38:14,18 39:16 41:4,7
41:10 43:8,15,16 44:4
45:6 46:7 47:2,12,22
48:3,4,8,13,21 49:5,7
49:19 50:7 51:9,10,13
52:2,3,16,22 53:2,3,4
53:17 54:2 55:20,20
55:22 56:21 58:6,8
61:22 68:22,22 69:3,4
69:10,15,17,19,22
70:4 83:21,21 84:2,20
86:22 87:1 89:20
90:20 91:7 92:7,9,12
96:20 97:1,8 101:16
105:19 106:12 108:15
109:9,20 111:3,13
112:7 113:5 114:2,18
115:15,21 116:9
117:16 118:1,6 119:2
119:3 120:1 122:6
125:3,9 128:16 129:4
129:12 161:1,3,11,13
161:15 162:5,12
165:14 168:12 173:7
174:14,16,17,21
175:1 176:2,7 181:4,8
183:14 190:8 198:11
198:12,14,16,17,18
198:19,22 199:2,3,6
203:12,20,22 204:21
216:6,14,21 218:17
220:17 222:4,5,7,10
222:15,18 230:4
232:20 233:5,8,9
235:11 237:11,11,14
237:18,20 238:2,15
238:17 239:2 245:4,6
253:17,22 254:2,7
videos 10:19,21 11:6
78:15 82:17 96:22
102:11 103:8 113:17
118:22 126:11 173:9
183:13 253:18,19

254:3
view 13:7 23:19 34:10
 42:10 46:10 52:3
 118:2,12 198:11
viewed 69:17 193:14,15
 198:12 232:20
Vincent 250:12,21
 251:14
violating 251:7
violation 246:16,18
 250:2 252:2,3
violations 6:11 7:19
violence 65:6,8 119:21
violent 6:17 65:1,13
 100:15 102:1,3
 127:10 169:22 190:9
 194:1
violently 120:6
Virginia 154:15,17
 155:8,8
visible 124:13
visually 54:20
voice 171:5 174:2
voicemail 70:11 88:16
 89:1,1,4,8,9,11 237:2
voluntarily 193:18
volunteer 127:13,21
 256:17
vouched 171:22

W

W 1:18,20
wait 5:11 131:15,15
waiting 35:10,13,22
 205:8
waive 255:13
walk 159:15 160:18
 182:17 184:5
walked 101:4 106:11
 172:8 227:10
Walker 14:9 21:4 23:9,9
 23:10 25:11,13 26:13
 56:10 75:21 76:7 79:1
 79:1,4,5,7,17 81:12
 95:11 115:5 124:1
walking 32:14 101:5,8
 105:22 106:2 119:6
 120:1,3 121:2,16
 122:4 162:21 163:2
 224:8 225:22
wall 24:5
want 12:3 22:14 35:11
 46:2,6,9,15 60:9 71:5
 71:6 73:1 91:2,3
 98:16,19 104:18
 105:16 111:2,6,7
 114:4,5 115:2 123:8
 126:19 134:2,5,13,13

135:6,12 151:20
 152:3 160:16 162:1
 163:15 164:8,13
 171:1 180:13 183:8
 190:18,20 196:17
 199:13 216:8 217:21
 217:22 229:19 233:3
 235:16,17,18 248:7
 248:16 251:19 252:14
 255:19 257:20
wanted 35:10 57:20
 97:11 122:4 125:22
 132:18 138:1 152:6
 154:10 164:11 168:20
 168:22 169:14 212:4
 212:6,8 228:13
wants 11:3 161:2 244:8
 244:8,10,11
warned 108:20
warning 246:19,20
Washington 1:17
wasn't 28:16 32:5 69:1
 75:4 80:14 101:5
 112:9 122:18 125:19
 125:20 126:2 127:20
 140:15 179:3 181:13
 194:21 195:8 196:17
 202:22 208:11 235:9
 237:1,15 238:10
watch 33:12 41:5
 198:19 199:6 203:20
watched 181:8 198:18
 198:21 199:2 224:14
watching 218:17
way 22:21 24:13 29:1
 37:1 41:19 42:20
 111:12 154:12 188:20
 233:20
we're 43:6 232:12
wear 176:21
wearing 30:13 103:11
website 22:20
Wednesday 1:14
week 83:4 143:5 214:6
weeks 198:20
weight 129:1 150:14
went 18:14,16,18 21:6
 24:7 25:3 31:21 36:2
 41:1 47:8 52:8 55:11
 56:10 69:10 74:17,17
 75:1,12 92:3 95:11,19
 96:13 117:10 123:14
 124:1 125:22 126:13
 126:13 134:8 140:22
 172:21 174:7 178:2
 182:2,3 194:17
 218:17 233:12 241:8
 247:15 251:18 253:20

weren't 42:2 70:6 79:6
 96:17 101:13 234:17
 235:10 238:10 250:20
whatnot 11:21
whereabouts 28:12
white 53:8 68:7,14 91:4
 102:21 110:13,15
 162:18 176:21 233:11
 246:4
willing 155:11
winter 83:2
wish 6:2 8:2 58:9 180:8
 255:12,16
wishes 11:19 15:10,12
 149:15 248:5
withdraw 5:13 51:20
 67:5 130:10 196:4,7
withdrawn 21:14 49:11
 168:13 185:1 203:17
 205:7
withdrew 205:11
witness 3:6 10:17 15:10
 15:17,19 16:1 19:9
 34:7 37:10,10 50:15
 50:19,22 52:22 71:13
 71:21 72:5,7,19,22
 73:2,4 95:5 98:13
 107:21 108:8,13
 109:4 110:1,5,9,18,20
 111:18 112:12,14,17
 112:20 113:4,8,13,19
 113:22 115:7,12,16
 115:19 116:5,9 117:4
 117:18,22 118:11,19
 119:5,10,13,15,18,22
 120:12,16 121:1,5,10
 121:13,15 122:3,9,11
 122:17,21 123:16,19
 123:22 124:6,10,15
 124:22 125:7,11,19
 129:7 133:12 134:15
 135:4,12 136:2,4,8
 142:13,17 143:2,5,8
 143:12,17,20 144:5
 144:15 145:2,5,11,15
 145:19 146:1,9,13,17
 147:1,12,14 148:3,6
 148:10,19 149:10,11
 155:7 156:12 157:21
 158:2,10,12 163:9,13
 168:8,19 173:10,12
 176:20 181:15,19
 192:10,13 201:10,14
 202:8 203:5 204:18
 206:15,17,18,21
 207:2,12,18 208:8,10
 213:9,13,19 214:1,7
 214:12,16,19,22

215:5,8,11,15,19,22
 216:3 217:3,8,11,19
 218:4,7,10,15 219:2,8
 219:12,16,22 220:3
 220:11,15,19,21
 221:3,7,10,14,17
 222:1,7,11,15,18,22
 223:4,8 224:2,5 225:3
 225:8,12,14,19 226:3
 226:6,10,12,17,20
 227:5,9,12,15 228:1,6
 228:12,16,19,22
 229:5,12,15,18 230:6
 230:8,11,14,17,20
 231:2,8,21 232:1
witnessed 122:16
 188:13 189:12 191:16
witnesses 12:17,21
 13:4,9,17 14:13,16
 15:7 39:4 94:6 134:14
 149:15 150:21 157:7
 157:14 232:3,10
woman 23:7 26:10
 44:10 48:12 54:5,21
 66:17 67:13 68:11
 111:6,7 114:7 155:9
 176:6,9 209:6 212:6
 212:17 217:22 218:2
 218:21 233:11,13
 235:12 243:16,18
woman's 115:5
women 6:19 21:10
 22:15,17 25:10 44:13
 56:4,18 57:3 108:7
 123:13 128:7 172:9
 175:14,16 176:3,7,12
 216:10 233:16 234:15
women's 23:4
word 30:15 53:10 54:12
 251:11
words 27:1 246:3
 250:19
work 16:9,10 83:7
 143:3 201:14 214:15
worked 16:12
working 27:8 30:1,3
 137:6 142:22 178:12
 213:18 227:21
works 87:12 230:19
worry 172:17,17
worth 130:8
wouldn't 93:20 96:2
 100:2,9,13 102:6
 226:7
wrap 189:2
write 139:16,18 146:22
 187:20 197:2,7,8,15
writing 162:19 246:11

written 21:9 141:17**wrong** 99:4 229:22

230:1 238:9,9

wrote 62:22 102:19

188:4 197:4,11,20,22

225:3 237:14 249:21

250:21,22 251:15

X

Y

yeah 25:21 35:8 48:19

51:19 63:20 73:22

84:4 106:22 107:2

114:15 126:19 138:18

138:19 142:15 155:4

160:10 161:17 164:4

171:4 172:2,4 175:11

175:13 177:16 178:10

178:18 180:5 182:2,7

184:8 185:18 186:8

186:12,13 187:5,5,14

188:12 192:13 199:7

199:7 201:7 214:1,22

215:1,22 216:3,12

217:3 220:4 221:10

221:14 222:11,15

225:8 226:3 230:11

248:16

years 16:13 213:21

214:4

yelled 144:10**yelling** 171:9 172:18

182:20

you-- 219:17**young** 18:15 21:21 22:3

23:15,16,21 24:4,9

38:10 53:13 56:16

74:17 118:15,16

119:11 120:11 121:9

125:4

Z

Zhang 80:12,22 82:8

0

1

1 1:1 3:10 20:11,15,16

37:21 38:14,18 39:16

43:8,15 44:4 45:6

46:7 47:2 48:13,21

49:5 53:4,17 54:2

58:6 103:17 109:9,20

111:3,13 112:7 113:5

114:2,18 146:15,17

146:21 162:5,12

166:11,18 167:10

175:1 176:2 193:18

195:7 216:14,21

241:10

1:30 133:14,15 258:4,5

258:16 259:2

1:31 134:8**1:38** 134:9**10** 34:12 63:17 64:22

101:21 142:5 146:18

10:00 29:19**10:03** 88:4**10:20** 88:9 223:20**100** 163:16,20 217:19

217:20 255:1

107 3:7**11:00** 12:4**11:14** 4:2**11:30** 143:13**11:49** 36:2**11:55** 36:3**12** 3:10 37:15 105:14

119:8 121:11,13

173:14

12:00 12:10,11**126** 3:7,7**12th** 10:14**136** 3:7**138** 3:7**13th** 10:15**142** 3:7**14th** 1:17 74:21**15** 6:9 8:16 17:7 37:14

52:22 73:20 74:2,3

75:7 137:12 159:7

158 3:8**15th** 29:10 74:19,21**16** 3:7**166** 3:8**168** 3:14**16th** 29:11 31:20**17th** 31:22 250:22**18** 29:17**18-** 256:9**18-251-00067** 1:9 4:4

256:7

19:10 73:20**1968** 247:14

2

2 2:7 59:8,17 60:6,11,15

103:18 130:17 146:17

146:21 186:2,6

190:22 191:3,6,9,13

191:14 192:7 193:4

193:11,21 194:7

223:15,17 240:4,5

241:10 250:1,2,5,9

2-18 17:7**2-574(b)** 256:4 257:11**2-574(b)(13)** 256:11**2-574(b)(4)** 256:8**2:00** 29:19 74:3 75:3,7**2:05** 37:14 109:13

173:15

2:05:37 174:22**2:05:39** 105:17 114:9**2:05:40** 48:17 109:4,5,6**2:05:41** 39:14**2:05:42** 43:12,13 112:3

216:11

2:05:43 43:19 46:1,4

105:17

2:05:44 44:9 49:1,3**2:05:45** 45:22 49:4

114:17

2:05:55 175:3**2:06** 53:1**2:06:47** 163:1**2:06:48** 54:4**2:17** 122:1,3,7**2:17:04** 105:21 119:5**2:18:52** 106:2**2:19:39** 106:6**2:24** 122:14**2:24:20** 121:19**2:30** 258:4,5**2:39** 111:5**20** 3:13 29:18 102:13

253:19

2000 1:17**20009** 1:17**2012** 247:14**2013** 213:19**2014** 248:1 249:21

250:20

2018 1:15 6:9 8:17

37:14 52:22 73:20

74:3,3 159:7 223:19

20th 85:19**2122** 1:7**213** 3:8**22** 223:19**22nd** 31:22 88:3**232** 3:4**240** 3:5**24th** 1:7 116:11**25** 253:19**25-823** 248:3,11 249:14

249:19 250:1

251 18:13 19:6 54:16

66:6,13 76:17,18

241:11

251-00067 256:10

3

3 3:1 59:8 60:3,6 62:10

62:12 130:17 146:21

168:1 191:1,2,7,9,13

191:14,15 192:7

193:4 194:2,4 195:7

200:3 240:4,5,6,7

3:00 74:3 75:3,7,11**3:30** 257:18 258:2**3:33** 258:9,14 259:4**30** 30:3 244:19**37** 3:10

4

4 68:3 102:16 156:20

195:8

4:00 31:5 82:22 83:7,8**4:15** 258:14,15 259:1**4:30** 258:2**40** 48:18**400S** 1:17**41** 39:14**43** 43:13**43/73** 3:7**44** 43:13**45** 258:11,13**46** 53:1**48** 57:21**4934** 247:21

5

5 34:12,19 35:1 59:4

98:1,2 130:14 146:15

166:11,15,19,21

167:1,20,21 168:7

190:21 191:4,5

201:18

5:40 108:19 109:2**5C** 1:8

6

6 3:3 250:1,3,6,10**60** 3:13

7

7 1:15 249:21 250:20**7:00** 75:11 83:7**7:10** 73:21 75:8**7:30** 31:5 82:21 83:8

8

8 3:4**800** 29:19**850** 29:20

9

9 63:17,17 99:10 100:14**9:00** 258:7**90** 257:13**911** 62:14 160:4 229:12

235:20,22
95711 1:8 4:5
9th 10:12

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Lemma Holdings, LLC

Before: Alcoholic Beverage Control Board

Date: 11-07-18

Place: Washington, DC

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.



Court Reporter

NEAL R. GROSS

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701