

1 rifle, transitioning to something like a
 2 Taser is just much more difficult, given the
 3 physical requirements of carrying a rifle.
 4 A. Yes.
 5 **Q. Is that your understanding?**
 6 A. Yes.
 7 **Q. And is that one of the reasons why you felt**
 8 **like rifle retraining was important here?**
 9 A. Yes.
 10 **Q. Officer [REDACTED] goes on to say: In**
 11 **addition, she only has about a 50 percent**
 12 **success rate with the Taser, so she never**
 13 **considered transitioning to her Taser.**
 14 **Do you see that?**
 15 A. Yes.
 16 **Q. What does that mean to you that she's got a**
 17 **50 percent success rate?**
 18 A. That the Taser's inconsistent on its --
 19 whether it works or not.
 20 **Q. Has that been your experience?**
 21 A. Probably.
 22 **Q. So that doesn't surprise you to have an**
 23 **officer saying that the Taser has a 50**
 24 **percent success rate?**
 25 A. No, doesn't surprise me.

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1 **Q. That doesn't raise any red flags for you?**
 2 A. No, that's consistent with what I see. I had
 3 always hoped that by today, when I entered
 4 policing in 1993, we'd have a tool that could
 5 successfully incapacitate people without
 6 killing them and, unfortunately, that still
 7 doesn't exist.
 8 **Q. Let's go to Page 19 of the report. And this**
 9 **is a section of the report that summarizes an**
 10 **interview that Detective [REDACTED] did with**
 11 **Officer [REDACTED]**
 12 **So this was an interview that was**
 13 **done --**
 14 A. I might be on a different page. Did you say
 15 19?
 16 **Q. I did. I did. And it actually -- the**
 17 **interview -- the summary of the interview**
 18 **starts on page --**
 19 A. 'Cause this is [REDACTED]'s interview.
 20 **Q. Right above it. The paragraph right above**
 21 **it.**
 22 A. Gotcha'. Okay.
 23 **Q. And in the last paragraph of the summary of**
 24 **Officer [REDACTED]'s interview, Detective [REDACTED]**
 25 **asked [REDACTED] if he perceived the statement**

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1 "I've got one for you, I'll get you", from
 2 Quintero to [REDACTED] as a threat to [REDACTED]
 3 Officer [REDACTED] said he did perceive that as a
 4 threat to Officer [REDACTED]
 5 **Do you recall reading this paragraph**
 6 **in your review of the -- of the document?**
 7 A. I remember reading it when I first got here.
 8 I didn't remember reading it the other day.
 9 **Q. Does this paragraph raise any red flags for**
 10 **you?**
 11 A. Can you elaborate. I'm not sure what --
 12 **Q. Yeah.**
 13 A. Is it based on --
 14 **Q. My concern about Detective [REDACTED] saying is**
 15 **the statement "I've got one for you, I'll get**
 16 **you", is that a threat, that that's a leading**
 17 **question. That that is a PSB detective**
 18 **framing a question. And I'm wondering if**
 19 **that gave you any concerns about the**
 20 **integrity of the PSB investigation.**
 21 MR. PIGG: Object to form.
 22 A. I had concerns about PSB and leading
 23 questions, and I've made changes so that that
 24 is not happening anymore.
 25 **Q. And when did you -- when did you implement**

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1 **those changes?**
 2 A. I moved the captain, lieutenant and some
 3 detectives in 2016 into 2017.
 4 **Q. And is one of the reason why you made those**
 5 **moves is because you were concerned about**
 6 **leading questions and what those leading**
 7 **questions might mean for the integrity of the**
 8 **PSB investigations?**
 9 A. Among others, yes.
 10 **Q. What were the other reasons why you made the**
 11 **move?**
 12 A. Not just for leading questions, but also the
 13 fairness of the investigation.
 14 **Q. And by fairness, do you mean whether the**
 15 **investigations were unbiased?**
 16 A. Yeah, yeah.
 17 **Q. Who were the detectives that you moved?**
 18 A. Lance [REDACTED] he was the primary -- primary
 19 one. Kevin [REDACTED]
 20 **Q. And I believe you said you also removed some**
 21 **of the supervisors, as well?**
 22 A. Yes.
 23 **Q. And who were the supervisors?**
 24 A. Captain [REDACTED] Captain [REDACTED] -- or
 25 Lieutenant [REDACTED]

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1 **Q. And were these personnel changes made in**
 2 **response to some of the concerns you had**
 3 **about the PSB processes at the time?**
 4 A. Yeah, not one specific issue, but a wide
 5 range of issues.
 6 **Q. Some of the issues were the leading questions**
 7 **and the fairness, as you say, of the**
 8 **investigations; is that right?**
 9 A. Correct.
 10 **Q. What were some of the other issues?**
 11 A. Just going along with my philosophy of use of
 12 force, how we treat staff, how we handle
 13 these cases.
 14 **Q. Did you feel that you were encountering some**
 15 **resistance amongst PSB detectives to your**
 16 **philosophy of use of force?**
 17 A. Use of force wasn't as much as the issue as
 18 were changes that I wanted to make. For
 19 instance, keeping the internal separate from
 20 the criminal. There was issues where PSB
 21 detectives were getting involved in criminal
 22 investigations, potentially, contaminating
 23 criminal investigations.
 24 **Q. And did you encounter any resistance from PSB**
 25 **detectives when you wanted to implement those**

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1 **changes?**
 2 A. Yes.
 3 **Q. And is that one of the reasons why people**
 4 **were moved?**
 5 A. Yes.
 6 **Q. Were there specific investigations that**
 7 **caused you concern that were performed by**
 8 **Detective [REDACTED]?**
 9 A. A lot of stuff like this, leading questions,
 10 conflicts.
 11 **Q. Were there specific investigations that**
 12 **caused you to make the decision to remove**
 13 **Detective [REDACTED]?**
 14 A. Not as -- not as specific.
 15 **Q. Did you make any decisions about Detective**
 16 **[REDACTED]?**
 17 A. I didn't know Detective Harty as well as I do
 18 now and -- but I didn't remove him for that.
 19 I think he got -- I think he was promoted out
 20 of there, if I remember right. So no, I --
 21 Detective [REDACTED] wasn't -- initially, I wasn't
 22 sure who was -- who in there was in line with
 23 me and the new way of doing things and who
 24 wasn't. I wasn't sure about Detective [REDACTED]
 25 at first. Now I'm comfortable with that he

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1 was not. I have no concerns with him at all.
 2 And I think he's onboard with the philosophy
 3 that we have.
 4 **Q. If we look at Page 21 of this report, here**
 5 **the PSB detective notes that [REDACTED] who**
 6 **was Mr. Quintero's father, who was in the car**
 7 **with him, yelled out to the officers that he,**
 8 **Quintero didn't have any weapons. [REDACTED]**
 9 **stated that he heard the officers order**
 10 **Quintero to put his hands up, and Quintero**
 11 **got out of the Tahoe and walked back with the**
 12 **officer.**
 13 **Did I read that accurately?**
 14 A. Uh-huh.
 15 **Q. Should the officers have been asked whether**
 16 **they heard [REDACTED] state that Mr. Quintero**
 17 **had no weapons and wasn't armed?**
 18 A. Should they have -- say that one more time,
 19 please.
 20 **Q. Should the officers have been asked whether**
 21 **they heard Mr. Quintero say -- I'm sorry --**
 22 **that they heard Mr. [REDACTED] say that**
 23 **Mr. Quintero was unarmed?**
 24 A. Maybe.
 25 **Q. Is that a question that you would have asked**

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1 **were you doing this investigation?**
 2 A. Probably.
 3 **Q. Why would you have asked the question?**
 4 A. Just helpful to know. Not that -- many times
 5 people -- family members, others say they're
 6 unarmed, and my experience has been that
 7 oftentimes that's not the case. But it just
 8 is a fact to have -- would have been nice to
 9 know.
 10 **Q. When you reviewed this investigation, were**
 11 **you concerned that it appears that neither**
 12 **officer was ever asked that question?**
 13 MR. PIGG: Object to form.
 14 A. Not at the time, no.
 15 **Q. In retrospect, looking back, does that raise**
 16 **a concern for you?**
 17 A. Now that I've been here longer, there's a
 18 number of things that concern me about this,
 19 as I've said.
 20 **Q. And you mentioned that one of your concerns**
 21 **was the -- was the use of the -- of the**
 22 **rifle; is that right?**
 23 A. Correct.
 24 **Q. The other one was the leading question that**
 25 **we discussed?**

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