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MISCELLANEOUS DOCUMENTS

PERSONNEL INVESTIGATION SHEET

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
PERSONNEL INVESTIGATION

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DATE 9/15/2017	No. OF SUBJECTS 1	UNIT(S) INVOLVED Compton Station	I.A.B. FILE No. IV2430379
MANUAL SECTIONS ALLEGEDLY VIOLATED (BY TITLE AND No.) 3-01/030.05, General Behavior; 3-01/000.13, Professional Conduct-Core Values; 3-01/040.75 Dishonesty/False Statements 3-01/040.76, Obstructing and Investigation/Influencing a Witness			
DATE, TIME, DAY OF OCCURRENCE October 2, 2015, 0250 hours, Friday			RELATED URN FILE No. IF APPLICABLE
LOCATION OF OCCURRENCE Taft Avenue and Main Street, Orange, CA 92867			
SOURCE OF COMPLAINT: <input type="checkbox"/> COMMUNITY <input type="checkbox"/> SUPERVISION <input type="checkbox"/> W/C REPORT No. <input type="checkbox"/> OTHER SOURCES (SPECIFY)			

SUBJECT No. 1 OF 1	LAST NAME Aldama	FIRST NAME Samuel	M.I.	RANK OR TITLE Deputy Sheriff Generalist	EMP. No. 531565
UNIT OF ASSIGNMENT Compton Station		DATE ASSIGNED 11/16/2014		DIVISION OR REGION Central Patrol Division	
STATUS OF SUBJECT <input checked="" type="checkbox"/> CONTINUING ON DUTY <input type="checkbox"/> RELIEVED OF DUTY - REASSIGNED TO: <input type="checkbox"/> OTHER					
SEX Male	RACE Hispanic	HAIR Black	EYES Brown	HEIGHT 508	WEIGHT 168
DATE OF HIRE 10/3/2007		DATE APPOINTED TO RANK 2/8/2008		D.O.B. 12/21/1986	
INTERVIEW TAPE RECORDED ON TAPE 1 OF 1		SIDE <input type="checkbox"/> A <input type="checkbox"/> B		DATE 08/14/17 TIME 1013	

PREVIOUS FOUNDED INVESTIGATIONS			
DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE

SUBJECT No. OF	LAST NAME	FIRST NAME	M.I.	RANK OR TITLE	EMP. No.
UNIT OF ASSIGNMENT		DATE ASSIGNED		DIVISION OR REGION	
STATUS OF SUBJECT <input type="checkbox"/> CONTINUING ON DUTY <input type="checkbox"/> RELIEVED OF DUTY - REASSIGNED TO: <input type="checkbox"/> OTHER					
SEX Male	RACE	HAIR	EYES	HEIGHT	WEIGHT
DATE OF HIRE		DATE APPOINTED TO RANK		D.O.B.	
INTERVIEW TAPE RECORDED ON TAPE OF		SIDE <input type="checkbox"/> A <input type="checkbox"/> B		DATE TIME	

PREVIOUS FOUNDED INVESTIGATIONS			
DATE	I.A.B. FILE No.	MANUAL SECTION(S) VIOLATED	DISCIPLINE

CODE: C - COMPLAINANT, W - WITNESS

ADDITIONAL COMPLAINANTS, WITNESSES, OR SUBJECTS ON SUPPLEMENTAL PAGES

☐ YES☐ NO

CODE C	No. 1 OF 1	LAST NAME Denham	FIRST NAME Bobby	M.I. D.	SEX Male	RACE White	D.O.B. Adult
RESIDENCE ADDRESS					RES. PHONE (AREA CODE) ()		
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT Office of the Assistant Sheriff				CDL OR LASD EMPLOYEE NO. 004261	BUS. PHONE (AREA CODE) (213) 229-3067		
INTERVIEW TAPE RECORDED ON TAPE OF					SIDE <input type="checkbox"/> A <input type="checkbox"/> B DATE TIME		

CODE No. OF	LAST NAME	FIRST NAME	M.I.	SEX	RACE	D.O.B.
RESIDENCE ADDRESS					RES. PHONE (AREA CODE) ()	
BUSINESS ADDRESS OR UNIT OF ASSIGNMENT				CDL OR LASD EMPLOYEE NO.	BUS. PHONE (AREA CODE) ()	
INTERVIEW TAPE RECORDED ON TAPE OF					SIDE <input type="checkbox"/> A <input type="checkbox"/> B DATE TIME	

PRIMARY INVESTIGATOR Joseph J. Williams	RANK Lieutenant	EMP. No. 285060	APPROVED <i>[Signature]</i>	DATE 09-21-17
ASSISTING INVESTIGATOR	RANK	EMP. No.	DATE SUBMITTED	

INVESTIGATIVE SUMMARY

**COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT**

INVESTIGATIVE SUMMARY

IV 2430379

**SUBJECT: SAMUEL ALDAMA
DEPUTY SHERIFF
EMPLOYEE #531565**

DATE OF INCIDENT: OCTOBER 2, 2015

DATE OF DEPARTMENT KNOWLEDGE: OCTOBER 2, 2015

ALLEGATIONS

It is alleged Subject Samuel Aldama, while off duty on October 2, 2015, brought discredit to himself and the Department when he intervened in a criminal investigation/traffic stop involving police officers from the Orange Police Department, and former Los Angeles County Deputy Sheriff Mizrain Orrego. Subsequent investigation revealed that Subject Aldama knowingly made misleading statements to the arresting officers, as well IAB investigators during the Administrative Investigation.

- Manual of Policy and Procedures section 3-01/000.13, Professional Conduct-Core Values
- Manual of Policy and Procedures section 3-01/030.05, General Behavior

SUMMARY OVERVIEW OF INCIDENT

On October 2, 2015, former Deputy Sheriff Mizrain Orrego was arrested for driving under the influence (DUI) of alcohol by Orange Police Department Officers. During the DUI investigation, Subject Aldama drove up to the scene and at some point he was contacted by officers at the scene. During Subject Aldama's conversation with the officers, Subject Aldama told officers that he had called Compton station, and that units were responding. Subject Aldama also told officers that he was at the "Tilted Kilt" to celebrate someone's promotion. Subject Aldama's statements were captured on a dash cam recording device.

As a result of Mizrain Orrego's arrest, an Administrative Investigation was conducted. Subject Aldama was later interviewed twice as a witness by Internal Affairs Bureau

(IAB), and as a subject, after the investigation revealed that he made misleading statements to the Orange Police Department officers and IAB investigators.

During the IAB witness interview **[Exhibit A]** on February 24, 2017, Subject Aldama admitted to telling officers that he was at the "Tilted Kilt" restaurant for someone's promotion, but in this interview he admitted that nobody in fact had been promoted. Subject Aldama also stated he did not recall seeing anyone from Compton Station at the "Tilted Kilt" restaurant. He also admitted that he did not call Compton Station as he initially told officers.

During the IAB witness interview **[Exhibit B]** on April 13, 2017, Subject Aldama admitted that he told officers that someone had promoted, but in this interview he again admitted that no one had been promoting.

On August 14, 2017, Subject Aldama was interviewed as a subject by Lieutenant Joseph J. Williams of Compton Station. During the interview, Subject Aldama viewed dash cam audio and video footage **[Exhibit C]** of Mizrain Orrego's traffic stop. Subject Aldama confirmed that he told the officers he had called Compton Station and that patrol units were responding. He later also admitted that he never called Compton Station, and that no units were responding.

Deputy Orrego's arresting officer, Lucia Zvonaru, was interviewed as a witness in the original investigation (IV2390151), her interview transcript is included with this investigation as **Exhibit D**.

Lastly, Subject Aldama acknowledged that he made a poor decision and he expressed remorse for his actions.

SUBJECT INTERVIEW

CASE #: IV2430379

SUBJECT INTERVIEW

DEPUTY SAMUEL ALDAMA

Williams: We're on tape. Today's date is August 14th, 2017. It's approximately 1013 hours. I'm Lieutenant Williams, Compton Sheriff's Station. We're here conducting an interview on IAB Case Number 2430379. Just for housekeeping purposes prior to going on tape Samuel we had you read and sign a Subject Admonition Form, is that correct?

Aldama: Yes, sir.

Williams: Did you read the form?

Aldama: Yes, sir.

Williams: And you understood it?

Aldama: Yes, sir.

Williams: And you signed?

Aldama: Yes, sir.

Williams: As well we had you, I, I read to you a video admonishment form, did you understand the form?

Aldama: Yes, sir.

Williams: And did you sign it?

Aldama: Yes, sir.

Williams: We're gonna watch a video here shortly but we're gonna, we'll turn the tape off but just for housekeeping purposes I'll have everybody inside the room introduce themselves. So we'll start with Samuel.

Aldama: Samuel Aldama, last name A-L-D-A-M-A.

Marangell: Adam Marangell, M-A-R-A-N-G-E-L-L attorney

Kim: Alex Kim.

Williams: Employee number?

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ALDAMA

Kim: 459097.

Garrido: Joe Garrido, 406261.

Williams: And Lieutenant Joe Garrido is inside the room he's just observing. He's one of our new Watch Commanders here at the station, he's going to observe the interview.

Aldama: Correct, that's fine.

Williams: So basically we're going to go over Adam, well, sorry Sam you were interviewed twice on this particular, about this particular incident correct?

Aldama: Yes, sir.

Williams: At that time you were interviewed as a witness. So today is going to be your third interview but you're going to be interviewed as a subject and that's because during the first two interviews some of your answers led us to have to bring you in as a subject and get further explanation. So you're just going to be interviewed on the general nature of an incident that occurred October 2nd, 2015, okay?

Aldama: Yes, sir.

Williams: All right, so we're gonna turn the tape off take a look at the video and then we'll start again and I'll ask you a couple questions okay? Just relax. If you want to take a break, you want to go to the bathroom, just say so and we'll get it going, all right?

Aldama: Yes, sir.

Williams: All right. So we're back on tape it's approximately 10:29. We watched a, Samuel we watched a dash cam video of an incident that occurred October 2nd, do you remember that?

Aldama: Yes, sir.

Williams: Did you recognize your voice on the, on the tape?

Aldama: Yes, sir.

Williams: So we'll start with the, with the questioning here. If you would, just in the beginning, just give me a quick rundown of your department history. What have you done?

Aldama: Sir, well I'm currently here assigned to Compton Station. Prior to this approximately seven years at Men's Central Jail, sir, and prior to that the academy, sir.

Williams: And when, what's your date of hire?

Aldama: Date of hire was October 2nd, of 2007, sir.

Williams: And how long have you been here at Compton?

Aldama: I've been here approximately two years and a half, sir.

Williams: Do you know an individual named Mizrain Orrego?

Aldama: Yes I do, sir.

Williams: How do you know him?

Aldama: I worked custody with him and we came out together training here at Compton Station.

Williams: So this incident that we're talking about involves Mizrain, he's the one that stopped on the traffic stop, correct?

Aldama: Yes, sir.

Williams: And what's, what's your relationship with him?

Aldama: Well, he's my radio car partner, sir.

Williams: All right and you guys were partners how long?

Aldama: A little bit over a year, sir.

Williams: So as I said before you were interviewed twice on this incident okay, and you have a copy of your transcripts correct?

Aldama: Yes, sir.

Williams: Did you get a chance to read those transcripts?

Aldama: Yes, sir.

Williams: So at any time during this interview if you have a question about one of your answers from your previous interviews, refer to your transcripts okay?

Aldama: Yes, sir.

Williams: All right. So I'm gonna go over some information here. So on October 2nd, 2015 a department employee Mizrain Orrego was stopped and detained by police officers from Orange PD. During that investigation it was learned that you were a witness to that incident, is that correct?

Aldama: Yes, sir.

Williams: On February 24, 2017 this year you were interviewed as a witness by investigators from Sheriff's Department Internal Affairs Bureau commonly known as IAB, correct?

Aldama: Yes, sir.

Williams: The investigators were named Sergeant John Adams and Sergeant Ron Ridley, is that correct?

Aldama: Yes, sir.

Williams: During that interview you answered questions about what you witnessed and your involvement in the incident. Yes?

Aldama: Yes, sir.

Williams: Then you were interviewed again October, I'm sorry, April 13th of this year.

Aldama: Yes, sir.

Williams: Basically by the same two people? Or was this...?

Aldama: Same, same two people.

Williams: Same two and it involved follow up questions from your first interview correct?

Aldama: Yes, sir.

Williams: Let's start on the evening of October 2nd. You went to a restaurant called the Tilted Kilt, correct?

Aldama: Yes, sir.

Williams: If you would, go to your transcripts, the second set of transcripts, page three. Down towards the bottom. Okay, so let me ask you why did you go

to the Tilted Kilt? Well, let me do this. At the bottom of your transcripts on page three, at the bottom of the transcript Sergeant Adams asked, "So when you told Officer, I don't know how you pronounce her name, Vana...

Marangell: Officer Z will be fine.

Williams: Officer Z, that it was a friend promoting to Sergeant, were you certain that's what was going on? And you answered, "Well, I mean it was, it was just a question. I have to say yes." Was there a promotion party that night?

Aldama: I don't think it was a promotional party, sir.

Williams: What type of party did you think it was?

Aldama: It was just a gathering probably.

Williams: Just a gathering for, a gathering for who?

Aldama: For someone, I, I didn't, I don't know who it was. But it was a gathering.

Williams: Was it a gathering for personnel from Compton Sheriff's Station?

Aldama: I believe so, sir.

Williams: You believe so?

Aldama: But I'm not, I'm not sure whose it was, sir.

Williams: So why did you go?

Aldama: I went just like I said for a gathering, sir, but when I arrived there was, I don't know if it was going on, it was probably done by then or something.

Williams: So in a portion of the video you told the officer that it was a promotion party but you weren't sure.

Aldama: I wasn't sure if it was a promotional party.

Williams: You believed there was just some sort of gathering and that's why you went?

Aldama: Yeah, some, some sort of gathering, probably I, I chose the wrong promotion word, sir. It was just a gathering, sir.

Williams: Do you know an individual named Lieutenant Mity?

Aldama: Yes, sir.

Williams: How do you know Mitry?

Aldama: I know Mitry because he's the, he was the Watch Commander.

Williams: Here at Compton Sheriff's Station?

Aldama: At Compton Sheriff's Station, sir.

Williams: So October 2nd that night at the Tilted Kilt, at any time that evening did you see or talk to Lieutenant Mitry?

Aldama: I don't remember talking to Lieutenant Mitry, sir.

Williams: Do you remember seeing him there at the event?

Aldama: No, sir.

Williams: Do you know an individual named Mark Lopez?

Aldama: Mark Lopez? I believe he was a sergeant here as well, sir.

Williams: You believe or?

Aldama: He was a sergeant here at Compton Station at one point, sir.

Williams: So once again October 2nd, that night did you see or talk to Mark Lopez at all?

Aldama: I don't remember seeing or talking to Mark Lopez, sir.

Williams: We watched a video the very first segment is the initial traffic stop. When did you first observe the patrol car from Orange PD?

Aldama: I want to say as I was nearing the intersection I saw a vehicle behind me.

Williams: Was that vehicle parked off to the side or anything or you were just driving and you, when you were in the intersection and you saw a vehicle behind you?

Aldama: Yes, sir, I'm driving and, and it might have been some more vehicles but it appeared it came out from somewhere. And it was just...I'm not even sure from where but it was, it was fast.

Williams: From your perception?

Aldama: From my perception, sir.

Williams: How did you come in contact with the officers from Orange PD?

Aldama: After the traffic stop, sir.

Williams: So we watched a video, we watched the female officer talk to her partner and she points in a direction and she says, I'm gonna go talk to him, and she kind of trails off. Is that your first contact with the officers that night?

Aldama: I mean from the vid--, I'm not sure, sir, from, from what the video....

Williams: Well, let me ask you this at one portion you had a conversation with the female officer and probably one of her partners, correct?

Aldama: Yes, sir.

Williams: Is that your first contact with them or did you talk to them before that?

Aldama: I think I talked to them before that, sir. Before the, that video.

Williams: What did you guys talk about?

Aldama: I'm not sure but it was something along the lines of if I knew Deputy Orrgeo.

Williams: Then she went back to the traffic stop and finished?

Aldama: And she went, that was after the traffic stop.

Williams: It was after the traffic stop. So during the traffic stop where, where were you?

Aldama: During the traffic stop I was at a red light and I, I parked away from the traffic stop.

Williams: And you observed from a distance?

Aldama: Yes, sir.

Williams: How far do you think?

Aldama: It was four, four to five cars away from the traffic stop. From, from along that line.

Williams: At any time during that, did you interfere at all? Did you, did you make contact with them? Did you approach the traffic stop?

Aldama: No, sir.

Williams: So while they were conducting the, having a conversation with Mizrain Orrego or conducting FST's during their detention did you make contact with them at all?

Aldama: During their detention, not, not that I can remember, no, sir. I did not.

Williams: So at one point the officer comes up and they start talking to you and they tell, she says words to the effect of, do you know what's going on here? And then you say "I saw the handcuffs go on." Do you remember that from the video? You want to play it again or want to, or you...?

Aldama: Yeah, I don't re--....

Marangell: Yeah, I don't recall that either. We'll, I mean I, we can take your representation if that's what occurred for purposes of this interview.

Williams: Okay, yes, okay. So at some point she told you, well let me ask you this. You've, you worked here in Compton for two and a half years?

Aldama: Yes, sir.

Williams: Have you ever arrested anyone for DUI?

Aldama: No, sir.

Williams: Have you ever observed anyone be arrested in the field for DUI?

Aldama: Yes, sir.

Williams: Have we, what's our procedure? If we arrest someone for DUI?

Aldama: Well, I mean, handcuffs have to be, there's gonna be handcuffs, sir.

Williams: And then what happens after that?

Aldama: Well, he's gonna be transported or, or some, along those lines.

Williams: To a patrol station and booked?

Aldama: To a patrol station and booked, yes, sir.

Williams: So when you were talking to the officers and they told you Mizrain was going to receive a citation and be released, what did you believe that to mean?

Aldama: I believed to me he was gonna get released right there and then, sir.

Williams: That he would get released right there?

Aldama: Yes, sir.

Williams: Did you believe that he was being arrested for DUI? Or what did you believe?

Aldama: Yes, I mean when I saw the handcuffs of course I saw that, that he was going to be arrested for, for something, sir.

Williams: What do you mean for something?

Aldama: Well, for, for, I mean for sure the DUI, sir.

Williams: So when she said she's gonna be issued a citation and be released did that seem strange to you?

Aldama: Well it did because I thought he was going to get released right there and then, sir.

Williams: Released meaning let go?

Aldama: Like released on the field, sir.

Williams: Did you believe at that point that he was going to be released and not arrested?

Aldama: I believe he was going to be arrested, released in the field. I honestly took it as when you take someone into like, let's say possession of drugs or whatever. That you arrest them and then cite them on the field, sir.

Williams: But you were, you were under the impression that he was going to be rel-, he was going to be arrested for DUI and possibly receive a citation and released in the field?

Aldama: Yes, sir.

Williams: But that's, that's not our procedure for the Sheriff's Department?

Aldama: No, that was what I believed, sir, then.

Williams: So let's go to page five of the transcript. The second, the second interview. The April 13th interview. I take that back, go to page four. Page four, at the bottom of page four.

Aldama: Okay.

Williams: You made a statement to the officers that you heard on the videotape that you had made a phone call to the patrol station, to Compton's Sheriff's Station and radio cars were coming. Okay, so you were, in your first interview they asked you about that statement and you told them that was incorrect, correct?

Aldama: I'm not, I'm not sure if I....

Marangell: Where are you pointing out where he says to the....

Williams: Well, let me ask you this. You told them the patrol cars were coming correct?

Aldama: Yes, sir.

Williams: Were there patrol cars coming from Compton Sheriff's Station?

Aldama: No, sir.

Williams: You told them you made a phone call, correct?

Aldama: Yes, sir.

Williams: But you didn't make a phone call?

Aldama: No, sir, I....

Marangell: Oh, I see where you're saying, okay.

Aldama: ...okay.

Williams: So let me ask you this. What did you hope to accomplish by making that statement? What did you hope that they would do?

Aldama: What I, what I, what my intent was to eventually make a phone call, sir. I know we had to make a phone call for the incident and, and if he was gonna get released in the field maybe someone could, could I don't know if that would be approved but either a patrol car or somebody else to come

and, and help us out, sir. I was nervous but in no way I was trying to intervene with any type of an investigation, sir.

Williams: Because let me ask you, so in the beginning the officer made, said words to the effect he's gonna be, she's gonna, she asked you hey, you know what's going on? You saw the handcuffs go on, you believe he was being arrested for a DUI correct?

Aldama: Yes, sir.

Williams: They told you he was going to receive a ticket and be released in the field so at that point he was gonna be held accountable for the DUI.

Aldama: Yes, sir.

Williams: Then you made the statement that patrol cars are coming. You kind of repeated it a total of it, a version of it almost three times.

Aldama: Yes, sir.

Williams: So my question to you is what did you expect, what did you hope they would do by saying that?

Aldama: I wasn't hoping for them to stop their investigation at all, sir.

Williams: You were not hoping that?

Aldama: No.

Williams: What did, what did you want them to do?

Aldama: My thing was either if he was going to release in the field either take him home or something. He wasn't gonna be able to drive his vehicle of course after that.

Williams: But it wasn't your intent to impede their investigation?

Aldama: Absolutely not, sir. I was not trying to intervene in any type of way in their investigation, sir.

Williams: And you've conducted traffic stops in the field, correct?

Aldama: Yes, sir.

Williams: So as a Deputy Sheriff, how would you react if a stranger approached your traffic investigation?

Aldama: Well, that's gonna be a, a...?

Marangell: Well let's clarify. A stranger or a, or a fellow law enforcement officer. I there's a distinction there.

Williams: Hold on a second, okay. So, on the night of the incident were you wearing a uniform?

Aldama: No, sir.

Williams: You were in civilian clothes?

Aldama: Yes, sir.

Williams: So on a traffic stop in the field.

Aldama: Yes, sir.

Williams: If someone approaches you at a traffic stop, a traffic investigation, how would, how would that make you feel?

Aldama: Uncomfortable.

Williams: Uncomfortable, okay. You think you made those officers feel uncomfortable that night?

Aldama: If....

Marangell: Well are we talking before or after he identified himself as a deputy sheriff?

Williams: Before or after.

Aldama: Well, I'm sorry. I'm sure I mean I identified, I had already identified myself. I don't know but I was at a distance as well, sir, so not, not sure. If someone is close to me while I'm doing an investigation it's gonna be uncomfortable for me.

Williams: As a deputy sheriff?

Aldama: As a deputy sheriff, yes, sir.

Williams: You think they felt uncomfortable?

Marangell: Well it's hard, I mean, let me just interject because he, that's calling for him to speculate as to what they're thinking. I mean I think a better, or he can answer did they tell you they were uncomfortable with you being there at any point in time?

Aldama: I'm not, not the, I'm not sure they said that to me.

Williams: Let me ask you. Let me ask you another way, okay? At some point during the interview, or during your interview there in the field with the officers, they told you that Mizrain didn't want you to get involved and asked for you to leave?

Aldama: Yes, sir.

Williams: You remember that?

Aldama: Uh-huh (AFFIRMATIVE).

Williams: Why didn't you leave?

Aldama: I, I didn't leave because you know he's my radio car partner, sir. I couldn't, I couldn't just leave him there, you know. I at least wanted to know where he was gonna be at or, or something. Or some, some type of information so I can know where he's gonna be at and, and notify, you know, the watch commander, his family, something.

Williams: But they made it clear to you that he was gonna be arrested, correct?

Aldama: Yes, sir.

Williams: So going back to the question as to if they felt uncomfortable or if, or how would you feel if someone approached your traffic stop, let me ask you this. What do you think about your general behavior that night at that traffic stop?

Aldama: My general behavior?

Williams: Yes, was it appropriate?

Aldama: It was, I think I, I, I did, I think I did everything that I could, sir, however, I know I said some things that, that were not my intention but like I said in no way I was trying to intervene in the investigation whatsoever, sir.

Williams: So I'm gonna ask you again about your general behavior. How do you think you behaved that night?

Marangell: You're talking about just his behavior towards the officers?

Williams: Towards the officers, towards the incident itself.

Aldama: I'm not sure how to answer that question.

Marangell: I'm unclear too, I'm sorry.

Kim: Can I ask a question?

Williams: Sure.

Marangell: Sure.

Kim: How, how do you feel about your general behavior as it pertains to the, the fact that you were insincere with the officers when you told them that you had called dispatch radio cars from the station when you actually hadn't? In other words, in retrospect would you, would you have handled that differently today?

Aldama: Okay, yes, sir, I would handle, if I could go back in time I will handle it completely different, sir, and....

Williams: Explain.

Aldama: I will, since it's a traffic stop after the handcuffs, I would call the watch commander. I will call whoever, sir, let them know what's going on and go from there. I don't know what advice would they give me and, and, and I would, I would go from there, sir, instead of letting them know however that was something I was contemplating, sir, was making a phone call eventually that night.

Williams: Just in general, we're almost done here, so off-duty incidents you come in contact with law enforcement officers in the field, whether they're stopping you in a traffic stop or whether it's your friend just being stopped in a traffic stop, how should you behave?

Aldama: Know, knowing all this, sir, I would just stay away. I mean.

Williams: So without knowing all this, before...

Aldama: Yes, sir.

Williams: ...how should you behave?

Aldama: Professional, sir.

Williams: And explain that, please.

Aldama: I should identify myself and if, if they decide for me to leave then I will leave, sir. That's my way of professional.

Williams: You have any questions Alex?

Kim: It, it, no but I just want to make a statement. You know it's, it's what exacerbates this whole incident and I hope going forward we all as professionals learn from this is, is the fact that there was alcohol involved. You know there's no doubt so whenever there's alcohol involved and, and there are off duty incidents, it clouds, it complicates the, the situation significantly in all aspects. In our, in our personal lives, in our professional lives, so you know just, I'm just making that general statement and we all have to learn from our, our, you know, our past, our histories.

Williams: Is there anything that you would like to say, (INAUDIBLE). I'm sorry, Samuel.

Aldama: No, sir.

Marangell: No thank you.

Williams: That ends the interview. It's approximately 10:49 on August 14th, 2017.

ER
Written Communications, Inc.

EXHIBITS

EXHIBIT A

IV2390151

WITNESS INTERVIEW

SAMUEL ALDAMA

Adams: Okay, we are on record. Today's date is February 24, 2017. Time is approximately 13:07 hours. We are at Internal Affairs Bureau in Interview Room A. My name is Sergeant John Adams and my partner is Sergeant Ron Ridley from Sheriff's Department Internal Affairs Bureau, which is commanded by Captain John Roberts. This is a Subject, I'm sorry, a Witness interview regarding case number IV2390151. For the purposes of the recorder let's go around the room and identify ourselves. Again, my name is Sergeant John Adams, last name is spelled, A-D-A-M-S.

Ridley: Sergeant Ron Ridley, last name spelled, R-I-D-L-E-Y.

Aldama: Deputy Samuel Aldama, last name, A-L-D-A-M-A.

Suhr: And Emily Suhr, S-U-H-R of Greene and Shinee on behalf of Deputy Aldama.

Adams: Thank you. And Deputy Aldama, prior to going on recorder, I gave you an Administrative Rights Form for Witnesses, did you get a chance to read that form?

Aldama: Yes, sir.

Adams: Do you have any questions regarding that form?

Aldama: No, sir.

Adams: Okay. And I see that you marked the appropriate boxes and initialed the form, is that correct?

Aldama: Yes, sir.

Adams: And did you sign the form?

Aldama: Yes, sir.

IV2390151

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SAMUEL ALDAMA

Adams: Okay. And this case has to do with the circumstances surrounding a DUI arrest that occurred on October 2nd of 2015, involving Deputy Mizrain Orrego. Deputy Aldama, what is your present assignment?

Aldama: I'm currently assigned to Compton Station, sir.

Adams: Okay. How long have you been assigned to Compton?

Aldama: Approximately 2 years now, sir.

Adams: Okay. And prior to Compton Station, where were you assigned?

Aldama: I was assigned to Men's Central Jail.

Adams: Okay. And how long were you at --

Aldama: Approximately 7 years.

Adams: -- Central Jail, okay. And prior to that, what was your assignment?

Aldama: The academy, sir.

Adams: Okay, when did you graduate?

Aldama: October -- I mean, February of 2008, sir.

Adams: Alright, very good. And do you know Deputy Mizrain Orrego?

Aldama: Yes, I do, sir.

Adams: Okay. And how do you know him?

Aldama: He's -- We worked together, sir, and he's also my radio car partner.

Adams: Okay, very good. At Compton Station?

Aldama: At Compton Station, yes, sir.

Adams: Okay. Are you presently partnered up with Deputy Orrego?

Aldama: Not at this time, no.

Adams: Okay. In the past have you been partnered up with Deputy Orrego?

Aldama: Yes, sir.

Adams: Okay. What – During what period were you partnered with Deputy Orrego?

Aldama: After we completed our training, sir.

Adams: Alright.

Aldama: At Compton Station.

Adams: Okay. When was that?

Aldama: Like, a year ago or something like that, sir.

Adams: Okay.

Aldama: Yeah, like a few months back, sir.

Adams: Okay. How long were you partners?

Aldama: For like a year – a little bit over a year, sir.

Adams: Okay, very good. On October 2nd of 2015, were you with Deputy Orrego?

Aldama: Yes.

Adams: Okay. In the City of Orange?

Aldama: Yes, sir.

Adams: Okay. Can you tell me what happened that night?

Aldama: I wasn't with him. I was there at the same location, but not with him.

Adams: Okay. Describe what was going on that night.

Aldama: Just restaurant, sir /bar. I was sitting at a bar with some females and he was somewhere else.

Adams: Okay. What was the name of the restaurant or bar?

Aldama: Tilted Kilt or something like that, sir. I'm not familiar with the restaurant.

Adams: Okay. What time did you arrive at Tilted Kilt?

Aldama: I wanna say, after 11 or something, sir, PM.

Adams: PM? Okay. And was – Did you go there with Deputy Orrego?

Aldama: Not with him, no, I drove separately, sir.

Adams: Drove separately? Okay.

Aldama: Yes, sir.

Adams: And was Deputy Orrego there at the restaurant when you were there?

Aldama: He was there, yeah. I'm not sure – I didn't pay attention if he was there when I got there.

Adams: Okay.

Aldama: But at some point he was there.

Adams: Okay. Not sure who got there first?

Aldama: No, I'm not sure who got there first.

Adams: Okay. And what time did you leave the Tilted Kilt.

Aldama: I'm not sure what time, sir.

Adams: Okay. Do you – Was it at closing time or was it before closing time, if you could --

Aldama: It was around closing time, yeah.

Adams: Okay.

Aldama: But I'm not sure what time it was.

Adams: Okay, did they announce a last call or anything like that?

Aldama: Not that I can remember, sir.

Adams: Okay. What happened after you left the Tilted Kilt?

Aldama: After I left, my partner, Deputy Orrego asked me for a ride, sir – ride home.

Adams: Okay. And did you give him a ride?

Aldama: We tried to do that in the process, sir, but --

Adams: Okay, elaborate for me.

Aldama: He asked me for a ride, sir. I told him – He actually said, if I could please give him a ride home, so he drove his vehicle, I guess, to the location.

Adams: To?

Aldama: To the Tilted Kilt.

Adams: Okay. So he – He drove his vehicle to Tilted Kilt and then at the – when it was time for you to leave, he asked you for a ride home?

Aldama: For a ride, sir.

Adams: Okay.

Aldama: So, we went to park his vehicle somewhere and I would take him home after that.

Adams: Okay. Why did he want the ride?

Aldama: Honestly, I didn't ask, sir. I just said, yes.

Adams: Okay. In your impression, was Deputy Orrego impaired?

Aldama: I didn't see he was impaired, sir. I didn't – Nothing crossed my mind, I just said, "Yes, I'll take you home."

Adams: Okay. Why would – Why would he need a – Or why would he want a ride as opposed to driving home?

Aldama: Not sure, sir, I mean, if he asked me for a favor, I was gonna do it for him. I – I'm not sure why.

Adams: Okay. So you didn't ask why he wanted a ride home?

Aldama: I didn't ask him, sir, I just said, "Yes, I'll take you home, buddy."

Adams: Okay. Other than yourself and Deputy Orrego at the Tilted Kilt, was there anybody else from your station at the Tilted Kilt when you were there?

Aldama: No.

Adams: Nobody else?

Aldama: Nobody else was there.

Adams: Okay. At some point did Deputy Orrego get stopped by police officers from Orange?

Aldama: Yes, sir.

Adams: Okay. Did you see this happen?

Aldama: Yes, sir.

Adams: Okay. Describe what you saw.

Aldama: We were driving down the street, sir. I'm not sure what street it was, I'm not familiar with that area. Driving down the street, I'm following Deputy Orrego and we were gonna park this car – his car in a parking lot. Next you know I see a – a – what appeared to be a unit with no lights, a completely blacked out, come out of somewhere – some warehouses and goes – goes around me and stops Deputy Orrego.

Adams: Okay. Where were you when the unit went around you and stopped Deputy Orrego?

Aldama: I was almost close to an intersection, sir, at a red light. I'm not sure the street.

Adams: Okay.

Aldama: But I was approaching that street.

Adams: Okay. Did you – Did you stop at that red light?

Aldama: I did.

Adams: Okay.

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SAMUEL ALDAMA

Aldama: Yes, sir, I did.

Adams: Where was Deputy Orrego?

Aldama: He was – He already had made a left turn on that street.

Adams: Okay. Did Deputy Orrego stop for that red light?

Aldama: Yes, sir. No, I think it was still green or something when he made the left. I honestly don't even know.

Adams: Okay.

Aldama: Yeah, I didn't pay attention to that.

Adams: So then the officer goes around you and makes a stop on Orrego?

Aldama: Yes, sir.

Adams: Okay. What did you do?

Aldama: I waited for the green light and I stopped away from the traffic stop.

Adams: Okay. And what did you observe when you stopped?

Aldama: Just observed the – the officer making contact with Deputy Orrego.

Adams: Okay. And what was Orrego driving?

Aldama: I believe it was a truck, sir.

Adams: Okay. Was it his truck?

Aldama: Not sure.

Adams: Had you ever seen him drive that truck before?

Aldama: No. No.

Adams: Okay. So how long did you watch – I'm sorry. You said the officer contacts Orrego --

Aldama: Yes, sir.

Adams: -- and that you stopped?

Aldama: Yes, sir.

Adams: Where did you stop?

Aldama: I stopped - I wanna say probably 5 - 4 to 5 vehicles away from the traffic stop, behind the squad car.

Adams: Okay. And at some point did you have a conversation with the officer that stopped Orrego?

Aldama: Later. Yes, later at the -- when other officers arrived.

Adams: Okay. At some -- At some point did you contact the officer while she was talking to Orrego at the -- at Orrego's window of his truck?

Aldama: No. I never -- I never went up to her -- towards the traffic stop, no.

Adams: Okay. At what point did you have this conversation with the officer?

Aldama: After the -- That I can remember, after she requested, I guess, backup or something and she approached me. I never went 'cause I didn't wanna make it weird. I know how traffic stops are.

Adams: Mm hmm.

Aldama: And I just waited for other officers to get there and she came over to me and said, "Do you know this guy?"

Adams: Okay. And what did you tell her?

Aldama: I said, "Yes."

Adams: Okay. And was there any conversation between the Orange Police Officer -- any of the Orange Police Officers and yourself regarding Orrego's truck?

Aldama: Yes.

Adams: Okay. What was that conversation?

Aldama: I believe I said -- I'm not sure exactly what I said but I told her that if it was possible for me to drive his truck or take his truck or something, you know.

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SAMUEL ALDAMA

Adams: Okay.

Aldama: Trying to – Trying to help him out or something.

Adams: Okay, you offered --

Aldama: I offered.

Adams: -- your assistance. Okay. And what was their response?

Aldama: Their response was – I believe, was like, "Just hold on, we don't – they're still dealing with him, you know." So I said, "Okay."

Adams: Okay.

Aldama: "I'll wait here."

Adams: Okay. How long did you have to wait there?

Aldama: Through the whole entire – I'm not even sure, a couple hours, I wanna say.

Adams: Okay.

Aldama: I'm not sure exactly the time but I know it was more than an hour for sure.

Adams: Did they ever release the truck to you?

Aldama: They did, sir.

Adams: Okay.

Aldama: They did.

Adams: Describe that for me.

Aldama: After – After they finished with Deputy Orrego, the – I'm not sure if it was the handling officer or – one of the officers came up to me and said that they were gonna release the vehicle to – and the items in the truck – some items in the truck to me.

Adams: Okay.

Aldama: And that was it, sir.

Adams: Okay.

Aldama: -- so they parked the vehicle.

Adams: They parked the vehicle?

Aldama: They parked his vehicle, yeah, in a – in a parking spot right there in the parking lot.

Adams: Okay.

Aldama: And that was it, sir.

Adams: Okay. Did they – Did any of the officers ever ask you to submit to a breath test?

Aldama: They did, sir.

Adams: Okay. What was the reason for that?

Aldama: I'm not sure why, sir.

Adams: Okay.

Aldama: Probably to release all the items, I guess, to me.

Adams: Okay. That was your assumption?

Aldama: That was my assumption.

Adams: Okay. Did you submit to a breath test?

Aldama: No, I didn't, sir.

Adams: Okay. At any point were you detained?

Aldama: No.

Adams: Okay. Did you feel that you were compelled to submit to this breath test?

Aldama: No, sir.

Adams: Did you feel it was voluntary?

Aldama: Yes, pretty – yeah.

Adams: Okay.

Aldama: Yes, sir.

Adams: So what was your answer to them when they asked you?

Aldama: I said just, "No."

Adams: Okay.

Aldama: Yeah, I said, "No."

Adams: At some point did you tell any of the police officers that a radio car from the station was responding to the scene?

Aldama: Not that I can remember, sir. I know I offered to them if I could make a phone call and it was regarding the truck.

Adams: Okay.

Aldama: I had to drive one vehicle and then the truck, so, trying to get some help to drive the car away or something.

Adams: Okay. What – Can you elaborate a little bit more on that as far as that conversation with the officers?

Aldama: Yes. I think it was after he was placed in handcuffs, I asked the officer – I don't remember who it was. If they would let me like call somebody for the truck or if they were gonna tow it. I was just inquiring if they were gonna tow the vehicle or not and if they were not then I would have to call someone – not specifically a squad car but somebody else, someone that could help me drive the vehicle.

Adams: Okay.

Aldama: Or if I could – Yeah, 'cause I could – I can't drive both but...

Adams: Okay. Did you in fact call anyone to –

Aldama: No.

Adams: -- come help you?

Aldama: No, I didn't.

Adams: Okay. Never made the call?

Aldama: I never made the call 'cause I never got an answer from them so I...

Adams: Okay. And did you talk to any supervisors from Compton Station that night?

Aldama: We did after he got released, sir.

Adams: After he was released.

Aldama: After he was released to me, we -- before we drove away, we contacted our Watch Commander.

Adams: Okay. You -- Who was the Watch Commander?

Aldama: I'm not even sure who it was, sir. To be honest, I don't remember.

Adams: Okay. So it sounds like, and correct me if I'm wrong, that you were on scene during their whole DUI investigation?

Aldama: Yes, sir.

Adams: Okay. And you said that was a good two hours that you're estimating?

Aldama: That I could estimate, yes, sir.

Adams: Okay.

Aldama: I'm not sure exactly but it -- yeah, two hours or so, couple hours.

Adams: Okay. Why was it necessary to move the truck -- Orrego's truck -- from the Tilted Kilt parking lot to another parking lot?

Aldama: I know when I exited the Tilted Kilt, sir, there was tow trucks around, so I'm not sure if they were just towing vehicles parked overnight. I'm not sure.

Adams: Okay. Did you have a discussion with Orrego regarding that situation?

Aldama: No, sir, I just -- he just said he wanted to park the vehicle somewhere and just if I could take him home and I said, "Yeah."

Adams: Okay. Was there anybody else in the car with you?

Aldama: No. No, sir.

Adams: Okay. So you were by yourself?

Aldama: I was by myself.

Adams: Okay. Did you ever make a statement to any of the officers regarding the reason why you guys were at Tilted Kilt was for a friend of yours promoting?

Aldama: I don't remember exactly what I said, sir.

Adams: Okay. If -- Anything along those lines, anything that you remember?

Aldama: Possibly, yes, sir.

Adams: Okay. And what do you remember about that part of the conversation?

Aldama: It was just -- I mean, she just asked me, what was the reason we were there and I just said, promotion -- possible promotion of someone.

Adams: Okay.

Aldama: And that -- that was it.

Adams: Okay. Was there a promotion party?

Aldama: To be honest, no, sir, it was not.

Adams: Okay. Was -- I asked you if there was any -- any other people from Compton Station there. Were there any other Sheriff's Department personnel there that -- that you recall?

Aldama: No, sir. That's – There was – Yeah – I mean, I don't even know if the party was there, to be honest. If there was a party, there was nobody there.

Adams: Okay. Was there – Okay, so no personnel whatsoever from –

Aldama: No, sir, other than me and – yes, sir, Deputy Orrego.

Adams: You and Deputy Orrego. Okay. Ron, do you have anything?

Ridley: No, I do not.

Adams: While you were there at the Tilted Kilt, did you see Deputy Orrego drinking?

Aldama: I mean, there was – where he was sitting, it was away from me, so I mean, there was beer around. I wasn't paying attention, yeah.

Adams: Okay. Okay and I've never been there so I don't know the layout of the place. I mean, is it a – is there a – is it a bar, is it a restaurant, is it both?

Aldama: It's both, sir. It's like a restaurant/bar, yeah.

Adams: Okay.

Aldama: Yes, sir.

Adams: And where Deputy Orrego was, was that a – was he in the bar portion or the restaurant portion?

Aldama: It was in the bar.

Adams: In the bar portion, okay. And you said there was beers around?

Aldama: There was beers around, yeah, I mean the whole bar.

Adams: Sure. Okay. Was there – Was there beers around Orrego?

Aldama: There was beers around everybody that was sitting there, sir.

Adams: Okay. Were you guys – or was he sitting at the bar or was he sitting at a table in the bar or again, I just don't know the layout.

Aldama: Well, they have like stools –

Adams: Okay.

Aldama: -- there's like a bar in the middle of the restaurant --

Adams: Ah huh. Okay.

Aldama: -- and I'm -- he's kinda short so I don't know if he was sitting down or not.

Adams: Okay. Okay, before I turn the recorder off, is there anything else that you can think of that would be helpful to my investigation?

Aldama: No, sir.

Adams: Okay. Time is approximately 13:29 and I'm gonna turn the recorder off.

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WPU
RR

EXHIBIT B

IV2390151

WITNESS INTERVIEW:

SAMUEL ALDAMA

Adams: We're on record. Today's date is April 13th, 2017. Time is approximately 1031 hours. We are at Internal Affairs Bureau. My name is Sergeant John Adams and my partner is Sergeant Ron Ridley from the Sheriff's Department, Internal Affairs Bureau, which is commanded by Captain Josie Woolum. This is a witness interview regarding Case No. IV2390151. And being interviewed today as a witness is Deputy Samuel Aldama. For the purposes of the recorder, let's go around the room, introduce ourselves. Again, Sergeant John Adams. Last name is spelled A-d-a-m-s.

Ridley: Sergeant Ron Ridley, last name spelled R-i-d-l-e-y.

Aldama: Deputy Samuel Aldama. Last name A-l-d-a-m-a.

Suhr: Emily Suhr, S-u-h-r, on behalf of Deputy Aldama.

Adams: And, Deputy Aldama, prior to going on recorder, I gave you a Witness Admonition form. Did you get a chance to read the form?

Aldama: Yes, sir.

Adams: Do you have any questions regarding that form?

Aldama: No, sir.

Adams: And I see that you marked the appropriate boxes on the form. Did you sign and date the form as well?

Aldama: Yes, I did.

Adams: And did you have any questions regarding that form?

Aldama: No, sir.

Adams: Prior to this interview, were you provided with interview transcripts from your prior IAB interview from February 24th, of 2017?

Aldama: Yes, sir.

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SAMUEL ALDAMA

Adams: And did you get a chance to review those transcripts?

Aldama: Yes, sir.

Adams: And, again, this case has to do with a department employee who was arrested for DUI on October 2nd of '15. And this follow-up interview, essentially, is going to cover some information and some video footage that we have. The video was obtained from dash cam cameras, you know, video cameras from the Orange Police Department on the night of the incident. So let me read the video admonishment to you onto the record. "You are about to view a video recording. It is important to understand that while this recording depicts visual information from the scene, the human eye and brain could perceive some things in stressful situations differently than a camera records them. So this photographic record may not reflect how the involved personnel actually perceived the event. The recording may depict things that personnel did not see or hear. Personnel may have seen or heard things that were not recorded by the camera. Depending on the speed of the camera, some action elements may not have been recorded or may have happened faster than personnel could perceive and absorb them. The camera has captured a two-dimensional image which may be different from a person's three-dimensional observation. Lighting and angles may also have contributed to different perceptions. This recording is being shown in order to facilitate recollection of the incident. Video images are only one piece of evidence to be considered in reconstructing and evaluating the totality of the circumstances. Some elements may require further exploration and explanation before the investigation is concluded." Do you understand what I just read to you?

Aldama: Yes, sir.

Adams: Very good. Time is approximately 1035 hours, and we're going to pause the recorder while we watch the video. Okay. We're back on record. Same four people in the room. We watched the video, actually, one, two, three -- three separate video files and after we watched the video, we took about a 10, 12-minute break and now we are back on record. Deputy Aldama, after reviewing the video, let me direct your attention to -- it was on the first video we watched and it was in the first two minutes of the video and in the video, it appears that you're having some type of conversation with one of the Orange police officers. Do you recall that part of video that we're talking about?

Aldama: Yes, sir.

Adams: What was going on with that conversation? What were you guys talking about?

Aldama: I believe the officer asked me if I was along with Deputy Orrego.

Adams: And what was the purpose for you telling the officer that you and Deputy Orrego were deputy sheriffs?

Aldama: Sir, honestly, just identifying ourselves, you know? Just -- we've been in those situations --

Adams: Okay.

Aldama: -- piece of mind, sir.

Adams: And when you say you've been there in those situations, you meaning that you acting in the capacity as a deputy sheriff contacting off-duty officers?

Aldama: Not only that but any bystanders that we don't even know. So I was just trying to let them know that we were deputy sheriffs --

Adams: Okay.

Aldama: -- not just a regular --

Adams: And then the second video we watched and this was towards the end of the video, you're having a conversation, it appears, with a female officer that was identified as Officer "Zavonaru." And the topic of the conversation it sounded like was you attending an event at the Tilted Kilt or attending the -- patronizing the Tilted Kilt. Do you recall that part of video?

Aldama: Yes, sir.

Adams: And in that part of the video, there was mention that -- or you had mentioned that a friend had promoted to sergeant. Can you clarify that as far as what the purpose of going to Tilted Kilt was?

Aldama: Sir, it was a -- just a, -- I believe a promotion. I'm not sure what rank.

Adams: Okay.

Aldama: And that was about it, sir.

Adams: So when you told Officer Zavonaru that it was a friend promoting to sergeant, were you certain that that's what was going on?

Aldama: Well, I mean, it was -- it was just a question so I had to say yes, you know? Just --

Adams: So you don't know any specific sergeant --

Aldama: No.

Adams: -- or friend that was promoting to sergeant?

Aldama: No, sir.

Adams: And then in the last video file that we watched and this was beginning -- or it was picking up where the -- where the previous conversation about the friend promoting to sergeant where the video had cut off on, on that one and then it picked up that same conversation. And in that one, there seems to be a discussion regarding Deputy Orrego's vehicle and potentially having it towed versus having somebody, you know, take possession of it and that sort of thing. Do you recall that part --

Aldama: Yes, sir.

Adams: -- of the conversation?

Aldama: Yes, sir.

Adams: And in that part of the conversation, you had indicated that you had made a call to the station and that you had a car coming already. And in your transcripts from the previous interview, IAB interview -- and that was on Page 13 and 14, I believe.

Suhr: That's the promotion party.

Adams: Oh, okay. I'm sorry. Well, anyway, do you remember that -- that part of the conversation as far as what was on the video?

Aldama: Yes, sir.

Suhr: Page 11.

Adams: Eleven, okay.

Suhr: At some point.

Adams: And in the previous interview -- and if I could direct your attention to Page 11 of the transcripts about mid page there -- we talked about this, this phone call to the station and you had indicated that you had never made such a phone call. Why did you tell officers that a phone call had been made?

Aldama: Honest -- honestly, sir, I was just -- I was just trying to help out in the situation, sir. I never made that phone call --

Adams: Okay.

Aldama: -- however, it was something that I was contemplating of doing at some point, you know, if the option was given to me.

Adams: And if that -- if the Orange police officers had given you that option, would you have made the phone call?

Aldama: I would have probably have done it, sir. Yes, sir.

Adams: Ron, do you have anything?

Ridley: I do not.

Suhr: Let me -- I just want to clarify on the record so that --

Adams: Sure.

Suhr: -- it will be clear. On Page 13 when you said there was no promotion party, did you mean -- what did you mean?

Aldama: Well, there was no promotion party going on at the location when I arrived.

Suhr: But your understanding that a promotion party was scheduled to be at the Tilted Kilt?

Aldama: Yes.

Suhr: And is that why you went?

Aldama: That's the reason why I attended.

Suhr: But when you got there, it had already parted?

Aldama: I didn't -- I didn't see anyone, any familiar faces so I don't know if the party was there.

Suhr: Okay.

Adams: Okay.

Suhr: That's all.

Adams: Thank you. Okay, Deputy Aldama, before we go off record, is there anything else you can think of that would be helpful to our investigation that you would want to say?

Aldama: No, sir.

Adams: Emily, do you have anything else?

Suhr: Nothing, thank you.

Adams: Time is approximately 11:21, and we are going off record.

LO

Cron & Associates Transcription 714-573-7172

EXHIBIT C

LOCKETT V. COLA DEF_COLA 1380

COMPTON STATION

1V 243 0379

EXHIBIT C



EXHIBIT D

LOCKETT V. COLA DEF_COLA 1383

WITNESS LUCIA ZVONARU

IV2390151

WITNESS INTERVIEW:

LUCIA ZVONARU

Mitry: All right. Today's -- we're now on tape. Today's date is September 26th, 2016. The time is 2150. That's 9:50 p.m. I am Lieutenant Nabeel Mitry. It's spelled N-a-b-e-e-l. Last name's spelled M-i-t-r-y. I am a lieutenant with the L.A. County Sheriff's Department. I am assigned to Compton Station, which is commanded by Captain Michael E. Thatcher. I am here at the Orange Police Department to interview Officer Lucia Zvanaru. Did I pronounce that correct? Close?

Zvonaru: Close.

Mitry: Okay. From the Orange Police Department. Ma'am, for the record, can you state your full name and, and spell your full name?

Zvonaru: Yes. My name is Lucia Zvonaru. And that's spelled L-u-c-i-a, Z-v-o-n-a-r-u.

Mitry: Can you repeat it just so I, I refer to it later?

Zvonaru: Lucia.

Mitry: Lucia.

Zvonaru: Zvonaru.

Mitry: Zvona, Zvonarado?

Zvonaru: Zvonaru.

Mitry: Zvonaru. Okay. What is your employee number?

Zvonaru: 1421.

Mitry: 1421. And how long have you been employed by the Or, Orange Police Department?

Zvonaru: Approximately ten, ten years.

Mitry: Ten years. Okay. I'm here to interview concerning Deputy Mizrain J. Orrego. That's the off-duty officer that was arrested on the night in

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LUCIA ZVONARU

question. I will refer to him going forward during this interview as Mr. Orrego, just to make things easier. This interview is being conducted as part of an administrative investigation under IV No. 2390151. Now it's my understanding Mr. Orrego was off-duty on October 2nd, 2015 and approximately 0250 hours, that's 2:50 a.m., he was arrested and charged with driving under the influence of alcohol pursuant to 23152 subsection (a) of the California Vehicle Code and driving under the influence of alcohol with blood alcohol content of over 8 per, 0.8 percent and that's pursuant to 23152 subsection (b) of the California Vehicle Code. Is that correct?

Zvonaru: Yes, sir.

Mitry: From -- let's start from that night. How did you, do you recall coming in contact with Mr. Orrego?

Zvonaru: Yes, sir.

Mitry: How did that contact come about?

Zvonaru: On that day, October 2nd, 2015, at approximately 2:09 hours in the morning, I was working uniformed patrol driving a black and white unit for Orange Police Department. I was assigned as a, a patrol officer working the DUI enforcement. I was driving northbound on Main Street approaching Taft when I saw two vehicles approaching the Taft intersection. I noticed right at the light at that time was red. The two vehicles, as they approached the intersection, one of them went through the red. The other one stopped. The one that went through the red was a silver pickup truck.

Mitry: It was left, a light turn?

Zvonaru: Yes. It was a left from Main onto Taft --

Mitry: So --

Zvonaru: -- that would be westbound.

Mitry: Okay. So the car that failed to stop for the red light signal, he was northbound on --

Zvonaru: He was northbound -- both cars were going northbound on Main and then they went onto the, the westbound turning lane, which was a left, and the, the pickup truck was the first vehicle and that's the, the vehicle that proceeded through the red light and made a left.

Mitry: Okay. And was there any other reason why that, you stopped that vehicle?

Zvonaru: That's the only reason I stopped it.

Mitry: That's the only reason?

Zvonaru: Yes.

Mitry: Okay. Now in your police report you said that it also displayed an expired tab, is that --

Zvonaru: Yes. As I proceeded to go, as I lighted up to conduct a traffic stop I noticed that the tabs were expired.

Mitry: Okay. Now the tabs on that car show that it was expired?

Zvonaru: Yes, sir.

Mitry: Do you recall the date it was expired?

Zvonaru: It was April 2015.

Mitry: Now, with that in mind, was the vehicle actually expired or was it just the sticker that was on it?

Zvonaru: I do not recall that. I'm, I'm pretty sure the, the registration is attached to the report so it would be in there.

Mitry: Okay. So you don't recall if the, if the car was actually expired?

Zvonaru: I didn't, I don't think I really looked into that.

Mitry: Okay. Now so you, you saw him commit this violation; right? Or two violations. One is running the red light. Is that correct?

Zvonaru: Yes, sir.

Mitry: And then as you approached it is my understanding that you also saw that the tag or sticker was expired as of April 2015?

Zvonaru: Yes, sir.

Mitry: Okay. And take me from there.

Zvonaru: I approached the vehicle on the driver's side and I noticed it was occupied by one male. My -- one male driver. And I, I explained to him the reason I stopped him. I asked him if he was aware that he proceeded through the red light and his immediate answer was, "I'm a sheriff's deputy." And I asked him again if he was aware that he ran the red light and he said he was, he had to work in the morning and he was on his way home so he was in a hurry.

Mitry: Okay.

Zvonaru: At that time I asked him for his -- actually when he was talking to me I, I smelled the odor of an alcoholic beverage emitting from his breath so I asked him to provide me with his driver's license, registration, and proof of insurance. He -- I believe he repeated that he was a sheriff's dep, deputy, but I insisted I needed to see his driver's license, registration, and proof of insurance and he handed me his I.D. His work I.D.

Mitry: Uh-huh.

Zvonaru: I identified him by his work I.D. At that time he had one arm, his right, his right hand was on the steering wheel. The left hand was hanging out the driver's window and gaining the situation that he might have been, you know, a police officer I, I didn't confirm at that time so I wasn't sure. I asked him if he was armed. So he leaned back and that's when I saw the pistol, a pistol grip next to him. It was a black handle of a pistol. It was on his right side next, leaning against his leg.

Mitry: His leg. So it's on the driver's seat?

Zvonaru: Right next to him on his right side. So I be -- from I remember it was the truck had a bench so it -- I think.

Mitry: Just next to his right hip?

Zvonaru: Yes. So it was in the holster. It wasn't in his pocket. It wasn't, in a, in a center console.

Mitry: So you asked him if he was armed.

Zvonaru: He --

Mitry: He leaned back --

Zvonaru: He -- yeah.

Mitry: -- just to expose to show you?

Zvonaru: Yes, sir.

Mitry: Okay.

Zvonaru: So I asked him again to put his hands on the steering wheel and finally he put his hands on the steering wheel. I told him that until I confirmed who he is he needs to keep his hands on the steering wheel and let, let me do my job. So I kept my flashlight ill, illuminating the interior of the vehicle until my back-up arrived.

Mitry: And you requested back-up?

Zvonaru: Yes.

Mitry: Okay.

Zvonaru: Yes. So my back-up arrived and then a supervisor also arrived on scene.

Mitry: Do you recall who arrived?

Zvonaru: It was Officer Thompson.

Mitry: And the supervisor?

Zvonaru: Sergeant Jevac.

Mitry: Okay. Go ahead.

Zvonaru: And at that point I asked him to exit the vehicle and have a seat on the curb. He complied and after I secured the vehicle and I noticed the gun was, was in there. We just left it there for, for that time being. We didn't take it out of the car. Then I told the supervisor what we had and I proceeded to check Mr. Orrego's eyes for nystagmus or any signs of impairment. So I checked his eyes. I noticed that he had HGN, which is horizontal gaze nystagmus. He had slurred speech. I still smelled the odor of alcohol. I explained to him that I was going to perform, to conduct a DUI investigation. At that point he, he asked me a couple of times. If, like really? I'm a sheriff's deputy. Are you really going to do this? And I, I told him I had to do what I have to do and just to remain professional and to cooperate with our investigation. So I walked him through all of the FSTs. Everything in -- it's in the report with the details and --

Mitry: So you conducted FSTs?

Zvonaru: Yes. Yes.

Mitry: That's after your preliminary question, preliminary sobriety test questions? Is that right?

Zvonaru: Yes, yes.

Mitry: Okay.

Zvonaru: One thing I forgot to mention one, while I was waiting for my back-up, while I was right next to the driver's door, there was a male that approached me and he identified himself as Mr. Orrego's friend.

Mitry: Uh-huh.

Zvonaru: So I told him to just stay back and wait until I'm available to come and talk to him since I didn't have back-up at that time and then I let the driver know that his, that was his friend and he was concerned and I'll talk to him later and he said that that was Sammy, his car partner.

Mitry: Okay. So at this point you said Officer Thompson and Sergeant Jevac arrived on scene?

Zvonaru: Yeah. Yes.

Mitry: Okay.

Zvonaru: So I conducted the, the FSTs. After the preliminary DUI questions. And I asked him if he would voluntarily submit to a breath test, which he did and based on the objective symptoms displayed, observed driving, the performance of the FSTs, I formed the opinion that he was impaired for the purpose of driving.

Mitry: Now you mentioned he did -- did he do a Breathalyzer at that time?

Zvonaru: He did a Breathalyzer. One, yeah. He, he blew once. Yeah.

Mitry: Prior to or after he was arrested?

Zvonaru: It, it was before.

Mitry: Before he was arrested?

Zvonaru: Yes.

Mitry: Okay. Okay. Go on.

Zvonaru: Okay. You know what. I'm trying to remember. I know he did the breath test, but I, I'm not super sure if it was prior or after. So -- yeah. I mean, I can refer to my report or just --

Mitry: Just tell me what you recall.

Zvonaru: I, I just don't want to say something that is not there. I know he did provide one breath sample.

Mitry: He provided one breath sample?

Zvonaru: Yes. Yeah.

Mitry: Okay.

Zvonaru: And then for the second breath --

Mitry: But for the record you're not sure it was before his arrest or after?

Zvonaru: Yes.

Mitry: Okay.

Zvonaru: Yes. So he provided one breath sample. Where was I -- okay. And the -- he was placed under arrest and I advised him of the chemical test requirements and we proceeded to do the blood test since he was unable to provide the second sample for --

Mitry: So he provided one sample. He was unable to provide a second.

Zvonaru: Correct.

Mitry: And you, you then advised him of what?

Zvonaru: Of the, the next chemical test that was available, which was the blood test.

Mitry: And he agreed to submit to a blood test?

Zvonaru: Yes, sir.

Mitry: Okay.

Zvonaru: And once I placed him under arrest he asked me again if I was going to do this. He was a, a -- he told me -- he reminded me that he was a sheriff's deputy and I asked him to remain professional and I just continued with

my investigation and whatever the processing steps that I had to take. Once the blood test, the blood sample was provided then he was released in the field. We didn't take him to the station.

Mitry: Let, let me go back one question. When he performed the -- is it the Breathalyzer, is that what?

Zvonaru: Yes, sir.

Mitry: Okay. Do you remember what the result was?

Zvonaru: Yes.

Mitry: What?

Zvonaru: It was .13.

Mitry: .13 percent. Okay. And you also said he provided br, blood sample?

Zvonaru: Yes, sir.

Mitry: And you obviously aren't going to get the results right there and then or do you?

Zvonaru: No. They, they go to the lab and then they, they are provided later in court.

Mitry: Okay. Do you remember what that result was?

Zvonaru: No, sir.

Mitry: Okay. Okay. Go on.

Zvonaru: So we spoke with his friend and he told us -- he was cooperative. He, he stood back and respected our work, our investigation. And he --

Mitry: And you're referring to Mr. Aldama?

Zvonaru: Yes, sir.

Mitry: Okay.

Zvonaru: And he even asked us if there's anything he can help with. If he can take Mr. Or, Orrego home. If he can take his car. His weapon. Anything like that. So we -- Sergeant Jevic and there was another officer that showed

up later. It was Officer Carvalho. They spoke with Sammy, with Mr. -- I'm sorry. His last name?

Mitry: Aldama.

Zvonaru: Aldama. And then they, we all spoke with Mr. Or, Oregano, Orrego.

Mitry: Orrego.

Zvonaru: (laughing) Orrego. And he requested that we release his car to his partner and also his weapon. It was -- he told us that that was his off-duty weapon and being in the line of work that he was and being impaired we didn't want to release it back to him and we didn't want to keep it for safekeeping because we knew he was just going to need it later on so we tried to be professional and respectful and release it to his partner so he could have it the next day.

Mitry: Okay. Anything else?

Zvonaru: No, sir.

Mitry: Okay. Just a couple of questions. So you said you were working patrol that night?

Zvonaru: Yes, sir.

Mitry: And you were doing DUI -- you mentioned something about DUI.

Zvonaru: DUI Enforcement. I was part of a DUI Enforcement Team.

Mitry: Okay. And do you know if this incident was captured on audio or video?

Zvonaru: Yes, sir.

Mitry: Is that what was provided to me today?

Zvonaru: Yes, sir.

Mitry: Okay. And you did say that he was stopped for running a red light and the secondary reason because of his registration tab was expired, also, as of April 2015?

Zvonaru: Yes.

Mitry: Is that right? But you never confirmed if the actual registration of the car was expired; right?

Zvonaru: I don't recall. It might be attached to the report, but I didn't make the, big deal at that time.

Mitry: Okay. And, I'm sorry. I've got to get my thought together here. Now you said when you asked Mr. Orrego for his driver's license, vehicle registration, and proof of insurance he provided you his work I.D.; is that correct?

Zvonaru: Yes, sir.

Mitry: Did you ever ask him again to provide you those documents that you had originally asked?

Zvonaru: Yes, sir.

Mitry: And what happened?

Zvonaru: He repeated himself telling me that he's a sheriff's deputy so at that point I just stopped everything and I waited for the back-up.

Mitry: Okay. So he -- did you, did he ever provide those documents?

Zvonaru: Later on when I, I patted him down I took his wallet. I found the driver's license in his wallet.

Mitry: Okay. And when you asked him if he was armed you said he did lean back to expose a handgun that was next to his right hip; is that right?

Zvonaru: Yes, sir.

Mitry: Okay. Did you ever ask Mr. Orrego where he was coming from?

Zvonaru: Yes, sir.

Mitry: And do you recall what he, he told you?

Zvonaru: Yes. He told me that he was coming from the Tilted Kilt Restaurant Bar, which is located on Katella and Main not too far from where he was stopped. He told me he attended a gathering with his co-workers.

Mitry: Do, do you recall if he mentioned what type of gathering or the reason for the gathering?

Zvonaru: Yes. He said that one of his colleagues got promoted.

Mitry: Okay. Did he ever tell you how much alcohol he drank?

Zvonaru: Yes. He told me he had two beers. Two Dos Equis.

Mitry: What -- and one part of your report he said he had a couple of beers with a group of coworkers --

Zvonaru: Yes, sir.

Mitry: Right? And how did you interpret a couple? Like a few or actually the number two?

Zvonaru: Initially when I asked him he said a couple, but then in the, in the preliminary DUI questions or questionnaire in the form this would be exactly what you said at that time.

Mitry: Okay. And what did he say?

Zvonaru: I believe he said two.

Mitry: Do you remember what kind of drinks or --

Zvonaru: Dos Equis.

Mitry: Dos Equis. And you did ask him where he consumed that alcohol?

Zvonaru: Yes, sir.

Mitry: Okay. That was at the Tilted Kilt Bar and Restaurant?

Zvonaru: Yes, sir.

Mitry: Hang on, I'm not there. So he told you he had two Dos Equis beers?

Zvonaru: Yes, sir.

Mitry: Okay. And he did agree to perform the field sobriety tests when you asked him?

Zvonaru: Yes, sir.

Mitry: Okay. And you said he only performed one breath test?

Zvonaru: Yes, sir.

Mitry: And he was unable to perform the second; right?

Zvonaru: Correct.

Mitry: And, and that's when you offered him the next test, which was a blood test?

Zvonaru: Yes.

Mitry: And he agreed to submit to a blood test?

Zvonaru: Yes, sir.

Mitry: Did he ever submit to a blood test?

Zvonaru: Yes, sir.

Mitry: Okay. Now did you eventually cite and release Mr. Orrego in the field?

Zvonaru: Yes, sir.

Mitry: Why did you cite and release him in the field rather than actually book him? Was there any reason behind that?

Zvonaru: It's a misdemeanor arrest and that's what we usually do. That's our procedure.

Mitry: Okay.

Zvonaru: Unless they have priors or they refuse to provide the chemical test.

Mitry: Okay. So in this case it was routine that you had released him in the field?

Zvonaru: Yes, sir.

Mitry: Okay. Now you wouldn't release him if there was no one to take him; right? Is that or --

Zvonaru: He was an adult and he was able to take care of himself so I would have released him by himself.

Mitry: Okay. So if, if, if his partner, Deputy Aldama, wouldn't have been there you would have still released him?

Zvonaru: I would have assist, assisted him in, in getting a ride or maybe calling a cab, but I would have released him regardless.

Mitry: Regardless?

Zvonaru: Yes.

Mitry: Okay. Now in your report you said you asked Mr. Aldama if he wanted to provide a breath sample. Is that -- do you recall that?

Zvonaru: Yes, sir.

Mitry: Well, why did you ask him?

Zvonaru: Because he wanted to take over his vehicle so our routine is if somebody else will try to take him we'll make sure that that person is sober so we ask him if he would provide the breath sample.

Mitry: Did he ever provide a, a breath sample?

Zvonaru: No, sir.

Mitry: Did you ever, did you ever perform FSTs on, on, on Mr. Aldama?

Zvonaru: No, sir.

Mitry: And did you feel that Mr. Aldama was okay to, to, to release Orrego to him or is that --

Zvonaru: Since he didn't want to provide the breath sample then I didn't feel comfortable giving the car back to him. I'm, I'm saying that he was impaired for the purpose of driving, but just for the mere fact that he didn't want, he didn't want to provide the breath sample then -- and he actually said that there was someone else en route to pick up the vehicle.

Mitry: No. I'm talking about Mr. Aldama.

Zvonaru: Yes.

Mitry: Going back to him. Because you asked him if he wanted to, to provide a breath sample, but you're saying that, but you never actually got a breath sample from him; right?

Zvonaru: Correct.

Mitry: Now is it -- now you -- correct me if I'm wrong. You released Mr. Orrego to the custody of Mr. Aldama? Right?

Zvonaru: It, it's not custody per se. He's an adult so we don't release it to a specific person. But we spoke to him and asked him if he would stay with him to make sure he gets home safe and, and --

Mitry: Right.

Zvonaru: -- not drive for the rest of the night.

Mitry: Now did you feel comfortable in that decision? Meaning, did you feel Mr. Aldama was okay? He's not impaired to be able to take him home?

Zvonaru: Yes, sir.

Mitry: Okay. So you didn't feel Mr. Aldama was intoxicated?

Zvonaru: Correct.

Mitry: Okay. And you -- how did you make that determination? Just --

Zvonaru: Just by speaking --

Mitry: Speaking?

Zvonaru: -- to him. Yeah.

Mitry: Okay. So you, you felt he was okay to take him home?

Zvonaru: Yes, sir.

Mitry: Okay. And, and that's who you eventually released Mr. Orrego to?

Zvonaru: Correct.

Mitry: And how about the handgun? Did you --

Zvonaru: The handgun. The same. It was released to Mr. Aldama.

Mitry: How about Mr. Orrego's vehicle? What happened with that?

Zvonaru: The vehicle --

Mitry: If you recall.

Zvonaru: I, I don't recall.

Mitry: Okay. Now after you released Orrego to Mr. Aldama's custody, did you ever see them drive away or --

Zvonaru: No, sir.

Mitry: Did you leave before they left?

Zvonaru: Yes, sir.

Mitry: Okay. So you never saw them drive away together?

Zvonaru: No, sir.

Mitry: Okay. Give me a few here. Let me just get my thought together. Do you recall what Mr. Aldama told you who he was as, as in, in reference to Mr. Orrego?

Zvonaru: Yes. He told me he was his friend and his partner and I asked him if he was a sheriff's deputy, also and he said yes.

Mitry: Okay.

Zvonaru: And I also asked him if he was armed and he said no. He was not armed at the time.

Mitry: Okay. Now Mr. Orrego told you that he was at the -- where? Tilted Kilt Bar?

Zvonaru: Yes, sir.

Mitry: And celebrating a coworker's promotion? Is that right?

Zvonaru: Yes, sir.

Mitry: And do you recall ever asking him who he was drinking with?

Zvonaru: Yeah. He just said co-workers.

Mitry: I'm sorry?

Zvonaru: He said co-workers.

Mitry: Co-workers. That's what he told you he was drinking with?

Zvonaru: Yes.

Mitry: Okay. Did you ever ask him where he was going at the time you stopped him?

Zvonaru: Yes. I asked him. At first he said he didn't know and then he told me he was act -- he told me he was going home because the next day he had to work.

Mitry: Okay. So when you asked him to do the Breathalyzer was he cooperative?

Zvonaru: Yes, sir.

Mitry: But he was only able to provide one sample?

Zvonaru: Yes, sir.

Mitry: And typically it's two?

Zvonaru: Correct.

Mitry: Okay. So he was just unable to provide the second?

Zvonaru: Correct

Mitry: And that's when you offered him the next test, which is a blood and -- is that right?

Zvonaru: Yes, sir.

Mitry: And did he agree to that?

Zvonaru: Yes, sir.

Mitry: And just for the record he did provide a, a blood sample?

Zvonaru: Yes, sir.

Mitry: Okay. And is it my understanding Mr. Orrego made the request, I mean Mr. Aldama, made the request to take Mr. Orrego home?

Zvonaru: Yes, sir.

Mitry: Okay. And because you felt he was okay you were okay with that?

Zvonaru: Yes, sir.

Mitry: Okay. And lastly, in, in your opinion, Mr. Orrego was obviously intoxicated; right? That's why he got arrested?

Zvonaru: Yes, sir.

Mitry: And, and, and that would have charged him with the 23152(a), but because of the results of the breath test over .08 you charged him with the (b) section; is that correct?

Zvonaru: Yes, sir.

Mitry: Okay. In, in your opinion, was Mr. Orrego respectful and fully cooperative during this incident?

Zvonaru: No, sir.

Mitry: Okay. And tell me why you feel he wasn't.

Zvonaru: It's because instead of answering my questions and providing me with the, the document I requested he told me he, he, what -- his title. And just because of that I believed he -- we keep ourselves, you know, to a higher standard. And I believe he should have been more proper to not being mocking us the whole time of the investigation. Not use, you know, profane language.

Mitry: Can you tell me -- be more specific, to what you're talking about?

Zvonaru: I understand he was, he was impaired. He was intoxicated and people act different when they're intoxicated, but he was attacking my, my profession, in a sense that that he was saying that I, I'm a rookie. This is my first hook. This is my felony hook for the night. That we're not real cops and -- that was talking to all of us. He, he was a real cop.

Mitry: Who was he saying this to?

Zvonaru: Myself, sergeant, and the officers that were on scene.

Mitry: Okay. So he specifically said -- repeat that, if you don't mind.

Zvonaru: He said that we're not even real cops.

Mitry: That you guys are not real cops. What else?

Zvonaru: Yeah. That he's a, a real cop. He works in Compton and that's where crime is. He -- I remember he said that he did, he originally did a, a bust and what I do doesn't compare to what he does.

Mitry: And who was he speaking to, one more time, when he said --

Zvonaru: Myself. He was speaking to me. And the, the officers on scene. It was Thompson, Carvalho, and Sergeant Jevet.

Mitry: Now Officer Carvalho, he's not mentioned anywhere in your report. Is there any reason why he's not mentioned?

Zvonaru: No, sir.

Mitry: And how did, what role did he play?

Zvonaru: He --

Mitry: You said Officer Carvalho?

Zvonaru: Carvalho.

Mitry: How do you spell that?

Zvonaru: C-a-r-v --

Mitry: C-a-r --

Zvonaru: -- r --

Mitry: Two r's?

Zvonaru: No, no, no. I'm sorry. C-a-r-v-a-l-h-o.

Mitry: And when did he arrive on scene?

Zvonaru: He arrived after the FSTs.

Mitry: After the FSTs?

Zvonaru: Yes.

Mitry: Before or after Mr. Orrego was arrested?

Zvonaru: I believe it was after he was placed under arrest. And Officer Carvalho spoke with, well, Officer Carvalho and I spoke to Mr. Aldama and then he just, he was just present -- actually he assisted Mr. Orrego going to the bathroom (laughing).

Mitry: Okay.

Zvonaru: So he assisted. So he wasn't part of my initial investigation. He came, he came there later on.

Mitry: After the fact?

Zvonaru: Yes.

Mitry: Okay. So he was -- would you say he was a witness to anything?

Zvonaru: No.

Mitry: No?

Zvonaru: Just the fact that we spoke to, to his friend, to Mr. Aldama. And he agreed to take care of Mr. Orrego.

Mitry: So you and Mr., Officer Carvalho spoke to Mr. Aldama?

Zvonaru: Yes, sir.

Mitry: This is at the conclusion of the incident?

Zvonaru: Yes.

Mitry: But --

Zvonaru: When he, he was about to be released.

Mitry: Okay. Now the comments he made was -- the -- you, you don't mind repeating the comments Mr. Orrego made?

Zvonaru: That we're not real cops.

Mitry: That you're not real cops.

Zvonaru: And that this is my first hook. It's probably the, the felony, my felony hook for the night.

Mitry: Uh-huh.

Zvonaru: He was just being --

Mitry: Who was, who was he talking to at that time?

Zvonaru: He was talking to me.

Mitry: Was he talking to anyone else?

Zvonaru: No.

Mitry: Because you earlier said he was talking to me.

Zvonaru: We were all next to him. So when he said it was my first, you know, your -- this is your first hook, he was referring to me. But when he said that, that you guys are not even real cops that was referring to all of us.

Mitry: Right. You heard him say that?

Zvonaru: Yes, sir.

Mitry: How about the, do you think the, anyone else that was present heard that?

Zvonaru: They should have. They were there (laughing).

Mitry: Okay. How close was he when he said it?

Zvonaru: He was sitting on the curb and we were all around him.

Mitry: Okay. So if he -- they would have heard it?

Zvonaru: Yes, sir.

Mitry: Okay. Is there anything else that he said that was, that you felt wasn't proper?

Zvonaru: No, sir.

Mitry: Okay. But besides those statements, did he cooperate with the whole investigation?

Zvonaru: Yes, sir.

Mitry: So he was cooperative during that whole investigation and what you asked him to do?

Zvonaru: Correct.

Mitry: Okay. And besides those two comments is there anything else that you would say that he did that you would say that was disrespectful?

Zvonaru: No, sir.

Mitry: Okay. Is there anything else that you want to add that I missed? I know this has been a long interview and I asked you a lot of questions and I hope I, you know, I, I was able to get all my questions in that, that I needed. Is there anything else that you feel that I missed or that you want to add?

Zvonaru: No, sir.

Mitry: Okay. The time is 2220, 2224 hours. It's 10:24 p.m. and we are now going off tape. Thank you so much for your time.

Zvonaru: Of course.

JL
Cron & Associates Transcription 714-573-7172

MISCELLANEOUS DOCUMENTS

ADMINISTRATIVE RIGHTS (SWORN & NON-SWORN) SUBJECTS

I am LT. JOSEPH WILLIAMS and this is SGT. ALEX KIM of COMPTON STATION which is commanded by CAPTAIN MICHAEL THATCHER

You are about to be questioned as part of an official Los Angeles County Sheriff's Department administrative investigation.

Do you have access to the Policy and Ethics Chapter of the Manual of Policy and Procedures? S.A. Yes ☒ No ☐

Are you familiar with its contents? S.A. Yes ☒ No ☐

You are specifically reminded that Policy and Ethics Sections 3-01/040.70 and 3-01/040.75, require that you make full, complete, and truthful statements. Any refusal to do so may result in your discharge or other punitive action.

As a reminder, there may or may not be evidence in the matter we are about to discuss, whether already discovered/acquired or yet to be discovered. If available, such additional information, whether consisting of witness statements, video, audio, or physical evidence, will be taken into account by decision makers in this matter and will be evaluated in relationship to your answers to the questions we are about to ask in this interview.

The nature of this investigation concerns:

MPP 3-01/030.05 General Behavior, the nature of this investigations concerns your conduct during a criminal investigation, during which time you made misleading statements.

If this were a criminal investigation, any statements you made could be used against you in a court of law. Since this is an administrative investigation, neither your statements nor any information or evidence which is gained by such statements can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in subsequent administrative actions.

You are being ordered to answer questions specifically related to the performance of your official duties and/or your conduct as related to your employment with the Department.

You have the right to remain silent, and you have the right to the presence and assistance of counsel. You are hereby notified that although you have the right to remain silent, failure to answer questions directly related to this administrative investigation may result in your discharge or other punitive action.

You have the right to have a representative of your choice, who is not involved in this investigation, present with you during your interview. You may tape record this interview if you wish. **You are being ordered not to discuss the facts of this case or any of the issues discussed during your interview with anyone other than your designated representative or attorney in this matter.**

Signing this admonition does not constitute a waiver of your Civil Service right to not testify in person at a Civil Service hearing per Civil Service Rule 4.11, or your right to object to having your interview transcription entered into evidence at a Civil Service hearing

The above admonition has been explained to me and I understand its contents.

Date: 08-14-17

File Number: IV 2430379

Subject: [Signature]

(Signature)

SAMUEL ADAMA

(Print Name)

Investigator: [Signature]

(Signature)

JOSEPH WILLIAMS

(Print Name)

Revised March 1, 2016

VIDEO ADMONISHMENT

SUBJECT SAMUEL ALDAMA

IV2430379

You are about to view a video recording. It is important to understand that while this recording depicts visual information from the scene, the human eye and brain could perceive some things in stressful situations differently than a camera records them, so this photographic record may not reflect how the involved personnel actually perceived the event.

The recording may depict things that personnel did not see or hear. Personnel may have seen or heard things that were not recorded by the camera. Depending on the speed of the camera, some action elements may not have been recorded or may have happened faster than personnel could perceive and absorb them. The camera has captured a 2-dimensional image, which may be different from a person's 3-dimensional observations. Lighting and angles may also have contributed to different perceptions.

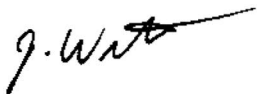
This recording is being shown in order to facilitate recollection of the incident. Video images are only one piece of evidence to be considered in reconstructing and evaluating the totality of the circumstances. Some elements may require further exploration and explanation before the investigation is concluded.

SUBJECT:



PRINT NAME: SAMUEL ALDAMA

INVESTIGATOR:



PRINT NAME: JOSEPH J. WILLIAMS

DATE:

8/14/17



3-01/030.05 GENERAL BEHAVIOR

A member shall not act or behave while on or off duty in such a manner as to bring discredit upon himself or the Department.

Members' arrests and/or referrals for prosecution are an embarrassment to the Department and bring discredit upon the member and the Department regardless of whether a criminal case is filed and/or ultimately results in a conviction or plea agreement.

Members who are publicly intoxicated to the extent their recollection about an allegation of misconduct is affected have brought discredit upon themselves and/or the Department.

Revised 06/07/13
04/01/96 MPP

**3-01/000.13 PROFESSIONAL CONDUCT - CORE VALUES**

Members shall conduct themselves in a manner consistent with the Department's Core Values. Members shall not ignore nor contradict the Department's Core Values. Examples of conduct inconsistent with the Department's Core Values include, but are not limited to, the following:

1. Conduct or behavior resulting from a situational outburst of emotion including, but not limited to, the use of profanity and/or other inappropriate, inconsiderate, and/or insensitive language, phrases, or terms of speech;
2. Conduct or behavior that demonstrates a bias, prejudice, and/or intolerance, or demonstrates a trend or pattern of undesirable and/or unprofessional behavior; and/or,
3. Conduct or behavior so egregious that it constitutes a severe and immediate threat to the integrity of the Department and/or jeopardizes the health, safety, and/or welfare of the public including, but not limited to, criminal misconduct of members, and/or the misuse of Department assets, resources, or intellectual property.

01/27/13 MPP