

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

DIGITALLY RECORDED  
SWORN STATEMENT  
OF

[REDACTED]

OIG CASE #:  
2019-010614

DEPARTMENT OF JUSTICE  
OFFICE OF THE INSPECTOR GENERAL

JULY 12, 2021

**RESOLUTE DOCUMENTATION SERVICES**  
28632 Roadside Drive, Suite 285  
Agoura Hills, CA 91301  
Phone: (818) 431-5800

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

APPEARANCES:

OFFICE OF THE INSPECTOR GENERAL

BY: [REDACTED] [REDACTED]

BY: [REDACTED] [REDACTED]

WITNESS:

[REDACTED] [REDACTED]

OTHER APPEARANCES:

NONE

1           MR. [REDACTED]: The recorder is on. My  
2 name is [REDACTED] [REDACTED] with the U.S.  
3 Department of Justice Office of the Inspector  
4 General New York Field Office and these are my  
5 credentials. All right. This interview with  
6 federal Bureau of Prisons lieutenant  
7 [REDACTED] [REDACTED] is being conducted as part  
8 of an official U.S. Department of Justice  
9 Office of the Inspector General investigation.  
10 Today's date is July 12, 2021, and the time is  
11 1:06 p.m. This interview is being conducted at  
12 the federal correctional institution Danbury,  
13 located in Danbury, Connecticut. This is the  
14 training center. What is it the -?

15           MR. [REDACTED]: SIPE Center.

16           MR. [REDACTED]: SIPE Center?

17           MR. [REDACTED]: Yeah.

18           MR. [REDACTED]: What does it stand for do  
19 you know?

20           MR. [REDACTED]: Mm....

21           MR. [REDACTED]: SPI - whatever. It's the  
22 training center.

23           MR. [REDACTED]: SIPE. Yeah.

24           MR. [REDACTED]: Yeah. It's the training  
25 center right outside of the FCI Danbury on the

1 FCI Danbury property. Also present is DOJ OIG  
2 Special Agent [REDACTED] [REDACTED]. This interview  
3 will be recorded by me, SSA [REDACTED] [REDACTED].  
4 Could everyone please identify themselves for  
5 the record and spell your last name. To start,  
6 again I am DOJ OIG Senior Special Agent [REDACTED]  
7 [REDACTED], [REDACTED].

8 MR. [REDACTED]: I am Special Agent [REDACTED]  
9 [REDACTED], [REDACTED].

10 MR. [REDACTED]: I am Lieutenant [REDACTED]  
11 [REDACTED], [REDACTED].

12 MR. [REDACTED]: Thank you sir. This is  
13 an official DOJ OIG investigation to the death  
14 of inmate Jeffrey Epstein and the surrounding  
15 circumstances, and you're being asked to  
16 voluntarily provide answers to our questions.  
17 Will you agree to a voluntary interview with  
18 the DOJ OIG?

19 MR. [REDACTED]: Yes.

20 MR. [REDACTED]: Thank you sir. This is a  
21 form that we have for our voluntary interviews.  
22 We give this to everybody that's voluntary just  
23 so you know that it is voluntary. You know you  
24 can stop the interview any time. You don't  
25 have to answer our questions. You can leave.

1 I'm going to read it to you for the record.  
2 It's United States Department of Justice Office  
3 of the Inspector General Warnings and  
4 Assurances to Employee Requested to Provide  
5 Information on a Voluntary Basis. You are  
6 being asked to provide information as part of  
7 an investigation being conducted by the Office  
8 of the Inspector General. This investigation  
9 is being conducted pursuant to the Inspector  
10 General Act as amended. This investigation  
11 pertains to job performance failure and  
12 security failure. This is a voluntary  
13 interview. Accordingly, you do not have to  
14 answer questions. No disciplinary action will  
15 be taken against you if you choose not to  
16 answer questions. Any statement you furnish  
17 may be used as evidence in any future criminal  
18 proceedings or agency disciplinary proceedings  
19 or both. Then there's the waiver which says I  
20 understand the Warnings and Assurances stated  
21 above and I am willing to make a statement and  
22 answer questions. No promises or threats have  
23 been made to me and no pressure or coercion of  
24 any kind has been used against me. And there's  
25 the - right here - employee signature and

1           employee's name. You want to read that  
2           yourself. Feel free to. If you agree just  
3           sign

4           MR. [REDACTED]: So it says job performance  
5           failure and security failure according to-

6           MR. [REDACTED]: That's for everybody.  
7           We're giving that - that's just the blanket  
8           statement we're providing to every single  
9           person that we interview.

10          MR. [REDACTED]: .mm

11          MR. [REDACTED]: It doesn't necessarily  
12          mean that you've done anything wrong. It's  
13          just that's what the investigation is looking  
14          into. You know security failure of the  
15          institution - job performance failure. Because  
16          someone died in this matter. And looking into  
17          the surrounding circumstances with it.  
18          Everybody's being provided that same -

19          MR. [REDACTED]: Okay.

20  
21          MR. [REDACTED]: -- that same information.  
22          Okay. So I just signed my name as the Special  
23          Agent. And I'm printing my name. Again this  
24          is [REDACTED].

25          MR. [REDACTED]: This is Special Agent [REDACTED].

1 I am signing as a witness.

2 MR. [REDACTED]: Okay. And Special Agent  
3 [REDACTED], if you don't mind, just place the date  
4 and time. Again it is July 12, 2021, and the  
5 time is 1:10 p.m. now. And the place is FCI  
6 Danbury Training Center. Thank you, sir.  
7 Okay. Did you understand that form?

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: Okay. Cool. Is there  
10 any other questions you want to ask about that  
11 though?

12 MR. [REDACTED]: no.

13 MR. [REDACTED]: No?

14 MR. [REDACTED]: I mean it's voluntary is that  
15 right?

16 MR. [REDACTED]: Yeah. Exactly.  
17 Voluntary. You don't have to answer. And  
18 again that job performance failure - security  
19 failure that's something we're telling  
20 everybody that that's the purpose of our  
21 interviews is to figure out -

22 MR. [REDACTED]: Okay.

23 MR. [REDACTED]: -- what went wrong and  
24 all that kind of stuff with regard to this  
25 matter. Before starting the interview, I'd

1           like to place you under oath. Lieutenant  
2           ██████████ can you please raise your right hand.  
3           Do you swear to tell the truth and nothing but  
4           the truth during this interview?

5           MR. ██████████: Yes.

6           MR. ██████████: Thank you sir. All  
7           right. Please just let me know if you don't  
8           understand these questions and I'll try to  
9           rephrase them or put them in a different way -  
10          add clarification. So what is your home  
11          address?

12          MR. ██████████: ██████████.

13          MR. ██████████: And what is your date of  
14          birth?

15          MR. ██████████: ██████████.

16          MR. ██████████: And your Social Security  
17          number?

18          MR. ██████████: ██████████.

19          MR. ██████████: Thank you. And your  
20          current cell phone number.

21          MR. ██████████: ██████████.

22          MR. ██████████: And what's your highest  
23          level of education?

24          MR. ██████████: Um bachelors.

25          MR. ██████████: Where?

1 MR. [REDACTED]: Criminal justice.

2 MR. [REDACTED]: Criminal justice. Where  
3 did you get that from?

4 MR. [REDACTED]: John Jay.

5 MR. [REDACTED]: Is that in New York City?

6 MR. [REDACTED]: Yeah.

7 MR. [REDACTED]: And when did you  
8 graduate?

9 MR. [REDACTED]: 2006, I think.

10 MR. [REDACTED]: Okay. And what did you  
11 do prior to working for the BOP?

12 MR. [REDACTED]: Uh TSA.

13 MR. [REDACTED]: Um okay. And what did  
14 you do for TSA?

15 MR. [REDACTED]: I was a screener at JFK.

16 MR. [REDACTED]: How long did you do that?

17 MR. [REDACTED]: Mm six and a half years.

18 MR. [REDACTED]: From approximately when  
19 until when?

20 MR. [REDACTED]: '02 to '09.

21 MR. [REDACTED]: '02 to '09. Okay. And  
22 do you have any military service?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: Okay. And how long have  
25 you served with the Federal Bureau of Prisons?

1 MR. [REDACTED]: Mm like about 20 years.

2 MR. [REDACTED]: Twenty years.

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: Oh, okay. So you did it  
5 while you were with TSA?

6 MR. [REDACTED]: I did TSA is federal. And I

7 -

8 MR. [REDACTED]: No-no-no. With the BOP.  
9 How long have you served with the BOP?

10 MR. [REDACTED]: The BOP?

11 MR. [REDACTED]: Sorry.

12 MR. [REDACTED]: Twelve years.

13 MR. [REDACTED]: Twelve years. Okay.

14 From when until when.

15 MR. [REDACTED]: '09 to present.

16 MR. [REDACTED]: What was your Enter on  
17 Duty Date?

18 MR. [REDACTED]: Mm June 21st I think uh 2009/

19 MR. [REDACTED]: Okay. Any breaks of  
20 service?

21 MR. [REDACTED]: Nah.

22 MR. [REDACTED]: Okay. And when did you -  
23 do you know when you graduated BOP training?

24 MR. [REDACTED]: Mm I think it's September or  
25 August.

1 MR. [REDACTED]: Of ;09?

2 MR. [REDACTED]: You're talking about GLYNCO,  
3 right?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: Yeah '09.

6 MR. [REDACTED]: '09. Okay. And when and  
7 where was your first office assignment with the  
8 BOP?

9 MR. [REDACTED]: New York.

10 MR. [REDACTED]: Uh which institution?

11 MR. [REDACTED]: MCC.

12 MR. [REDACTED]: Were you with MCC the  
13 whole time?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: Oh, okay. And when did  
16 you become a lieutenant?

17 MR. [REDACTED]: What's this '21 - 2019, '18  
18 ... I think December 17th I did a temp.

19 MR. [REDACTED]: December of 2017?

20 MR. [REDACTED]: '17. Yeah.

21 MR. [REDACTED]: And when did you leave  
22 the MCC?

23 MR. [REDACTED]: I left December '19.

24 MR. [REDACTED]: December of 2019?

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: And then is that when you  
2 came here to the FCI Danbury?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: And um did you come here  
5 for a promotion?

6 MR. [REDACTED]: Yeah.

7 MR. [REDACTED]: So were you a GS9  
8 lieutenant?

9 MR. [REDACTED]: I was a 9 there but I got TDY  
10 down there. So I was 11 also there.

11 MR. [REDACTED]: Oh you were?

12 MR. [REDACTED]: Yeah. I got TDY for about  
13 four months.

14 MR. [REDACTED]: Okay. Can you just -  
15 what does that mean?

16 MR. [REDACTED]: Temporary Duty. Like I  
17 was picked up. I got my promotion, but I had  
18 to stay down there for a few months until I  
19 came up here.

20 MR. [REDACTED]: Okay. So FCI Danbury.  
21 You were promoted to an 11 but they had you  
22 stay down there as an 11 for four months?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: So when were you actually  
25 picked up?

1 MR. [REDACTED]: About three months. In  
2 October, September, October, November, three  
3 months. Yeah.

4 MR. [REDACTED]: So when did you actually  
5 get your promotion?

6 MR. [REDACTED]: Mm September.

7 MR. [REDACTED]: Of 2019?

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: And when did you  
10 physically come to the FCI Danbury?

11 MR. [REDACTED]: December.

12 MR. [REDACTED]: December. Okay. And  
13 your current position is still GS11 lieutenant?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: And what was your  
16 position at the MCC on August 9th and 10th of  
17 2019?

18 MR. [REDACTED]: Uh August you said 10th?

19 MR. [REDACTED]: Yeah. So August - you  
20 said September you got your 11 so I'm assuming  
21 in August of 2019 you were

22 MR. [REDACTED]: I was a 9 then.

23 MR. [REDACTED]: -- a 9 lieutenant.

24 MR. [REDACTED]: Yeah. In August yeah.

25 MR. [REDACTED]: And this is just for my

1 own knowledge. What is the difference between  
2 a 9 lieutenant and an 11 lieutenant?

3 MR. [REDACTED]: Pretty much you could -  
4 if you at 9 you can't run the institution.  
5 Because it's not a higher rank. So like 11 or  
6 the only ones who can without a captain.  
7 You're the highest. But a 9 you can't be the  
8 highest.

9 MR. [REDACTED]: So does that mean like as  
10 far as like being the ops lieutenant versus the  
11 activities' lieutenant?

12 MR. [REDACTED]: Nah. You could be ops as a  
13 9.

14 MR. [REDACTED]: Okay.

15 MR. [REDACTED]: But - but -.

16 MR. [REDACTED]: So like acting captain  
17 you mean?

18 MR. [REDACTED]: No. Say like if it's a 9,  
19 it's like evening watch. Four to twelve or  
20 midnight. The 11 is the highest authority.

21 MR. [REDACTED]: Okay.

22 MR. [REDACTED]: As a 9 you can't do that.  
23 You have to have 11 or above for 9 to be in  
24 authority.

25 MR. [REDACTED]: Okay.

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: So you can be an ops  
3 lieutenant but somebody else has to be there  
4 that's higher than you?

5 MR. [REDACTED]: Yeah. If you a 9 yeah.

6 MR. [REDACTED]: Okay. Do you recall what  
7 shift you worked on August 9th and 10th of  
8 2019?

9 MR. [REDACTED]: August 9th? What day was  
10 that?

11 MR. [REDACTED]: It's August 9th - sorry.  
12 We'll just talk about August 9th. August 9th,  
13 2019 that was the day before Epstein was found  
14 dead. It was a Friday.

15 MR. [REDACTED]: So the Friday. I probably  
16 was day watch.

17 MR. [REDACTED]: Okay. I'm going to give  
18 you the daily roster from that date just do you  
19 can reprint it.

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: Um anytime I give you a  
22 document - you don't have to do it right away -  
23 but you can - I'm just going to have you  
24 initial and date each document. It's just for  
25 the record we can say that's the document you

1 looked at. And we don't like replace  
2 something. You know what I mean?

3 MR. [REDACTED]: Mm-hm.

4 MR. [REDACTED]: Um so on that can you  
5 find your name and see where it is that you  
6 worked just to verify?

7 MR. [REDACTED]: Yeah. I did overtime from  
8 6:00 to 2:00.

9 MR. [REDACTED]: From 6:00 a.m. to 2:00  
10 p.m.?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: And that was on August  
13 9th?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: Do you know if you -  
16 there were the specific times that you worked?  
17 I know for instance the individual that was the  
18 activities' lieutenant after you. She didn't  
19 start until 4:00 p.m. because she had her  
20 regular time shift until 4:00 p.m.

21 MR. [REDACTED]: Mm-hm.

22 MR. [REDACTED]: Would that mean that you  
23 had worked until 4:00? Or would you still have  
24 stopped at 2:00?

25 MR. [REDACTED]: Uh I don't know.

1 MR. [REDACTED]: Do you usually have to  
2 wait until the new activities' lieutenant comes  
3 on board?

4 MR. [REDACTED]: Mm that's [REDACTED] was -. But  
5 she wasn't a lieutenant here though.

6 MR. [REDACTED]: No. She was an SIS, but  
7 she got I guess temporarily promoted. At least  
8 for that day to be able to be the activities'  
9 lieutenant. But she was in attorney conference  
10 until 4:00 p.m. And she didn't start as the  
11 activities' lieutenant until 4:00 p.m.

12 MR. [REDACTED]: I don't remember. But I know  
13 we usually - even though it says 8:00 to 4:00,  
14 we usually do 6:00 to 2:00, 2:00 to 10:00  
15 anyway.

16 MR. [REDACTED]: Yeah.

17 MR. [REDACTED]: We relieve people early.

18 MR. [REDACTED]: Right. And my  
19 understanding is it's for traffic purposes.

20 MR. [REDACTED]: So if the 9th I would have  
21 come on then. She wouldn't have to stay until  
22 4:00. I don't know.

23 MR. [REDACTED]: How does that typically  
24 work though I guess. Would it be - do you have  
25 to be relieved before you can leave?

1 MR. [REDACTED]: Mm you mean for me?

2 MR. [REDACTED]: Yeah. Like if you're the  
3 activities' lieutenant at the MCC back in  
4 August of 2019. Are you allowed to leave  
5 before the new activities' lieutenant takes  
6 over? Or do you have to wait until she's done?  
7 I'm just trying to help refresh your memory if  
8 you can -.

9 MR. [REDACTED]: I'm not sure. I know how we  
10 do it is someone day I got you. I'll cover  
11 you. Then we relieved.

12 MR. [REDACTED]: But you don't  
13 specifically remember this date?

14 MR. [REDACTED]: No.

15 MR. [REDACTED]: Not the fact that like  
16 Epstein died the day after. Does that help you  
17 like kind of refresh your memory of what your  
18 involvement may have been?

19 MR. [REDACTED]: I know I was doing day watch.  
20 I was doing day watch. I do know that. But as  
21 far as who relieved and all that. No. I don't  
22 remember that.

23 MR. [REDACTED]: All right. We can  
24 probably just grab your time and attendance  
25 records then later just to try to

1 (Indiscernible \* \*00:12:34) that down. But you  
2 just can't remember at this point?

3 MR. [REDACTED]: What you asked me was I  
4 there?

5 MR. [REDACTED]: Yeah-yeah-yeah. Just I  
6 mean from the 2:00 to 4:00. You don't remember  
7 if you would have - you had to wait until  
8 [REDACTED] was actually in place before you left or  
9 not.

10 MR. [REDACTED]: Nah. I don't know. I could  
11 have been there at 4:00 because I left at 2:00.  
12 I'm not sure.

13 MR. [REDACTED]: Okay. Fair enough.

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: So you either worked  
16 until 2:00 p.m. or 4:00 p.m. you just don't  
17 recall.

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: All right. And who did  
20 you - on that date - who would have you  
21 primarily worked with?

22 MR. [REDACTED]: Mm ... I don't know. Because  
23 Friday -. I don't know why I'm doing overtime  
24 on Friday. I'm trying to think. And [REDACTED] is  
25 normally not the ops lieutenant though either.

1 MR. [REDACTED]: Is that because he was a  
2 9?

3 MR. [REDACTED]: [REDACTED] is 11. He's SHU  
4 lieutenant.

5 MR. [REDACTED]: At that time [REDACTED] was the  
6 SHU lieutenant.

7 MR. [REDACTED]: Oh no-no-no [REDACTED] was the SHU  
8 lieutenant. Okay. So if I'm on Friday and  
9 Saturday, then -.

10 MR. [REDACTED]: Well here if -.

11 MR. [REDACTED]: Maybe. I don't know. You  
12 have my what's her name records?

13 MR. [REDACTED]: This is Saturday. So I'm  
14 giving you the daily assignment roster.

15 MR. [REDACTED]: I'm thinking this is my day  
16 off. I'm thinking Friday was my day off. So I  
17 came in for the overtime on Friday. If I'm on  
18 Friday and Saturday, then I would be ops.  
19 That's what I'm thinking.

20 MR. [REDACTED]: Did you work on Saturday?

21 MR. [REDACTED]: Saturday I was off.

22 MR. [REDACTED]: Okay. So you're not on  
23 that list that I just gave you for Saturday?

24 MR. [REDACTED]: No. I should be on day  
25 watch.

1 MR. [REDACTED]: Okay.

2 MR. [REDACTED]: This the day Epstein died  
3 right?

4 MR. [REDACTED]: Yes.

5 MR. [REDACTED]: Yeah. I wasn't there that  
6 day.

7 MR. [REDACTED]: Okay. But you just can't  
8 remember if you worked until 2:00 p.m. or 4:00  
9 p.m. on August 9th.

10 MR. [REDACTED]: No.

11 MR. [REDACTED]: Again there's no reason  
12 that I'm asking you this specifically right  
13 now. It's just to try to make sure we know  
14 what time you worked there.

15 MR. [REDACTED]: Well you trying to see if  
16 there's a pattern of -.

17 MR. [REDACTED]: no-no-no. Not a pattern.  
18 It's not looking at you. It's just to - you  
19 know when we talk to people, we say like what  
20 time were you there from. Just because in  
21 knowing that [REDACTED] didn't start until -  
22 because there's no reason for us at this point  
23 to get your time and attendance records.  
24 Because again we're just talking to everybody  
25 that was there on each day.

1 MR. [REDACTED]: Mm-hm.

2 MR. [REDACTED]: I'm just trying to -.  
3 When we talk to you, we just need to lock down  
4 each person. What time were you there until?

5 MR. [REDACTED]: I don't know.

6 MR. [REDACTED]: We have specific questions  
7 about what happened during the day. But if  
8 you're not there during the day during that  
9 specific time -.

10 MR. [REDACTED]: Some questions might not  
11 apply to you.

12 MR. [REDACTED]: Apply to you. That's what  
13 we're trying to figure out. So what time were  
14 you there until.

15 MR. [REDACTED]: I mean so you want to ask me  
16 questions up until 4:00 is what you're saying?

17 MR. [REDACTED]: We'll ask you  
18 specifically questions -.

19 MR. [REDACTED]: Well you can do it but if I  
20 don't remember I just say I don't remember.

21 MR. [REDACTED]: Yeah. That's fine. You  
22 just don't. but at this point you just don't  
23 know if you were there until 4:00.

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: Um and you don't remember

1 relieving [REDACTED]. Or [REDACTED] relieving you.

2 MR. [REDACTED]: no.

3 MR. [REDACTED]: And do you remember being  
4 relieved by anyone?

5 MR. [REDACTED]: no.

6 MR. [REDACTED]: No? All right. But I  
7 guess then that goes back to my original  
8 question. Do you need to be relieved by  
9 someone in order to leave?

10 MR. [REDACTED]: Um normally. It depends.

11 MR. [REDACTED]: Can there be just an ops  
12 lieutenant and no activities' lieutenant on  
13 during the day?

14 MR. [REDACTED]: Yeah. That could be any day.

15 MR. [REDACTED]: Okay.

16 MR. [REDACTED]: Yeah.

17 MR. [REDACTED]: So it's just - there's  
18 no-. these are genuine questions. We don't  
19 know the answers to these. So that's not like  
20 abnormal to have like just like a two-hour gap  
21 where there's no activities' lieutenant?

22 MR. [REDACTED]: No. We was going a lot of  
23 work up until this. We were doing a lot of  
24 work. So some days you'll be there. I'm quite  
25 sure looking at the records, you'll see my name

1 by itself.

2 MR. [REDACTED]: Right.

3 MR. [REDACTED]: So.

4 MR. [REDACTED]: On some days there was  
5 just like one activity or one ops lieutenant?  
6 There was nobody -?

7 MR. [REDACTED]: Yeah.

8 MR. [REDACTED]: Okay. And that was  
9 Monday through Friday? Not just on weekends?

10 MR. [REDACTED]: Any day.

11 MR. [REDACTED]: Or night shifts? Or  
12 morning?

13 MR. [REDACTED]: Any days. It was a busy time  
14 back then.

15 MR. [REDACTED]: Yes. Um. Okay. Do you  
16 know at that time who was your supervisor?

17 MR. [REDACTED]: Uh the captain. Captain  
18 [REDACTED].

19 MR. [REDACTED]: Okay. And as the  
20 activities' lieutenant, and you said it was day  
21 watch?

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: What were your duties and  
24 responsibilities?

25 MR. [REDACTED]: Rounds um orderly

1 institution. Running the institution.

2 MR. [REDACTED]: And what does a round  
3 consist of as a lieutenant?

4 MR. [REDACTED]: Going up to the unit.  
5 Speaking to the officer. If you want, go to  
6 unit team. Do the tiers. See what's going on.

7 MR. [REDACTED]: Now at that time, did  
8 lieutenant -? When you say go do tiers. Were  
9 Lieutenants responsible for conducting rounds  
10 of inmates as well? Like you know walking up  
11 and down the tiers to make sure?

12 MR. [REDACTED]: Something like that. I mean  
13 that's - are we - the lieutenants responsible  
14 for that?

15 MR. [REDACTED]: Yeah. I know that that's  
16 the CO's primary responsibility. But when you  
17 are conducting a round in like a unit,  
18 specifically we'll talk about the SHU. If you  
19 visit the SHU, and on this date, there was no  
20 SHU lieutenant. Correct?

21 MR. [REDACTED]: No.

22 MR. [REDACTED]: So if you were visiting  
23 the SHU, are you responsible to conduct any  
24 rounds of the tiers as a lieutenant?

25 MR. [REDACTED]: Yeah. The lieutenant has to

1 make a round in SHU each shift.

2 MR. [REDACTED]: So when I say - but when  
3 you visit the SHU, is it just visiting the SHU?  
4 Checking in with the officers? Or do you - I  
5 mean - checking in with the COs or is it  
6 actually also doing a round of - where the  
7 inmates are located and looking in their cells?

8 MR. [REDACTED]: I mean yeah, you're supposed  
9 to do a round.

10 MR. [REDACTED]: Okay. So that -.

11 MR. [REDACTED]: You mean exactly what do you  
12 supposed to specifically do?

13 MR. [REDACTED]: Yeah. I guess what I'm  
14 asking is what does a lieutenant round in the  
15 SHU consist of?

16 MR. [REDACTED]: I don't know. I know for me,  
17 I used to like to go down the tiers.

18 MR. [REDACTED]: To actually check on the  
19 inmates.

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: So you're actually doing  
22 -?

23 MR. [REDACTED]: Do a whole complete round.

24 MR. [REDACTED]: So you're actually doing  
25 a round of the inmates not just doing a round

1 in the SHU to say hey are you guys good with  
2 the officers.

3 MR. [REDACTED]: Yeah. Unless something  
4 happens. Like if something happens you know.  
5 They just say you all right - it was a BA. All  
6 right. I'll be back or something like that.  
7 But.

8 MR. [REDACTED]: Right-right. You mean if  
9 you got called out or something like that - you  
10 needed the run.

11 MR. [REDACTED]: That or they call you.

12 MR. [REDACTED]: Right.

13 MR. [REDACTED]: Something specific to a  
14 specific tale or -.

15 MR. [REDACTED]: Yeah-yeah. But were you  
16 responsible - and this is just in general not  
17 just specifically you? It's any lieutenant.  
18 If there's no SHU lieutenant responsible to do  
19 a round on day watch of the inmates when they  
20 visit the SHU.

21 MR. [REDACTED]: I'm not sure.

22 MR. [REDACTED]: You're not sure. But you  
23 did.

24 MR. [REDACTED]: That day?

25 MR. [REDACTED]: No I mean just in

1           general. Like when you would visit the SHU you  
2           would do that?

3           MR. ██████: Yeah. Say like if I fill in  
4           or whatever. And there's no SHU lieutenant to  
5           say hey you got to make a round. All right.  
6           Or you have activities do it or whatever.

7           MR. ██████: So ops lieutenant tells  
8           you to do the round?

9           MR. ██████: Anyone could say hey I'm  
10          going up there or hey I got the round or  
11          whatever.

12          MR. ██████: Does a lieutenant have to  
13          do a round on that shift?

14          MR. ██████: That would be yeah you have  
15          to do a round.

16          MR. ██████: Okay. So at least one  
17          lieutenant on day watch on August 9, 2019, had  
18          to do a round in the SHU of the inmates?

19          MR. ██████: On day watch?

20          MR. ██████: Yeah.

21          MR. ██████: Uh yeah.

22          MR. ██████: What about night watch  
23          and morning watch? Do they have to do it on  
24          those?

25          MR. ██████: Night watch and morning watch

1           yeah.

2           MR. ██████████: So every shift a  
3 lieutenant has to -.

4           MR. ██████████: Three shifts you got to do a  
5 round.

6           MR. ██████████: And that -?

7           MR. ██████████: Supposed to do a round.

8           MR. ██████████: And that's with the  
9 inmates not just checking in?

10          MR. ██████████: I'm not sure.

11          MR. ██████████: Oh you're not sure. But  
12 you would? When you did it?

13          MR. ██████████: I'm on (Indiscernible \*  
14 \*00:19:51). I'm trying to move around. I  
15 like to hit the tiers.

16          MR. ██████████: Okay. Cool. Do you remember  
17 who you replaced on that day?

18          MR. ██████████: Who I relieved?

19          MR. ██████████: Yeah.

20          MR. ██████████: Who I relieved?

21          MR. ██████████: Who relieved -?

22          MR. ██████████: Nobody.

23          MR. ██████████: So because there's no  
24 activities' lieutenant prior to you?

25          MR. ██████████: No.

1 MR. [REDACTED]: And that's because yeah  
2 there's only - for the morning watch is there  
3 only an ops lieutenant?

4 MR. [REDACTED]: Yep.

5 MR. [REDACTED]: So you were the first one  
6 in on that day? And you said you arrived when?

7 MR. [REDACTED]: Um 6:00.

8 MR. [REDACTED]: 6:00 a.m. Okay. And you  
9 said you just don't recall who replaced you or  
10 if you stayed until 4:00. Correct?

11 MR. [REDACTED]: Yeah. Did you look at the  
12 video?

13 MR. [REDACTED]: We didn't - haven't had a  
14 reason to yet. I just assumed you would have  
15 remembered.

16 MR. [REDACTED]: No. I don't remember.

17 MR. [REDACTED]: Okay.

18 MR. [REDACTED]: It was '19.

19 MR. [REDACTED]: Yeah-yeah-yeah. No just  
20 because of the - you know this was probably one  
21 of the biggest things that's ever happened.

22 MR. [REDACTED]: Yeah but that's why I'm like  
23 why are they asking about it now? That's why  
24 I'm like -.

25 MR. [REDACTED]: Yeah. I mean now is just

1           because there's things that have happened in  
2           the past month that now is creating a --

3           MR. ██████: Oh with the case.

4           MR. ██████: Yeah. That we now have  
5           to interview a ton of people to be able to find  
6           out who was there, what happened, and all that  
7           kind of stuff.

8           MR. ██████: Yeah. But I'm not sure about  
9           the time on that.

10          MR. ██████: All right. And are you  
11          familiar with Jeffrey Epstein?

12          MR. ██████: Yeah.

13          MR. ██████: Did you ever work or  
14          visit the SHU while Epstein was assigned to the  
15          SHU in July and August 2019?

16          MR. ██████: Probably yeah.

17          MR. ██████: Did Epstein have a  
18          cellmate when he was in the SHU?

19          MR. ██████: Up until that day, right?

20          MR. ██████: Yes. And do you know if  
21          there was a reason why Epstein was assigned a  
22          cellmate?

23          MR. ██████: In SHU you're supposed to be  
24          double bunked.

25          MR. ██████: Okay. So -.

1 MR. [REDACTED]: Even if you don't have the  
2 whole prior thing before.

3 MR. [REDACTED]: So everybody in the SHU  
4 is supposed to be?

5 MR. [REDACTED]: Not everybody. But you got  
6 certain cases. But he was supposed to have a  
7 bunk.

8 MR. [REDACTED]: So as far as who would -  
9 who wouldn't be assigned a cellmate?

10 MR. [REDACTED]: House alone, rec alone  
11 inmates. You know hunger strike inmates,  
12 NPOs...

13 MR. [REDACTED]: But Epstein was one of  
14 those inmates that should have had a cellmate?

15 MR. [REDACTED]: Yeah. He was a regular  
16 inmate. Yeah.

17 MR. [REDACTED]: Okay. Um are you aware  
18 that Epstein had attempted to commit suicide on  
19 July 23, 2019?

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: And were you one of the  
22 responding officers to that?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: Were you - did you have  
25 any involvement with it?

1 MR. [REDACTED]: That incident? No.

2 MR. [REDACTED]: No. Do you know what  
3 transpired?

4 MR. [REDACTED]: They say he put something  
5 around his neck. In his cell. And that was  
6 it.

7 MR. [REDACTED]: Did you ever hear any  
8 rumors that his cell mate may have tried to  
9 harm him?

10 MR. [REDACTED]: Oh yeah. You're talking  
11 about um -. Yeah. I heard about that. Yeah.

12 MR. [REDACTED]: What did you hear about  
13 that?

14 MR. [REDACTED]: That it was a ploy for him to  
15 get bail. Something like that.

16 MR. [REDACTED]: All right. So did you -?  
17 Is your understanding that he actually did try  
18 to harm himself? Or was it your understanding  
19 that his cell mate tried to harm him?

20 MR. [REDACTED]: You're talking about the  
21 rumor?

22 MR. [REDACTED]: Yeah. What is your  
23 understanding of --

24 MR. [REDACTED]: The rumor was the guy --

25 MR. [REDACTED]: -- what actually -?

1           MR. ██████: -- also had a high-profile  
2 case.

3           MR. ██████: Okay.

4           MR. ██████: And I think Epstein was up  
5 for a bail hearing. So they made it look like  
6 he was doing that in order to get bail.

7           MR. ██████: Okay.

8           MR. ██████: Yeah.

9           MR. ██████: Do you think there was  
10 any legitimacy to the rumor?

11          MR. ██████: I don't know. Not after  
12 this. Nah.

13          MR. ██████: No.

14          MR. ██████: No.

15          MR. ██████: All right. So do you  
16 believe that he did actually try to harm  
17 himself on July 23rd?

18          MR. ██████: Yeah.

19          MR. ██████: Okay. Um do you know as  
20 a result of July 23rd if Epstein - if anything  
21 happened with Epstein? Was he removed from the  
22 SHU and placed anywhere else?

23          MR. ██████: Mm. He went to suicide  
24 watch.

25          MR. ██████: Okay. And what happens

1 on suicide watch? Is that outside of the SHU?

2 MR. [REDACTED]: Yeah.

3 MR. [REDACTED]: And then after you get  
4 placed on suicide watch. Is that a temporary  
5 thing and then you get moved over to psych  
6 observation?

7 MR. [REDACTED]: Not all the time. No.  
8 That's up to psych. Psych makes that call.

9 MR. [REDACTED]: Do you - are you aware if  
10 Epstein was outside of the SHU and on suicide  
11 watch or psych observation for approximately  
12 one week?

13 MR. [REDACTED]: I know he was definitely on  
14 there. Because I remember seeing him.

15 MR. [REDACTED]: You saw him there?

16 MR. [REDACTED]: Yeah.

17 MR. [REDACTED]: Um is that because you  
18 were doing rounds? Or why did you see him  
19 there?

20 MR. [REDACTED]: I had to - because I'm the  
21 one who does the showers.

22 MR. [REDACTED]: Okay.

23 MR. [REDACTED]: For suicide inmates. Or  
24 psych watch if you're down there. So he was  
25 down there one day - probably a couple days.

1 But I know I took him to the shower one time.

2 Yeah.

3 MR. [REDACTED]: Okay. So you had some  
4 interaction with him.

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: While he was on suicide  
7 watch.

8 MR. [REDACTED]: Suicide watch. Yeah.

9 MR. [REDACTED]: Okay. And I just thought  
10 - I thought you were only on suicide watch for  
11 like 24 hours. And then after that it was  
12 called psych observation. Is that not your  
13 understanding?

14 MR. [REDACTED]: It's up to psych.

15 MR. [REDACTED]: Okay.

16 MR. [REDACTED]: That's a psych call.

17 MR. [REDACTED]: But is it in the same -  
18 they're in the same location. Correct?

19 MR. [REDACTED]: Yeah but people who are on  
20 suicide watch longer than 24 hours.

21 MR. [REDACTED]: Okay.

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: So your understanding the  
24 whole time he was there it was called suicide  
25 watch?

1 MR. [REDACTED]: I don't remember.

2 MR. [REDACTED]: Okay.

3 MR. [REDACTED]: The whole time he was there.

4 MR. [REDACTED]: Um do you know when he  
5 was removed from suicide watch?

6 MR. [REDACTED]: No.

7 MR. [REDACTED]: Do you know why he was  
8 removed from suicide watch?

9 MR. [REDACTED]: He would be moved because  
10 psych said it's okay.

11 MR. [REDACTED]: Okay. And when someone  
12 is on suicide watch, what does it entail?

13 MR. [REDACTED]: You have a suicide smock.  
14 Suicide mattress. And a suicide blanket. And  
15 you allow pretty much no items unless they  
16 approved it, there's a book they have.

17 MR. [REDACTED]: Okay. And what's the  
18 difference? What is the difference between  
19 psych observation? What does that entail?

20 MR. [REDACTED]: You got the clothes.

21 MR. [REDACTED]: All right. So when  
22 you're on suicide watch, you don't have  
23 clothes?

24 MR. [REDACTED]: Naked.

25 MR. [REDACTED]: You're naked the whole

1 time? And you know if Epstein was naked that  
2 whole time?

3 MR. [REDACTED]: He had a smock and a -.  
4 Yeah. He didn't have no clothes.

5 MR. [REDACTED]: He didn't have clothes  
6 when he was on suicide watch?

7 MR. [REDACTED]: You can't have clothes on  
8 suicide watch.

9 MR. [REDACTED]: Okay. All right. So  
10 does it sound right that he would have been  
11 removed about a week later around July 30th.  
12 Does that sound like a date --

13 MR. [REDACTED]: I don't know.

14 MR. [REDACTED]: -- or you're not sure?

15 MR. [REDACTED]: Mm-hm I don't know.

16 MR. [REDACTED]: Okay. Did you ever  
17 receive any instructions from anyone with  
18 regard to Epstein being assigned a cellmate  
19 after he came back from suicide watch?

20 MR. [REDACTED]: I'm not sure.

21 MR. [REDACTED]: You don't remember any  
22 verbal conversations or anything like that?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: All right. I'm going to  
25 show you an email. And then you can tell me if

1           you remember receiving it. An email from a  
2           ██████████. Do you know who that is?

3           MR. ██████████: Yeah.

4           MR. ██████████: All right. It's to  
5           Suicide Watch / Psych Observation Update. And  
6           that's also what the subject is. And it's from  
7           July 30, 2019. It says, "Inmate Epstein" and  
8           it gives his reg number. "Is being taken off  
9           of psych observation and needs to be housed  
10          with an appropriate cellmate." Do you recall  
11          receiving -?

12          MR. ██████████: Yeah. It's a generic. We  
13          always get those.

14          MR. ██████████: You get those?

15          MR. ██████████: Yeah.

16          MR. ██████████: There's names on the  
17          back. It shows that you were one of them and  
18          that you read it. Do you see your name? Yeah.  
19          It would be under J. So. It's all  
20          alphabetical.

21          MR. ██████████: It's under what?

22          MR. ██████████: It would be your first -.

23          MR. ██████████: Oh, okay. Yeah.

24          MR. ██████████: So does that ring a bell?  
25          Do you remember getting that?

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: Okay. Cool. And then do  
3 you recall -? So you are aware that he needed  
4 a cellmate then. Correct? You already said  
5 that you knew he needed one because he was a  
6 regular inmate. Right?

7 MR. [REDACTED]: Yeah. But I don't know what  
8 this is at 12:30 the 30th right?

9 MR. [REDACTED]: Yeah 7:30 - so yeah.

10 MR. [REDACTED]: Oh it was 7:30 July 30th?  
11 So he got off on July 30th?

12 MR. [REDACTED]: Correct.

13 MR. [REDACTED]: Okay.

14 MR. [REDACTED]: Placed back in the SHU  
15 and required a cellmate.

16 MR. [REDACTED]: Okay.

17 MR. [REDACTED]: And just before we  
18 forget. Do you mind just initialing and dating  
19 each one of these documents just so that they  
20 don't start piling up? And as well as that  
21 email. Thank you, sir. Now do you remember  
22 having any conversations with anyone else like  
23 verbal. Like [REDACTED] or anybody regarding the  
24 need for him to have a cellmate?

25 MR. [REDACTED]: No.

1 MR. [REDACTED]: Because, I'm assuming, he  
2 was the most high-profile if not one of the  
3 most high-profile inmates at the time.

4 Correct?

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: So would that be  
7 something that they would - people would  
8 usually communicate with the activities and the  
9 ops lieutenant about?

10 MR. [REDACTED]: I mean if you got the email.

11 MR. [REDACTED]: Okay.

12 MR. [REDACTED]: Yeah.

13 MR. [REDACTED]: You got a follow-up that  
14 you wanted to ask something?

15 MR. [REDACTED]: We'll finish up on this.  
16 Because it's going back one.

17 MR. [REDACTED]: No-no. Please. Go  
18 ahead.

19 MR. [REDACTED]: So you mentioned that you had  
20 interacted with Epstein when he was on suicide  
21 watch. You took him for his showers.

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: How was the interactions with  
24 him?

25 MR. [REDACTED]: You know, cuff up, take him

1 to the shower.

2 MR. [REDACTED]: Did you ever talk to him?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: Was he pleasant? Were there  
5 any issues with that?

6 MR. [REDACTED]: He was saying hey, while I'm  
7 down here, pretty much he asked why he was down  
8 here. I said well, he was like yeah, I'm not  
9 suicidal, such-and-such. And you know let me  
10 talk to psych so I could get off this. I don't  
11 think he liked it.

12 MR. [REDACTED]: This was immediately after  
13 the July 23rd?

14 MR. [REDACTED]: I don't know exactly what day  
15 it was. But you know it was around there.

16 MR. [REDACTED]: Got it.

17 MR. [REDACTED]: We're going to follow-up  
18 with some of those more lines of questioning  
19 later on in the interview. Um so you don't  
20 recall though receiving specific instructions  
21 from Captain [REDACTED] or anyone else with regard  
22 to Epstein? You just - you do know he needed  
23 one and you did get the email?

24 MR. [REDACTED]: These come all the time. Any  
25 inmate comes off of watch, they send it out.

1           MR. [REDACTED]: And should everyone know  
2 if someone comes off of watch that they are  
3 required to have a cellmate?

4           MR. [REDACTED]: I'm not sure. I mean that's  
5 what they do. They come out. Anyone comes off  
6 suicide watch, you put them in with a cellmate.

7           MR. [REDACTED]: Yeah. And that's pretty  
8 general, common knowledge. Correct? And where  
9 do you learn that? Is that from your daily  
10 operations? Or do you learn that in training  
11 as well?

12          MR. [REDACTED]: I don't know. I guess it's  
13 daily operations.

14          MR. [REDACTED]: Okay. But most people  
15 should know that a person coming off of suicide  
16 watch is required to have a cellmate.

17          MR. [REDACTED]: Uh I mean it depends. I  
18 don't know. I know we get these emails though.  
19 They send them out any time an inmate comes  
20 off. You try to put them with a cellmate. But  
21 then again like I said in the SHU, it's you  
22 know. Because even if they come off suicide  
23 watch, they don't -. Say like they come off  
24 they stay in SHU for a year. They have to have  
25 a cellmate for a year. You understand what I'm

1 saying? So as far as the notice we get, but do  
2 everyone know that? I'm not sure about that.

3 MR. [REDACTED]: But you knew.

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: How did you know though?

6 MR. [REDACTED]: I got the email.

7 MR. [REDACTED]: Okay. So, your knowledge  
8 is from the email, but earlier, you said that  
9 anybody in the SHU, anyway, needs to a cell  
10 mate?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: All right. So, he had  
13 basically two requirements to him. One, there  
14 was the email that he received; also, the fact  
15 that he was in the SHU, and he didn't have any  
16 of those special requirements, like, he was  
17 going to harm someone else, or something like  
18 that, that he should have had a cellmate?

19 MR. [REDACTED]: Right.

20 MR. [REDACTED]: All right. And do you  
21 know if you ever communicated that to anybody,  
22 when you visited the SHU in July or August of  
23 2019?

24 MR. [REDACTED]: Hmm. I'm not sure.

25 MR. [REDACTED]: Like, the people that

1           worked in the SHU, would have you would have  
2           been as the activities' lieutenant, if you're  
3           doing a round in there. Is that something that  
4           you would address?

5           MR. [REDACTED]: Bring up? Yeah. If I - yeah  
6           - but if he had a - one - if he had a cellmate,  
7           though.

8           MR. [REDACTED]: Right.

9           MR. [REDACTED]: Yeah. Bring something up if  
10          they didn't. Uh-huh.

11          MR. [REDACTED]: So, you'd only bring it  
12          up if you knew he didn't have one?

13          MR. [REDACTED]: So, like, if you say, hey,  
14          guys, how many single cells I have? Such and  
15          such. Hey, what's going on? Hey, well, this is  
16          the reason. Yeah.

17          MR. [REDACTED]: And is that something -  
18          when you would visit the SHU - is that  
19          something you would ask? How many single cells  
20          do you have?

21          MR. [REDACTED]: Yeah.

22          MR. [REDACTED]: Is that a like one of the  
23          check-the-box things? Does everybody that  
24          visits the SHU --

25          MR. [REDACTED]: I can't speak for everybody.

1 But I know, even as OIC, we said, hey, you know  
2 the fine, we have single cells. Maneuver to  
3 condense it for space. Stuff like that.

4 MR. [REDACTED]: Okay.

5 MR. [REDACTED]: So, I don't know if everyone  
6 (Indiscernible \*00:32:18) into it.

7 MR. [REDACTED]: But that's what you would  
8 do? When you were the activities' lieutenant?

9 MR. [REDACTED]: No. Sometimes.

10 MR. [REDACTED]: Okay.

11 MR. [REDACTED]: If I seen someone without,  
12 hey, what's going on with this dude? Well, he's  
13 housed (Indiscernible \*00:32:28) room.

14 MR. [REDACTED]: Okay.

15 MR. [REDACTED]: Okay.

16 MR. [REDACTED]: But when you would visit  
17 the SHU, was that something you would address,  
18 saying how many single cells do we got?

19 MR. [REDACTED]: I'm not the SHU lieutenant.

20 MR. [REDACTED]: Oh, only if you're the  
21 SHU lieutenant?

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: I'm talking about --

24 MR. [REDACTED]: The SHU lieutenant --

25 MR. [REDACTED]: -- when you do your

1 rounds.

2 MR. [REDACTED]: -- you do the rounds, you  
3 only say it if you know that someone got - a  
4 new come in. Okay, you got space for him. No.  
5 Right now, we've got to put him in a single  
6 cell, or something like that.

7 MR. [REDACTED]: Okay. And were you ever  
8 the SHU lieutenant?

9 MR. [REDACTED]: At MCC?

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: I don't think so. I was  
12 never SHU lieutenant.

13 MR. [REDACTED]: Okay. But do you  
14 remember ever having any conversations with  
15 anyone in the SHU --

16 MR. [REDACTED]: No.

17 MR. [REDACTED]: -- at the MCC about  
18 Epstein and his cellmate requirement?

19 MR. [REDACTED]: No.

20 MR. [REDACTED]: No? All right. So,  
21 referring to the duty assignment roster, who  
22 were the MCC's supervisors on duty, with  
23 responsibility for overseeing the SHU on August  
24 9, 2019, when you were working?

25 MR. [REDACTED]: It would be me and [REDACTED].

1                   MR. [REDACTED]: So, the two of you would  
2                   be responsible?

3                   MR. [REDACTED]: On day watch. Yeah.

4                   MR. [REDACTED]: Okay. And then, would it  
5                   be the same thing for the shift after you?  
6                   Would that be the activities' lieutenant and  
7                   the ops lieutenant?

8                   MR. [REDACTED]: Yeah.

9                   MR. [REDACTED]: And is that because, when  
10                  the SHU lieutenant is not there, activities'  
11                  lieutenant and ops lieutenant always have  
12                  oversight of the SHU?

13                  MR. [REDACTED]: Well, I told you we have to  
14                  make a round.

15                  MR. [REDACTED]: Right.

16                  MR. [REDACTED]: In SHU. Yeah.

17                  MR. [REDACTED]: But that would be the  
18                  lieutenants - they would be the lieutenants  
19                  that would have oversight over the SHU,  
20                  correct?

21                  MR. [REDACTED]: Yeah. Pretty much.

22                  MR. [REDACTED]: Okay. On August 9th,  
23                  what communications did you have with any of  
24                  the other lieutenants with regard to Epstein  
25                  being housed with the MCC, or the MCC SHU? Can

1           you recall?

2           MR. ██████: No.

3           MR. ██████: And again, thinking back,  
4           this is like one of the biggest things that's  
5           ever happened when you were there, this guy  
6           dies. Can you remember any conversations you  
7           had the day before, with anyone, with regards  
8           to Epstein?

9           MR. ██████: I just know that he used to  
10          come to legal all the time.

11          MR. ██████: Yeah.

12          MR. ██████: Attorney conference, pretty  
13          much the whole day.

14          MR. ██████: Right.

15          MR. ██████: And that's about it.

16          MR. ██████: And about what time would  
17          he be moved to attorney conference?

18          MR. ██████: Early. Like, probably 8:00  
19          in the morning.

20          MR. ██████: And who would be the  
21          person that would move him there?

22          MR. ██████: The SHU staff. Get him out  
23          the SHU.

24          MR. ██████: Okay.

25          MR. ██████: He was in SHU.

1 MR. [REDACTED]: And what would the - as  
2 the activities' lieutenant, did you visit him  
3 at all in attorney conference, or check on him?  
4 Is that part of your round process?

5 MR. [REDACTED]: It's not part of the rounds,  
6 but if you see him in there, if you standing by  
7 the elevators or something like that, yeah.

8 MR. [REDACTED]: Okay.

9 MR. [REDACTED]: But you're not - you don't  
10 have to check. No.

11 MR. [REDACTED]: All right. Did anyone  
12 ever provide you with special instructions,  
13 with regards to Epstein?

14 MR. [REDACTED]: Special instructions?

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: Like? Something - no.

17 MR. [REDACTED]: No?

18 MR. [REDACTED]: With special instructions?

19 Like -?

20 MR. [REDACTED]: Like, conversations with  
21 Epstein, hey, make sure you do this. Just  
22 Epstein, make sure this is going - you know? I  
23 guess specific instructions. Maybe "special"  
24 isn't the right word --

25 MR. [REDACTED]: No.

1 MR. [REDACTED]: -- but did anyone ever  
2 specifically say, you know, this is Epstein,  
3 we've got to make sure we're doing this?

4 MR. [REDACTED]: Hmm-mm. No. Not that I  
5 recall.

6 MR. [REDACTED]: No? Did any lieutenants  
7 ever talk to you about Epstein's requirement to  
8 have a cellmate?

9 MR. [REDACTED]: Hmm-mm. I mean, it's not -.  
10 Like I said, we've got the email.

11 MR. [REDACTED]: Right.

12 MR. [REDACTED]: There's no one saying, hey,  
13 by the way, from my understanding didn't he  
14 have a cellmate up until then? I think he had a  
15 cellmate since he got out of the suicide watch.  
16 So, I don't think there was a lapse in it.

17 MR. [REDACTED]: Right.

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: So, what about up until  
20 then? You're saying, so --

21 MR. [REDACTED]: Right. Yeah. The cellmate,  
22 right?

23 MR. [REDACTED]: -- so, what is your  
24 understanding of what happened --

25 MR. [REDACTED]: What happened?

1 MR. [REDACTED]: -- on August 9th?

2 MR. [REDACTED]: His cellmate went to court,  
3 and either went to transferred, or got  
4 released, or something. And never came back.  
5 And then, you know, that night, he went out, he  
6 went without a cellmate.

7 MR. [REDACTED]: Okay.

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: So, we'll get into that.  
10 I'll ask you a couple more questions, then,  
11 just to make sure we stay on kind of page, at  
12 the bottom of this page, you see, we're going  
13 to start talking about that inmate. And I'll  
14 just - what you knew about that. You said the  
15 lieutenants are responsible for conducting  
16 rounds. Are they responsible for conducting  
17 counts in the SHU?

18 MR. [REDACTED]: No.

19 MR. [REDACTED]: No? So, like, just  
20 around, nothing to do with counts when you were  
21 -?

22 MR. [REDACTED]: Count is for officers.

23 MR. [REDACTED]: Okay. And you don't need  
24 to oversee them as the lieutenant, or anything  
25 like that?

1           MR. [REDACTED]: You could take a count, but  
2 usually, you're doing patrol, you're not doing  
3 the count with the officers.

4           MR. [REDACTED]: Right. So, in physically  
5 presence in the SHU, the only time that the  
6 lieutenant is involved is actually with rounds,  
7 not with counts?

8           MR. [REDACTED]: Not with counts.

9           MR. [REDACTED]: Okay. And did you  
10 conduct any rounds in the SHU, on August 9,  
11 2019?

12          MR. [REDACTED]: I'm not sure. I can't  
13 recall.

14          MR. [REDACTED]: You don't remember?  
15 Again, you're placing yourself back on one of  
16 the biggest incidences, and you know all this  
17 circus that's been going on since that time.

18          MR. [REDACTED]: Yeah, I know.

19          MR. [REDACTED]: So, you can't really put  
20 yourself back on that day of, like, hey, what  
21 was my involvement with this, and did I -?

22          MR. [REDACTED]: No. No. I had no  
23 involvement with this.

24          MR. [REDACTED]: Well, that's what I mean,  
25 but you --

1 MR. [REDACTED]: Mm-hmm.

2 MR. [REDACTED]: You were the activities'  
3 lieutenant, you know, on the, you know, the day  
4 before.

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: And specifically, like  
7 you just said, on the day before, when his  
8 cellmate was removed.

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: So, you can't remember?

11 MR. [REDACTED]: If I did a round, then no.

12 MR. [REDACTED]: Okay. So, you can't -.  
13 Then, do you remember having any conversations  
14 with any of the people listed in there, on your  
15 shift, in the SHU? On that date, specifically  
16 with regard to Epstein, or [REDACTED], his cellmate.

17 MR. [REDACTED]: No.

18 MR. [REDACTED]: All right. And it'll be,  
19 like, a [REDACTED]

[REDACTED]  
[REDACTED]. None of those  
22 people?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: Okay. So, you didn't  
25 speak to any of those people about Epstein

1           being required to have a cellmate since his  
2           cellmate was gone?

3           MR. ██████: You're talking about that  
4           day?

5           MR. ██████: Yeah.

6           MR. ██████: Or you're just saying --

7           MR. ██████: On the day that --

8           MR. ██████: -- I can't remember.

9           MR. ██████: -- okay. All right. The  
10          people that are in the SHU, are they  
11          responsible for conducting counts and round  
12          during their shift?

13          MR. ██████: Yes.

14          MR. ██████: As far as the shift that  
15          you worked, on day watch, what is your  
16          understanding of how many rounds and counts  
17          they should have done?

18          MR. ██████: There's no counts on day  
19          watch.

20          MR. ██████: Okay. What about the  
21          rounds?

22          MR. ██████: The rounds, every - you're  
23          doing a certain shift, we go about. So, you do  
24          one, say, like, 8:00 to 8:30, you do one. 8:30  
25          to 9:00, you do one.

1 MR. [REDACTED]: So, every 30 minutes?

2 MR. [REDACTED]: Every 30 minutes. Not to  
3 exceed 40 minutes. They're regular rounds.

4 MR. [REDACTED]: Okay. And you're  
5 supposed to do one of those rounds with them,  
6 but you can't recall whether you did or not?

7 MR. [REDACTED]: No. We're not supposed to do  
8 rounds with them. No.

9 MR. [REDACTED]: You're supposed to just  
10 do your own round?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: Okay.

13 MR. [REDACTED]: Do our round in SHU.

14 MR. [REDACTED]: And can you recall if you  
15 did your round in SHU?

16 MR. [REDACTED]: No, I can't.

17 MR. [REDACTED]: You can't recall? Would  
18 it be abnormal if you didn't?

19 MR. [REDACTED]: I can't recall.

20 MR. [REDACTED]: You can't recall if it  
21 would be abnormal if you didn't?

22 MR. [REDACTED]: If I didn't do the round?

23 MR. [REDACTED]: Right.

24 MR. [REDACTED]: Would it be abnormal? I mean,  
25 I'm not the SHU lieutenant. That's what I'm

1 saying.

2 MR. [REDACTED]: But there's no SHU  
3 lieutenant, you said, that, you know, you or  
4 [REDACTED] would be responsible. So, I'm saying,  
5 would it be abnormal if you didn't do it? So,  
6 would you normally have done it? I know you  
7 said you're responsible for it.

8 MR. [REDACTED]: No. The lieutenants are  
9 responsible, but if a Monday through Friday, if  
10 a SHU lieutenant is there, there's no reason  
11 for me to go up there.

12 MR. [REDACTED]: But there's no SHU  
13 lieutenant.

14 MR. [REDACTED]: Right. So, but I don't  
15 recall if I did a round or not. No.

16 MR. [REDACTED]: Okay. But the last  
17 question wasn't that. I'm saying, would it  
18 have been abnormal if you didn't do one? I know  
19 you can't recall it --

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: -- but would you normally  
22 have done it, if there's no SHU lieutenant?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: Yeah? So, knowing  
25 yourself, you probably would -.

1 MR. [REDACTED]: If there's no SHU lieutenant,  
2 yeah.

3 MR. [REDACTED]: Okay.

4 MR. [REDACTED]: Okay.

5 MR. [REDACTED]: When did you become aware  
6 that inmate [REDACTED] was removed from the MCC on  
7 August 9, 2019?

8 MR. [REDACTED]: I don't know.

9 MR. [REDACTED]: What is -.

10 MR. [REDACTED]: The only thing I heard is, I  
11 know, I woke up, they're saying, I saw the  
12 story.

13 MR. [REDACTED]: What is your involvement,  
14 as the activities' lieutenant that day, with  
15 inmates who are going to court?

16 MR. [REDACTED]: I didn't have no involvement.

17 MR. [REDACTED]: So, the activities --

18 MR. [REDACTED]: (Indiscernible \*00:41:32).

19 MR. [REDACTED]: -- lieutenant is not  
20 involved?

21 MR. [REDACTED]: No.

22 MR. [REDACTED]: Is the ops lieutenant  
23 involved?

24 MR. [REDACTED]: Not really, no.

25 MR. [REDACTED]: So, who is involved? Who

1 -?

2 MR. [REDACTED]: R&D. Receive and Discharge.

3 MR. [REDACTED]: Okay. And do you  
4 remember who was working in R&D that day, in  
5 that morning?

6 MR. [REDACTED]: No.

7 MR. [REDACTED]: Are you able to tell by  
8 looking at that --

9 MR. [REDACTED]: No.

10 MR. [REDACTED]: -- sheet? How does that  
11 work? How do you find out who was in R&D for  
12 that day? On that morning.

13 MR. [REDACTED]: That's the custody roster.  
14 I'm not sure.

15 MR. [REDACTED]: So, that's a different  
16 roster?

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: What would that roster be  
19 called?

20 MR. [REDACTED]: I don't know.

21 MR. [REDACTED]: You're not sure?

22 MR. [REDACTED]: That's not our department.

23 MR. [REDACTED]: Okay. So, did they come  
24 and retrieve those individuals from the SHU, or  
25 does the SHU staff bring them to R&D?

1 MR. [REDACTED]: It depends. If it's busy,  
2 you say, hey, I need help, they go up and help  
3 you out. If not, the SHU crew, all right, take  
4 them down.

5 MR. [REDACTED]: So, if it were at a non-  
6 busy traditional way, who would have been the  
7 people on that roster?

8 MR. [REDACTED]: The SHU crew.

9 MR. [REDACTED]: And who on that day?

10 MR. [REDACTED]: You mean, for the court  
11 movements?

12 MR. [REDACTED]: Yeah. Like, what time?  
13 First of all, I guess I should say.

14 MR. [REDACTED]: It depends - that's what I'm  
15 saying - so, it depends on if they're going to  
16 Brooklyn, or wherever, you start early at 6:00.  
17 So, that would be morning watch or day watch.

18 MR. [REDACTED]: So, it would be one or  
19 the other? And does not - let's say if it was  
20 8:00 a.m., who would have it been?

21 MR. [REDACTED]: The day watch crew.

22 MR. [REDACTED]: And who was on day watch  
23 that day?

24 MR. [REDACTED]: Hmm. [REDACTED]. [REDACTED].

25 [REDACTED].

1 MR. [REDACTED]: And anybody - any of  
2 those people - do you remember speaking about  
3 [REDACTED]?

4 MR. [REDACTED]: No.

5 MR. [REDACTED]: All right. And who was  
6 the OIC? Who was the officer-in-charge, out of  
7 that crew?

8 MR. [REDACTED]: Hmm. [REDACTED]

9 MR. [REDACTED]: [REDACTED] was? Not [REDACTED]?

10 MR. [REDACTED]: According to this, it was  
11 [REDACTED].

12 MR. [REDACTED]: Okay. So, on the  
13 document, it's [REDACTED]. All right. I'm going  
14 to show you a memo that was written by [REDACTED]  
15 on August 12, 2019. And it's the subject is,  
16 "Pass information from Special Housing Unit."  
17 It says, "On Friday, August 9, 2019, at  
18 approximately 1:50 p.m., I, SOS [REDACTED],  
19 passed on to oncoming staff, officers [REDACTED] and  
20 present shift staff, SOS [REDACTED], and Officer  
21 [REDACTED], that inmate [REDACTED] was going WAB, and  
22 possibly may not return. Also, that inmate  
23 Epstein will be needing a cellmate upon arrival  
24 from his attorney visit." So, does that  
25 refresh your memory? Did you have any

1           conversations with [REDACTED]?

2           MR. [REDACTED]: No.

3           MR. [REDACTED]: Who would have made  
4           [REDACTED] aware that [REDACTED] was going WAB?

5           MR. [REDACTED]: He could see it on the  
6           roster. They send a sheet up the night before.

7           MR. [REDACTED]: So, if that's not on the  
8           night before, if on the night before, there's  
9           no WAB - and this is at 1:50 p.m. that this  
10          notification was made note - if there's no WAB  
11          -. Well first of all what's WAB stand for?

12          MR. [REDACTED]: With All Belongings.

13          MR. [REDACTED]: And if WAB is not next to  
14          [REDACTED]' name on the night before, the August 8th  
15          roster, how would have he become aware at  
16          around 1:50? Would normally the court call  
17          R&D, and R&D pass that information along?

18          MR. [REDACTED]: R&D could have called him.

19          MR. [REDACTED]: So, would R&D call SHU  
20          directly, or would they typically call the ops  
21          or activities' lieutenant?

22          MR. [REDACTED]: They call the SHU.

23          MR. [REDACTED]: They do call SHU  
24          directly? They wouldn't call you guys, and you  
25          would have to the pass information on?

1 MR. [REDACTED]: No.

2 MR. [REDACTED]: Okay. So, is it your  
3 belief, then, that if it's that, in fact, what  
4 happened, if [REDACTED] went to court, and then he  
5 became WAB? Just tell me, what is your  
6 understanding --

7 MR. [REDACTED]: I'm not sure how that one.

8 MR. [REDACTED]: -- of how that would  
9 work?

10 MR. [REDACTED]: I'm not sure about that.

11 MR. [REDACTED]: Yeah. I'm not saying,  
12 specifically, how he got it. What would be the  
13 typical way that would work? If an inmate --

14 MR. [REDACTED]: If an inmate -.

15 MR. [REDACTED]: -- goes to court --

16 MR. [REDACTED]: Mm-hmm.

17 MR. [REDACTED]: -- and then is released.

18 MR. [REDACTED]: Mm-hmm.

19 MR. [REDACTED]: How does that process  
20 work? Once that inmate is released, what  
21 happens from that point, for the court, how do  
22 they make the notifications known to the MCC,  
23 all the way down to where that inmate was  
24 housed? Specifically, this one in the SHU.

25 MR. [REDACTED]: R&D. Hey, that guy's not

1 coming back.

2 MR. [REDACTED]: Okay.

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: And then, would they  
5 typically say, now WAB, would that be the words  
6 that they would use, or would they say, he's  
7 not coming back?

8 MR. [REDACTED]: Either/or. The WAB is  
9 something that's on the roster.

10 MR. [REDACTED]: Okay. So, is WAB  
11 specific to the roster, or is WAB also if he  
12 was called and told?

13 MR. [REDACTED]: I'm not sure. I don't know.  
14 I've seen it before on the roster. Like, hey,  
15 this is the court list. It says WAB.

16 MR. [REDACTED]: Right. And I'm saying --

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: -- in this circumstance,  
19 if there is no WAB --

20 MR. [REDACTED]: I'm not sure.

21 MR. [REDACTED]: -- next to [REDACTED]' name --

22 MR. [REDACTED]: I'm not sure.

23 MR. [REDACTED]: -- okay. But you didn't  
24 have any conversations with [REDACTED]?

25 MR. [REDACTED]: No.

1 MR. [REDACTED]: No? And you seem pretty  
2 confident with that. Not like I can't recall.  
3 You did not have any conversations with  
4 [REDACTED]?

5 MR. [REDACTED]: Yeah, I had no conversations  
6 with him.

7 MR. [REDACTED]: What about with [REDACTED]?  
8 Did you have any conversations with [REDACTED] about  
9 [REDACTED] going WAB or not coming back?

10 MR. [REDACTED]: Pfft, I can't recall that,  
11 either.

12 MR. [REDACTED]: Did you know that [REDACTED]  
13 had left that day for court?

14 MR. [REDACTED]: No.

15 MR. [REDACTED]: So then, therefore, did  
16 you not know that he was not coming back?

17 MR. [REDACTED]: No, I didn't know. No.

18 MR. [REDACTED]: Okay. And you don't  
19 remember if you actually did a round in the SHU  
20 to see that he wasn't there?

21 MR. [REDACTED]: No.

22 MR. [REDACTED]: So, can you recall any  
23 conversations you had that day about [REDACTED]?

24 MR. [REDACTED]: I don't think I had no  
25 conversations about [REDACTED].

1 MR. [REDACTED]: That's what I'm asking.  
2 So, you can't recall any conversations you had  
3 that day about [REDACTED]?

4 MR. [REDACTED]: No.

5 MR. [REDACTED]: And you don't think you  
6 had any?

7 MR. [REDACTED]: No.

8 MR. [REDACTED]: No? Okay. All right.  
9 We're going to continue with this.

10 MR. [REDACTED]: I've got --

11 MR. [REDACTED]: Go ahead.

12 MR. [REDACTED]: -- so, just to clarification.  
13 The night before, how would MCC get to know  
14 that [REDACTED] is leaving?

15 MR. [REDACTED]: Well, like I said, the court  
16 list.

17 MR. [REDACTED]: The court list. Who creates  
18 it?

19 MR. [REDACTED]: But sometimes, that's not  
20 always accurate.

21 MR. [REDACTED]: Who creates that?

22 MR. [REDACTED]: Hmm-mm. I guess R&D.

23 MR. [REDACTED]: And it doesn't show who's in  
24 R&D over there, right?

25 MR. [REDACTED]: No.

1           MR. ██████: No. But R&D creates the  
2 court list. And what do they do with that  
3 court list?

4           MR. ██████: They send it out to all the  
5 units. So, you get one. If you're a unit  
6 officer, you'll get it and say, okay, I got  
7 three guys leaving, because it says WAB. So,  
8 you say, hey, wake up, we're packing up, and  
9 leaving.

10          MR. ██████: They send the whole list, or  
11 they just did the email saying, hey, these are  
12 the inmates leaving from here?

13          MR. ██████: Yeah. I've never seen an  
14 email. I've just seen the list.

15          MR. ██████: Okay. And it's just, like, a  
16 generic email that goes out to everyone?

17          MR. ██████: It's a call list.

18          MR. ██████: But - sorry, I want to  
19 make sure that I understood what you just said  
20 - is it provided by email, or is it provided by  
21 --

22          MR. ██████: I've never seen it provided  
23 by email.

24          MR. ██████: -- so, you've never seen  
25 it on email. It's just a list that's provided.

1 So, who - R&D comes and gives it to the SHU?

2 MR. [REDACTED]: No. They send it up.

3 MR. [REDACTED]: So, Internal comes and  
4 gets it?

5 MR. [REDACTED]: Internal. Yeah.

6 MR. [REDACTED]: So, on this date, would  
7 you know who would have been Internal? Who  
8 would have provided that list to the SHU?

9 MR. [REDACTED]: I see who's Internal, but I'm  
10 not - I don't know if they would have provided  
11 it. We've got two Internals.

12 MR. [REDACTED]: And who are the two  
13 Internals?

14 MR. [REDACTED]: [REDACTED] (Phonetic Sp.  
15 \*00:48:29) and [REDACTED].

16 MR. [REDACTED]: [REDACTED] and [REDACTED]?

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: All right. So, they're  
19 the two that typically - you're not saying that  
20 they did - but they're typically the people  
21 that would have provided the court list?

22 MR. [REDACTED]: Yeah. Internal. That's what  
23 they usually do. It could have been a  
24 sanitation.

25 MR. [REDACTED]: Now, isn't the list

1 typically provided the day before, or is it  
2 just created the day before?

3 MR. [REDACTED]: I don't know. I can't -. Is  
4 it provided the day before?

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: It was provided the same day.

7 MR. [REDACTED]: It is?

8 MR. [REDACTED]: You get about - you get the  
9 morning watch the day of.

10 MR. [REDACTED]: I was always - I was  
11 under the understanding that the night before,  
12 on August 8th, they would create the list for  
13 the morning, on the August 9th. Do you know --

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: -- was that a correct  
16 understanding?

17 MR. [REDACTED]: I'm not sure. All I know is,  
18 if you're an officer, you get it the day of.

19 MR. [REDACTED]: All right. So -.

20 MR. [REDACTED]: Because when I was an  
21 officer, I used to get it the day of.

22 MR. [REDACTED]: All right. And you've  
23 worked in the SHU before?

24 MR. [REDACTED]: Yes.

25 MR. [REDACTED]: Okay. So, when you

1 worked in the SHU, it would come in that  
2 morning?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: Around what time would it  
5 arrive?

6 MR. [REDACTED]: About 2:00 in the morning. I  
7 know that's early.

8 MR. [REDACTED]: Oh, super early.

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: So, it would come in at  
11 morning watch.

12 MR. [REDACTED]: Yeah. Morning watch.

13 MR. [REDACTED]: Okay. And are there  
14 people in Internal working at that time, around  
15 2:00 a.m.?

16 MR. [REDACTED]: Yeah.

17 MR. [REDACTED]: And is that the same  
18 people you just listed?

19 MR. [REDACTED]: Yeah.

20 MR. [REDACTED]: So, those morning watch  
21 individuals are the ones that would probably  
22 have provided the court list?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: And do you know, is that  
25 document maintained anywhere? The court list

1 document?

2 MR. [REDACTED]: No.

3 MR. [REDACTED]: Is that, like, uploaded  
4 in any kind of system?

5 MR. [REDACTED]: Not that I know of.

6 MR. [REDACTED]: No? So, do you know who -  
7 you said R&D creates it?

8 MR. [REDACTED]: Mm-hmm.

9 MR. [REDACTED]: But they don't create it  
10 in a system. They just -.

11 MR. [REDACTED]: I don't know. I mean, that's  
12 not my department.

13 MR. [REDACTED]: Okay.

14 MR. [REDACTED]: Mm-hmm.

15 MR. [REDACTED]: Is there, like, an  
16 officer-in-charge of R&D?

17 MR. [REDACTED]: Yeah. So, you have a CMC.

18 MR. [REDACTED]: And --

19 MR. [REDACTED]: Corrections.

20 MR. [REDACTED]: -- do you know who, in  
21 August, would have been that person?

22 MR. [REDACTED]: In August, no. Because I  
23 know the CMC was out for a while. And they got  
24 a - they also had a supervisor.

25 MR. [REDACTED]: And do you know who that

1 would be?

2 MR. [REDACTED]: No. But they had a  
3 supervisor. I know that's their position, but  
4 I don't know who it is.

5 MR. [REDACTED]: And that would be, like,  
6 a lieutenant?

7 MR. [REDACTED]: No.

8 MR. [REDACTED]: Who would -?

9 MR. [REDACTED]: Lieutenant is custody. R&D  
10 is non-custody.

11 MR. [REDACTED]: Explain to me what R&D  
12 is, and as far as -.

13 MR. [REDACTED]: That's Receiving and  
14 Discharge.

15 MR. [REDACTED]: Yeah, yeah, yeah, yeah.

16 MR. [REDACTED]: So, they deal with the inmate  
17 movement, the inmate courts, the transfers, the  
18 self-surrenders.

19 MR. [REDACTED]: And you're saying that  
20 they're not called lieutenants or anything.  
21 What are their titles?

22 MR. [REDACTED]: Correctional systems officer.

23 MR. [REDACTED]: Correctional systems  
24 officers. And, like, a supervisor, would they  
25 still be, like -?

1           MR. [REDACTED]: Supervisor correctional  
2 systems officer.

3           MR. [REDACTED]: And would that be, like,  
4 a nine or an 11 type of --

5           MR. [REDACTED]: Something like that.

6           MR. [REDACTED]: -- position? All right.  
7 But they're just outside of, you said custody,  
8 underneath -. What is the system that they're  
9 underneath?

10          MR. [REDACTED]: It's the non-custody and  
11 custody.

12          MR. [REDACTED]: Okay.

13          MR. [REDACTED]: And they have correctional  
14 officer, a correctional worker, as opposed to  
15 custody is a correctional officer.

16          MR. [REDACTED]: Okay. And who would be -  
17 . Does the captain also have oversight over  
18 them?

19          MR. [REDACTED]: No.

20          MR. [REDACTED]: Who has oversight over  
21 them? Non-custody.

22          MR. [REDACTED]: The CMC. They have a  
23 supervisor.

24          MR. [REDACTED]: What does the CMC mean?

25          MR. [REDACTED]: Correctional Management

1 Coordinator.

2 MR. [REDACTED]: Okay. And that is  
3 outside of the captain's purview?

4 MR. [REDACTED]: Yup.

5 MR. [REDACTED]: And you don't remember  
6 who that was, at that time?

7 MR. [REDACTED]: No.

8 MR. [REDACTED]: Okay. And you said you  
9 did not have any conversations at all. So, you  
10 didn't have any conversations with [REDACTED] about  
11 [REDACTED]?

12 MR. [REDACTED]: No. Not that I remember.  
13 No.

14 MR. [REDACTED]: What about with [REDACTED]?

15 MR. [REDACTED]: Hmm. No.

16 MR. [REDACTED]: No? But he would have  
17 been - he relieved [REDACTED].

18 MR. [REDACTED]: I can't recall.

19 MR. [REDACTED]: No?

20 MR. [REDACTED]: Hmm-mm.

21 MR. [REDACTED]: And was [REDACTED], do you  
22 remember if you had any kind of interaction  
23 with her at all on August 9th?

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: No? So, obviously, you

1 can't remember if you had any conversations  
2 about [REDACTED]?

3 MR. [REDACTED]: No. I don't remember  
4 discussing [REDACTED].

5 MR. [REDACTED]: Right.

6 MR. [REDACTED]: No.

7 MR. [REDACTED]: So, did you ever receive  
8 any call around 1:50, or at any time, saying --

9 MR. [REDACTED]: No.

10 MR. [REDACTED]: -- that [REDACTED] was going  
11 WAB? No? So, at this point in time, obviously,  
12 you're saying you didn't know anything at that  
13 point in time. Now, after the fact, what do  
14 you know about [REDACTED] being removed from the  
15 MMC?

16 MR. [REDACTED]: I just know he went to court,  
17 and never came back. And that was it.

18 MR. [REDACTED]: Do you know any  
19 information about who was informed that he  
20 wasn't coming back?

21 MR. [REDACTED]: No.

22 MR. [REDACTED]: So, even after the fact,  
23 you don't know?

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: Do you know anything -.

1 I mean, was it at all discussed about, like,  
2 hey, somebody dropped the ball there?

3 MR. [REDACTED]: No.

4 MR. [REDACTED]: No? There wasn't even a  
5 conversation?

6 MR. [REDACTED]: I mean, that's the thing. I  
7 don't recall him going - I didn't know he was -  
8 me personally - didn't know he was going WAB.  
9 And I don't think a lot of other people did,  
10 either.

11 MR. [REDACTED]: Did anyone ever ask you  
12 about that --

13 MR. [REDACTED]: About [REDACTED]?

14 MR. [REDACTED]: -- yeah.

15 MR. [REDACTED]: No.

16 MR. [REDACTED]: Even after?

17 MR. [REDACTED]: No.

18 MR. [REDACTED]: So, like, on August 10th,  
19 August 11th, August 12th, did anyone come up to  
20 you and say, hey, did you know [REDACTED] wasn't  
21 coming back?

22 MR. [REDACTED]: No.

23 MR. [REDACTED]: And have you ever been  
24 interviewed for this matter before?

25 MR. [REDACTED]: No.

1 MR. [REDACTED]: No? Did you have  
2 conversations with people like [REDACTED], or  
3 [REDACTED], or anyone, regarding this matter,  
4 after Epstein was found?

5 MR. [REDACTED]: What matter?

6 MR. [REDACTED]: Epstein being found, and  
7 not having a cellmate?

8 MR. [REDACTED]: No.

9 MR. [REDACTED]: No? You never talked to  
10 anybody in the institution about that?

11 MR. [REDACTED]: About him not having a  
12 cellmate, or are you talking about him being  
13 found?

14 MR. [REDACTED]: No. About him not having  
15 a cellmate.

16 MR. [REDACTED]: I mean, not in a -. I mean,  
17 we sent a, hey, what happened, or, like, what  
18 happened to his cellmate? Oh, he got released.  
19 Okay. It was - he said it like that, but  
20 nothing -. No. Not like that.

21 MR. [REDACTED]: Was it any conversation  
22 of, like, hey, why didn't they put a new  
23 cellmate with him?

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: No? So, if, at around

1 1:50 -.

2 MR. [REDACTED]: That's what I'm saying.  
3 That's the time. That's why I'm looking at  
4 you, saying 1:50. Yeah.

5 MR. [REDACTED]: Yeah. I mean, this is  
6 where --

7 MR. [REDACTED]: Yeah.

8 MR. [REDACTED]: -- I'm getting the 1:50,  
9 is because --

10 MR. [REDACTED]: Because these guys --

11 MR. [REDACTED]: -- it says [REDACTED] --

12 MR. [REDACTED]: -- they go to court -.

13 MR. [REDACTED]: -- [REDACTED] knows that,  
14 at least by 1:50, he's going WAB.

15 MR. [REDACTED]: Mm-hmm.

16 MR. [REDACTED]: Should have he  
17 communicated with either or [REDACTED] about that?

18 MR. [REDACTED]: I don't know. I don't know  
19 how he communicated with.

20 MR. [REDACTED]: No. I'm not asking who  
21 he did. I'm asking you, should have he?

22 MR. [REDACTED]: I mean, I know when I was  
23 OIC, and they give us call it, okay. So, if he  
24 didn't say nothing to the lieutenant, I could  
25 see why. I mean, you're telling me, I'm the

1 OIC. And okay, I got the notification.

2 MR. [REDACTED]: So -.

3 MR. [REDACTED]: So, if he didn't pass nothing  
4 on, it's -.

5 MR. [REDACTED]: Is it abnormal that he  
6 didn't pass it on, though? Should have he  
7 passed it to you? Because -.

8 MR. [REDACTED]: It's not. It's not -. I  
9 mean -.

10 MR. [REDACTED]: Could have he placed  
11 another inmate with someone like Epstein?

12 MR. [REDACTED]: I'm not sure because then,  
13 again, it says possibly. WABs get cancelled.  
14 They get cancelled.

15 MR. [REDACTED]: Sure.

16 MR. [REDACTED]: That's why the 1:50, we don't  
17 know until after, like, hey, who is this guy  
18 coming back? R&D is open at 8:00, 9:00.

19 MR. [REDACTED]: So, about what time would  
20 they normally make that notification that, okay  
21 -?

22 MR. [REDACTED]: After 4:00.

23 MR. [REDACTED]: After 4:00?

24 MR. [REDACTED]: Yes.

25 MR. [REDACTED]: And is it some - when you

1 say after 4:00 - is it usually between 4:00 and  
2 5:00?

3 MR. [REDACTED]: After 4:00. Any time after  
4 4:00.

5 MR. [REDACTED]: So, anywhere from 4:00 to  
6 5:00, 4:00 to 6:00, 4:00 to 8:00. What -?

7 MR. [REDACTED]: After the count.

8 MR. [REDACTED]: So, after the 4:00 [REDACTED].  
9 count.

10 MR. [REDACTED]: After the 4:00 [REDACTED]. count.

11 MR. [REDACTED]: And why is it after the  
12 count?

13 MR. [REDACTED]: Because that's when the guys  
14 come back, after the count. We do the 4:00  
15 count. And then, you get an (Indiscernible  
16 \*00:56:31) base count change is like this. You  
17 get 20 guys came back from court, this WAB got  
18 cancelled.

19 MR. [REDACTED]: So, as far as the 4:00  
20 count, or is it at that point, do people start  
21 saying, where are these guys, and start making  
22 calls, are they coming back or not?

23 MR. [REDACTED]: At 4:00? No.

24 MR. [REDACTED]: No? So, when is the next  
25 time that they would be listed on that count?

1 MR. [REDACTED]: The 9:00 count.

2 MR. [REDACTED]: The 10:00 count?

3 MR. [REDACTED]: Oh, the 10:00 count. Yeah.

4 MR. [REDACTED]: Do you want to ask some  
5 more questions on that line? I'm just trying to  
6 -. Because I thought it was at - I felt people  
7 have told at 4:00, that's when they start  
8 making calls to say, is this guy coming back or  
9 not. That's not your understanding?

10 MR. [REDACTED]: Why would you make a call at  
11 4:00?

12 MR. [REDACTED]: Because you've got to  
13 know if they're coming back to the unit or not  
14 coming back.

15 MR. [REDACTED]: Well, the count, 3:45 is  
16 over. So, you're in the unit or not. So, at  
17 4:00, we do the count. After the count, that's  
18 when the guys come in from court.

19 MR. [REDACTED]: Okay.

20 MR. [REDACTED]: That's when we get the guys  
21 coming back to SHU and going back to their  
22 units.

23 MR. [REDACTED]: And would you be - would  
24 anybody be notified, prior to 4:00, that people  
25 were, or were not, coming back?

1 MR. [REDACTED]: Not to my understanding. No.

2 MR. [REDACTED]: All right. So, to your  
3 understanding, it's not until 4:00 or later,  
4 that this, you know, people would know [REDACTED]  
5 was not coming back?

6 MR. [REDACTED]: Yeah.

7 MR. [REDACTED]: All right. So, if [REDACTED]  
8 doesn't come back after 4:00 [REDACTED]., who, on that  
9 daily assignment roster, would be responsible  
10 for making notifications, or determining that  
11 Epstein needed a cellmate?

12 MR. [REDACTED]: I mean, the notification is  
13 here. We already have the notification.

14 MR. [REDACTED]: Yeah. I know you're  
15 pointing to the email that says that he  
16 requires to have a cellmate. What I'm asking  
17 is, okay, now 4:00 on, at some point after  
18 4:00, you're saying [REDACTED] - it's known that  
19 [REDACTED] is now not coming back.

20 MR. [REDACTED]: Mm-hmm.

21 MR. [REDACTED]: Not - possibly not coming  
22 back, but he's not coming back. Who would be  
23 responsible for placing - for making  
24 notifications that, hey, [REDACTED] is out, Epstein  
25 does not have a cellmate, we need to start

1 making some notifications?

2 MR. [REDACTED]: I mean, I don't know.

3 There's no notifications. That's if he doesn't  
4 have a cellmate, we give him a cellmate.

5 MR. [REDACTED]: Yeah. So, what I'm  
6 saying is -.

7 MR. [REDACTED]: But the lieutenant is not  
8 saying, hey, by the way, you know? If they  
9 catch it, they'll say it, but if they don't -.

10 MR. [REDACTED]: And I'm not saying it's -  
11 -

12 MR. [REDACTED]: Yeah.

13 MR. [REDACTED]: -- a lieutenant's  
14 responsibility. What I'm asking is, whose  
15 responsibility is it?

16 MR. [REDACTED]: To say, hey, this guy, get  
17 him a cellmate, or make a notification?

18 MR. [REDACTED]: Yes. Like, who would be  
19 the first one to know that [REDACTED] is no longer  
20 there? Would it be the SHU?

21 MR. [REDACTED]: I'd say R&D.

22 MR. [REDACTED]: So, R&D would be there.  
23 What is R&D's responsibility, at that point?

24 MR. [REDACTED]: Oh, hey, we've got all the  
25 inmates back. It's such and such. And that's

1           it. You ain't get him? Then they're not coming  
2           back. They're gone.

3           MR. [REDACTED]: But would R&D be  
4           responsible for saying, hey, SHU, [REDACTED] isn't  
5           coming back, or would they say, hey, ops  
6           lieutenant, [REDACTED] isn't coming back. Who would  
7           R&D notify?

8           MR. [REDACTED]: I'm not sure. In the past, I  
9           would say they calling SHU directly.

10          MR. [REDACTED]: SHU directly?

11          MR. [REDACTED]: Yeah.

12          MR. [REDACTED]: All right. So, in the  
13          SHU, after 4:00, who was working?

14          MR. [REDACTED]: [REDACTED], [REDACTED], and [REDACTED].

15          MR. [REDACTED]: [REDACTED], [REDACTED], and  
16          [REDACTED]. Are they the only three there?

17          MR. [REDACTED]: That's the only three listed.

18          MR. [REDACTED]: Okay. So, one of those  
19          three were likely notified?

20          MR. [REDACTED]: I'm not sure.

21          MR. [REDACTED]: Okay. And if they  
22          weren't notified, at what point would they know  
23          [REDACTED] isn't coming back?

24          MR. [REDACTED]: I'll say about 8:00.

25          MR. [REDACTED]: And how would they be

1 notified?

2 MR. [REDACTED]: Because usually, all the  
3 inmates are by then, you know, talking to the  
4 lieutenant, hey, is anyone else down there?  
5 That's like a follow up call.

6 MR. [REDACTED]: Is there some point when  
7 they should be saying, hey, this guy left at  
8 8:00 this morning, he's still not back?

9 MR. [REDACTED]: No. You said, is it at some  
10 point? Yeah.

11 MR. [REDACTED]: So, and at what point is  
12 that? Is it during a count? Or is it just - is  
13 there, like, you know, duties that they're  
14 doing prior to the count, where they've got to  
15 make sure people are there? How does that work?

16 MR. [REDACTED]: I mean -.

17 MR. [REDACTED]: You've worked in the SHU,  
18 so from your recollection, from when you worked  
19 in the SHU, how would that work? Especially  
20 being that MCC is a jail, not a prison, where  
21 people could, at any time, be released or  
22 moved. How does that work in the SHU?

23 MR. [REDACTED]: I used to have, like, that, I  
24 think, set by 8:00.

25 MR. [REDACTED]: I'm sorry. What did you

1 say about 8:00?

2 MR. [REDACTED]: By 8:00, is when I say, hey,  
3 is anyone else coming up? And this is the base  
4 count. Like, I want to get everything straight  
5 in the computer.

6 MR. [REDACTED]: Okay.

7 MR. [REDACTED]: I'll say by 8:00.

8 MR. [REDACTED]: And on that date, when  
9 those three people were working, who would  
10 typically be responsible for doing something  
11 like that? Is it, like, SHU one, SHU two, two  
12 three, or is it just anybody, any one of them,  
13 or how does that work?

14 MR. [REDACTED]: To do what?

15 MR. [REDACTED]: To say, like, hey, we've  
16 got to make sure our base count is correct.

17 MR. [REDACTED]: I mean, it could be any one  
18 of them.

19 MR. [REDACTED]: Any one of them?

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: But it's not like  
22 someone's job? It's just someone should take  
23 that role.

24 MR. [REDACTED]: I mean, but they've got to  
25 have the base count right, for the 10:00 count.

1 MR. [REDACTED]: So, one of those people  
2 should have got the base count right, but it's  
3 not one specific person's duty? Or is it  
4 something that they're supposed to collaborate  
5 on all together?

6 MR. [REDACTED]: I mean, it depends. It  
7 depends. If you're working, hey, such and such  
8 (Indiscernible \*01:02:01). If you're number  
9 two, you know, you go to the board, you could  
10 change it yourself. You know, the OIC. All  
11 right, you know, making sure everything is in  
12 order.

13 MR. [REDACTED]: Was there an OIC on that  
14 night?

15 MR. [REDACTED]: Yes.

16 MR. [REDACTED]: Who?

17 MR. [REDACTED]: [REDACTED].

18 MR. [REDACTED]: So, [REDACTED] was the OIC?

19 MR. [REDACTED]: Yes.

20 MR. [REDACTED]: So, technically, he's  
21 probably the one who should have been  
22 responsible to catch the fact that their base  
23 count changed, and he wasn't coming back?

24 MR. [REDACTED]: I'm not sure about that.  
25 Because he was non-custody. I'm not sure.

1 MR. [REDACTED]: Okay.

2 MR. [REDACTED]: Because, you see, he's non-  
3 custody. Mine was non-custody. He's just up  
4 there for overtime. So, I'm not sure.

5 MR. [REDACTED]: Okay. Now, as far the  
6 lieutenants' job. So, at that point in time,  
7 it was [REDACTED] that was the ops, and [REDACTED] hat  
8 was the activities. What is their role in  
9 ensuring that [REDACTED] is, one, back; and two,  
10 Epstein is placed with a new cellmate?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: Do they have any role? Or  
13 is it all on the SHU?

14 MR. [REDACTED]: I mean, it's - they don't  
15 have a role. You know, it's -.

16 MR. [REDACTED]: What about when they're  
17 conducting their rounds, as part of their  
18 responsibility to say, to check that kind of  
19 stuff, or is it just to see what inmates are  
20 there, and that the inmates that are there, are  
21 okay?

22 MR. [REDACTED]: Pretty much. You've got to  
23 do a round.

24 MR. [REDACTED]: Does that round entail  
25 verifying that Epstein has a cellmate and [REDACTED]

1           isn't there?

2           MR. [REDACTED]: I'm not sure of that. We  
3           just know we do our rounds.

4           MR. [REDACTED]: So, that goes back to,  
5           what does a round entail? Does that mean that  
6           you need to verify that the people that are on  
7           the books are there, and other people are  
8           removed?

9           MR. [REDACTED]: Yes, with staff and  
10          accountability. For the most part. You know?  
11          Inmates banging, hey, all right, I'll be up,  
12          doing my round. I'll deal with this when I get  
13          up there.

14          MR. [REDACTED]: But when you say for  
15          accountability, what does that entail?

16          MR. [REDACTED]: Presence of inmates,  
17          depending on who goes up there. They know,  
18          okay, this is on - they try certain things,  
19          they won't try certain things.

20          MR. [REDACTED]: Are you comparing a list  
21          of the inmates that you know to be in the SHU,  
22          with who's actually in the SHU?

23          MR. [REDACTED]: No. Not for a round. No.

24          MR. [REDACTED]: No? All right. So, as  
25          far as a round conducted by a lieutenant, would

1           they know - would they be able to figure out  
2           that ██████ was removed?

3           MR. ██████: Depending on what time the  
4           round was.

5           MR. ██████: And can you give me more  
6           explanation? What time would that change?

7           MR. ██████: If I do an early round, and  
8           Epstein's in a cell by his self, okay, I still  
9           have time, still doing court movements, and it  
10          wouldn't raise no suspicion or no alarm.

11          MR. ██████: Okay. So, about what  
12          time would there be a suspicion or alarm that  
13          be raised?

14          MR. ██████: I told you. At about 8:00.

15          MR. ██████: 8:00?

16          MR. ██████: Yeah.

17          MR. ██████: Because ██████ hasn't been  
18          back?

19          MR. ██████: Yeah.

20          MR. ██████: Okay. Were you ever  
21          provided any instructions on what actions  
22          should be taken if ██████ was removed as  
23          Epstein's cellmate?

24          MR. ██████: No.

25          MR. ██████: What actions should have

1           been taken once [REDACTED] was removed?

2           MR. [REDACTED]: Hmm. Honestly, I mean, like  
3 I said, we bunk all the inmates together. So,  
4 if he was removed, look for him a new bunkie.

5           MR. [REDACTED]: And is that something -  
6 should have they notified - when they say look  
7 for a new bunkie, I'm assuming you're talking  
8 about the people in the SHU?

9           MR. [REDACTED]: Yeah. A new cellmate. Yeah.

10          MR. [REDACTED]: So, I think you said  
11 [REDACTED], [REDACTED], and [REDACTED]?

12          MR. [REDACTED]: Yeah.

13          MR. [REDACTED]: Could have they placed  
14 him with a new cellmate, or would have they had  
15 you make notification to the ops and/or  
16 activities' lieutenant?

17          MR. [REDACTED]: You know, they don't need to  
18 make notification.

19          MR. [REDACTED]: What about when someone  
20 is high-profile as an inmate as Epstein?

21          MR. [REDACTED]: No, he didn't make  
22 notification.

23          MR. [REDACTED]: So, you don't think that  
24 they would have. Do you know if Epstein's  
25 cellmates were vetted by the captain and above?

1           MR. ██████: I think I heard something  
2           like that. I think so.

3           MR. ██████: Now, does that play into  
4           that answer? About if they could have just  
5           placed anyone with him?

6           MR. ██████: I'm not sure.

7           MR. ██████: Okay.

8           MR. ██████: But I think someone vetted  
9           like that, pre-approved or something like that.  
10          I think - I'm not sure - but I think I did hear  
11          something like that.

12          MR. ██████: Okay. But to your  
13          knowledge, they could have placed anyone with  
14          him? Not anyone, but, like, they could have  
15          placed a new inmate with him.

16          MR. ██████: Yeah, they could have.

17          MR. ██████: Okay. Should have they?

18          MR. ██████: I'm not sure. Like you said,  
19          the whole vetted thing, yeah. I'm not sure.

20          MR. ██████: So, if they knew that  
21          ██████ was vetted, and was placed with him, at  
22          that point, should have they done anything  
23          else? Such as called the lieutenant to say,  
24          hey, he's not back, we need to get him a new  
25          cellmate. Can I place someone with him, or

1           should have they just taken action on their  
2           own?

3           MR. ██████: I don't know.

4           MR. ██████: If you were - I know you  
5           were day watch - but if you were evening watch,  
6           would of you expected them to notify you?

7           MR. ██████: Yeah.

8           MR. ██████: So, in this case, should  
9           have they notified ██████, or should have they  
10          notified ██████, or either of them?

11          MR. ██████: I'm not sure.

12          MR. ██████: Should have -.

13          MR. ██████: That was non-custody.

14          MR. ██████: Should have the person  
15          notified them by telephone, or when one of  
16          those lieutenants did their rounds?

17          MR. ██████: You said should they have?

18          MR. ██████: Yeah.

19          MR. ██████: If they would have? Yeah,  
20          either/or. Both. Call, email, whatever.

21          MR. ██████: Now, someone like -. So,  
22          ██████ was the activities' lieutenant that  
23          night, correct?

24          MR. ██████: Yes.

25          MR. ██████: Since she was not a

1 lieutenant, she was an SOS, do you feel that  
2 she had the knowledge and capabilities to be  
3 able to do that job, at that time?

4 MR. [REDACTED]: What job are you talking  
5 about?

6 MR. [REDACTED]: Activities' lieutenant.

7 MR. [REDACTED]: Yeah. I think she was  
8 training, right?

9 MR. [REDACTED]: Well, I -.

10 MR. [REDACTED]: I think she was training.  
11 It's that temporary post, right?

12 MR. [REDACTED]: So -.

13 MR. [REDACTED]: Yeah, but that still wouldn't  
14 be on her, though.

15 MR. [REDACTED]: If she's the one who did  
16 a round in the SHU for her shift.

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: Is that something that  
19 she should have checked on? Hey, where's [REDACTED]?  
20 There's nobody in -. Because not only - I  
21 mean, everyone knows what cellmate Epstein is  
22 in. So, even if Epstein's not in there, and  
23 he's still down at attorney conference, nobody  
24 is in there. So, shouldn't that have been  
25 something that you'd say, hey, where is this

1           guy? Is he coming back? Should that be  
2           something that was -?

3           MR. ██████: That kind of depends on the  
4           time.

5           MR. ██████: And when you're saying  
6           that you just mean because he possibly could be  
7           coming back?

8           MR. ██████: Yes.

9           MR. ██████: But if no one is there,  
10          and she knows he's out at court, shouldn't she  
11          at least have followed up on, hey, anybody  
12          check on him? Is he coming back?

13          MR. ██████: Well, that's R&D. R&D  
14          notifies us if they're coming back or not.

15          MR. ██████: All right. So, when  
16          doing rounds, that's not something being that,  
17          hey, we've got to make sure that Epstein has a  
18          cellmate. Not something that should be, like,  
19          a, hey, nobody's in Epstein's cell. What's  
20          going on there?

21          MR. ██████: I mean, that's what I'm  
22          saying. We get this notice, not just with  
23          Epstein, with every inmate --

24          MR. ██████: Okay.

25          MR. ██████: -- that comes on suicide

1 watch.

2 MR. [REDACTED]: So, did you ever see -  
3 when you were visiting the cell - did you ever  
4 see this sign up in the SHU?

5 MR. [REDACTED]: No.

6 MR. [REDACTED]: And I'm showing you a  
7 colored note, saying, "Mandatory rounds must be  
8 conducted every 30 minutes on Epstein, number  
9 76318-054, as per GOD."

10 MR. [REDACTED]: Nah.

11 MR. [REDACTED]: You never noticed that?

12 MR. [REDACTED]: No.

13 MR. [REDACTED]: All right. So, that's  
14 nothing you ever saw in any of your times  
15 visiting there?

16 MR. [REDACTED]: No.

17 MR. [REDACTED]: All right. If that was  
18 up - sorry.

19 MR. [REDACTED]: Sorry.

20 MR. [REDACTED]: Please.

21 MR. [REDACTED]: No, no. If you have.

22 MR. [REDACTED]: No.

23 MR. [REDACTED]: I have a --

24 MR. [REDACTED]: No, no, no.

25 MR. [REDACTED]: -- I have a funny joke,

1           that's why.

2           MR. [REDACTED]: I was just going to say,  
3 if that is up for people to see, doing rounds  
4 in the SHU, does that change any of those  
5 answers of, hey, where is Epstein's cellmate?

6           MR. [REDACTED]: I mean, this is - if it's  
7 rounds - that's something different than me  
8 saying single bunk. So, if they're saying  
9 we're doing rounds on them, that wouldn't make  
10 them to think about, why is this guy - where is  
11 his bunkie?

12          MR. [REDACTED]: You don't think so? So,  
13 if you're actually looking into his cell and  
14 saying, you know he needs a bunkie, I'm looking  
15 in his cell, and there is no one else with him,  
16 you don't think that those are correlated?

17          MR. [REDACTED]: Yeah, but not because of  
18 this. No. That's just saying rounds, hey,  
19 make sure you do your rounds.

20          MR. [REDACTED]: It says specifically --

21          MR. [REDACTED]: Than when it's not --

22          MR. [REDACTED]: -- rounds on -?

23          MR. [REDACTED]: -- yea, but normal, it's not  
24 going to think just because - it's not going to  
25 mix this with this.

1 MR. [REDACTED]: So, even though they're  
2 looking in on Epstein, seeing that he's not -  
3 he's by himself, that won't alert them to the  
4 fact -?

5 MR. [REDACTED]: No. Not that sign. No.

6 MR. [REDACTED]: No?

7 MR. [REDACTED]: No.

8 MR. [REDACTED]: You don't think so?

9 MR. [REDACTED]: It says, "Mandatory rounds."

10 MR. [REDACTED]: Do you know of any other  
11 signs that were in the SHU, saying that he was  
12 required to have a cellmate?

13 MR. [REDACTED]: Hmm. I can't recall.

14 MR. [REDACTED]: What about the hot list?  
15 Tell me about, what is a hot list?

16 MR. [REDACTED]: The hot list is inmates who  
17 have suicidal behavior or attempts in the past.

18 MR. [REDACTED]: And people on the hot  
19 list, are they required to have a cellmate?

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: Do you remember seeing  
22 the hot list that was in the SHU?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: Is that as part, as a  
25 lieutenant, would they check out the hot list

1           when they would go down there?

2           MR. [REDACTED]: No. We would just - no - we  
3 would just check to see if it's updated.

4           MR. [REDACTED]: Okay. So, Epstein's  
5 listed on the hot list.

6           MR. [REDACTED]: Mm-hmm.

7           MR. [REDACTED]: What does that, then,  
8 tell these people working in the SHU?

9           MR. [REDACTED]: He needs a cellmate.

10          MR. [REDACTED]: And do all of them know,  
11 if Epstein's on the hot list, those people need  
12 cellmates?

13          MR. [REDACTED]: I'm not sure if all of them  
14 knew.

15          MR. [REDACTED]: But are they supposed to?

16          MR. [REDACTED]: I don't know. Yeah.

17          MR. [REDACTED]: All right. So, you feel  
18 like the hot list is even more important than  
19 the sign I just showed you, for cellmate  
20 purposes?

21          MR. [REDACTED]: This sign? Where the sign  
22 come from?

23          MR. [REDACTED]: If this sign was in the  
24 SHU --

25          MR. [REDACTED]: You said "if"?

1 MR. [REDACTED]: -- well, I'm not saying -  
2 I can't say if - yeah - I can't tell you --

3 MR. [REDACTED]: Oh.

4 MR. [REDACTED]: -- exactly what is and  
5 what isn't. I'm just saying, assuming that  
6 this was in the SHU.

7 MR. [REDACTED]: Mm-hmm.

8 MR. [REDACTED]: What was your question?

9 MR. [REDACTED]: That's what I'm saying.  
10 This, I don't think this was up there.

11 MR. [REDACTED]: You don't think that was  
12 in the SHU?

13 MR. [REDACTED]: No.

14 MR. [REDACTED]: Because -.

15 MR. [REDACTED]: I mean, not in no tier or  
16 nothing like that.

17 MR. [REDACTED]: Okay. But around, like,  
18 the officers -?

19 MR. [REDACTED]: The hot list is up there,  
20 though.

21 MR. [REDACTED]: But what about, like, up  
22 on, like, the desk area? Would you be around  
23 the officer's desk area?

24 MR. [REDACTED]: Hmm. I mean, if I had to.

25 MR. [REDACTED]: But you didn't notice

1           that --

2           MR. ██████: But not normally.

3           MR. ██████: -- in the desk area?

4           MR. ██████: No.

5           MR. ██████: All right. Where would  
6 the hot list be located?

7           MR. ██████: So, behind the desks, like, a  
8 wall we have, that we keep it up there.

9           MR. ██████: All right. And they're  
10 supposed to be checking that, and making sure  
11 those people are, one) checked on, and two)  
12 have cellmates? Is that the purpose?

13          MR. ██████: The hot list is just any -  
14 it's pretty much any inmate that comes from the  
15 housing unit. They come from the housing unit.  
16 This guy psych alert, hey, make sure this guy  
17 gets a bunkie. That's the initial check.  
18 That's what the hot list is for.

19          MR. ██████: And are they supposed to  
20 check that list every day, to make those same -  
21 ?

22          MR. ██████: I mean, you don't - no, you  
23 get up there, it's, hey, on the suicide watch,  
24 is he on the hot list? So, it's not common to  
25 check it every day. No.

1           MR. ██████████: All right. So, it's not  
2 common to check it every day?

3           MR. ██████████: Every day, no. Unless it's  
4 updated.

5           MR. ██████████: Only when it's updated,  
6 you check it.

7           MR. ██████████: Yeah, if the guy is still on  
8 it.

9           MR. ██████████: But wouldn't - again, the  
10 fact that the MCC is a jail, not a prison -  
11 wouldn't it be pretty regular that people are  
12 being moved in and out?

13           MR. ██████████: Not on the hot list.

14           MR. ██████████: No, but the people that  
15 they're bunked with. If they're required to  
16 have a cellmate --

17           MR. ██████████: Mm-hmm.

18           MR. ██████████: -- wouldn't it be pretty  
19 regular that they would have to - their  
20 cellmates might be leaving? Because if it's a  
21 jail, not a prison.

22           MR. ██████████: Yeah.

23           MR. ██████████: So, that's what I'm  
24 saying. So, how are they always ensuring that  
25 those people that are required to have

1 cellmates have cellmates?

2 MR. [REDACTED]: That's when you say, hey, I  
3 got a single cell up there.

4 MR. [REDACTED]: And at what point is that  
5 reviewed?

6 MR. [REDACTED]: The single cells?

7 MR. [REDACTED]: Yeah. Is that supposed  
8 to be a daily occurrence?

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: And is that - what time  
11 is that? The 8:00 time that you're talking  
12 about?

13 MR. [REDACTED]: No. Usually, that's in the  
14 morning. So, like, if I come in, hey, you  
15 know, I'm going to - who's in the single cell?  
16 You know?

17 MR. [REDACTED]: Well, what about -.

18 MR. [REDACTED]: At night, it's just not -.  
19 At night, it's -.

20 MR. [REDACTED]: Even when people are left  
21 during the day, and then come back from court?  
22 Some people come back, some people don't.

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: Wouldn't that be another  
25 time that they do it, or they don't do it at

1           that time?

2           MR. [REDACTED]: I mean, I mean, like I said,  
3 after that cut off time, that's when you start  
4 saying, okay, we've got a single cell, of such  
5 and such. Then again, remember, MCC get  
6 inmates throughout the night.

7           MR. [REDACTED]: They do?

8           MR. [REDACTED]: Yeah.

9           MR. [REDACTED]: Placed in the SHU?

10          MR. [REDACTED]: Yeah.

11          MR. [REDACTED]: Okay. And you didn't  
12 work that night. Do you know of any people  
13 that were placed in the SHU that night, on  
14 August 9th?

15          MR. [REDACTED]: No. Not according to this,  
16 no.

17          MR. [REDACTED]: And did you conduct any  
18 counts or rounds in the SHU on August 9th?

19          MR. [REDACTED]: I can't recall.

20          MR. [REDACTED]: And what is the purpose?  
21 Why do COs conduct counts and rounds in the  
22 SHU?

23          MR. [REDACTED]: To make sure they're alive.

24          MR. [REDACTED]: Is it also to make sure  
25 everyone is there?

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: And are cells and counts  
3 - are counts and rounds documented?

4 MR. [REDACTED]: Yup.

5 MR. [REDACTED]: And how --

6 MR. [REDACTED]: Probably.

7 MR. [REDACTED]: -- how are they  
8 documented?

9 MR. [REDACTED]: 30-minute log in in TruScope.

10 MR. [REDACTED]: So, 30-minute log for  
11 rounds?

12 MR. [REDACTED]: Yeah.

13 MR. [REDACTED]: And what is the TruScope?

14 MR. [REDACTED]: Rounds.

15 MR. [REDACTED]: That's rounds, as well?

16 MR. [REDACTED]: You put rounds in there, too,  
17 but all the counts.

18 MR. [REDACTED]: So, counts --

19 MR. [REDACTED]: Mainly counts, yeah.

20 MR. [REDACTED]: -- so, are counts also -  
21 are there, like, little slips that are filled  
22 out?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: Who fills them out?

25 MR. [REDACTED]: All the officers.

1 MR. [REDACTED]: And what do they do with  
2 them?

3 MR. [REDACTED]: Give it to Internal.

4 MR. [REDACTED]: And does Internal come to  
5 the SHU, or does the SHU go to Internal?

6 MR. [REDACTED]: It depends.

7 Not before this incident.

8 MR. [REDACTED]: MR. [REDACTED]: Or it does  
9 it both ways?

10 MR. [REDACTED]: Both ways. Just get it to  
11 control.

12 MR. [REDACTED]: Okay. Do all COs who  
13 work in the SHU know how to properly conduct  
14 and report counts and rounds?

15 MR. [REDACTED]: I'm not sure.

16 MR. [REDACTED]: Should they know how to  
17 conduct counts and rounds?

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: And how should they know?

20 MR. [REDACTED]: Training.

21 MR. [REDACTED]: And do you think everyone  
22 there got enough training to know how to do a  
23 count and a round?

24 MR. [REDACTED]: Yeah.

25 MR. [REDACTED]: Did you ever hear of

1 people, like, filling out count slips, or round  
2 sheets? Either before, or at the very start of  
3 their shift, for their entire shift, or at the  
4 end of the shift for their entire shift?

5 MR. [REDACTED]: Not before this incident.

6 MR. [REDACTED]: Did you hear about that  
7 after this incident?

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: What did you hear about  
10 that?

11 MR. [REDACTED]: That they didn't count. I  
12 mean, it was filling out slips. It wasn't  
13 counted. Wasn't making rounds.

14 MR. [REDACTED]: And who was it that you  
15 heard that wasn't conducting counts and rounds?

16 MR. [REDACTED]: [REDACTED] and [REDACTED].

17 MR. [REDACTED]: Anybody else in there?

18 MR. [REDACTED]: No.

19 MR. [REDACTED]: Did you hear anything  
20 about counts and rounds not being conducted  
21 prior to midnight on August 10th? So, any time  
22 on August 9th, did you hear about any of those  
23 counts and rounds not being conducted?

24 MR. [REDACTED]: On the morning watch then?

25 MR. [REDACTED]: Any time on August 9th.

1           So, this date.

2           MR. ██████: No.

3           MR. ██████: Even after the fact, you  
4 never heard about, like, the 10:00 ██████. count,  
5 or the 4:00 ██████. count, the counts not being  
6 conducted?

7           MR. ██████: No.

8           MR. ██████: You haven't heard that?

9           MR. ██████: No. I don't know. Not that  
10 I know of. Some, what, counts on these days?

11          MR. ██████: Yeah.

12          MR. ██████: No. You have the 4:00 count.  
13 You have the 10:00 count. Yeah, the midnight  
14 count. Yeah.

15          MR. ██████: Right. So, what I'm  
16 asking, did you --

17          MR. ██████: Have I heard that --

18          MR. ██████: -- did you hear --

19          MR. ██████: -- 4:00 and 10:00 --

20          MR. ██████: -- that (Indiscernible  
21 \*01:18:33) --

22          MR. ██████: -- wasn't done?

23          MR. ██████: Right.

24          MR. ██████: No.

25          MR. ██████: Now, do lieutenants sign

1 the counts or the rounds?

2 MR. [REDACTED]: The rounds. Not the counts.

3 MR. [REDACTED]: So, what is the  
4 lieutenants' responsibility for signing the  
5 round sheets?

6 MR. [REDACTED]: Making sure they're in  
7 compliance with the policy.

8 MR. [REDACTED]: All right. And do they  
9 have to - is there any way for them to verify  
10 if the rounds were actually done?

11 MR. [REDACTED]: Hmm. No. Unless you're  
12 doing a - checking a video.

13 MR. [REDACTED]: You just - is what you do  
14 is just to make sure that the - it's actually  
15 filled out?

16 MR. [REDACTED]: Correctly.

17 MR. [REDACTED]: Correctly filled out? All  
18 right. I'm going to - I apologize for this,  
19 it's gotten a little longer - so, I'm going to  
20 show you. What is this that I'm showing you?

21 MR. [REDACTED]: It's a round sheet.

22 MR. [REDACTED]: All right. And what is  
23 the round sheet from?

24 MR. [REDACTED]: The 9th.

25 MR. [REDACTED]: The 9th. Did you have

1 anything - well, as the activities' lieutenant  
2 - would of you had anything to do with signing  
3 off on any of these?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: Which ones would of you  
6 signed off on?

7 MR. [REDACTED]: Day watch.

8 MR. [REDACTED]: Okay. And are you on  
9 that? Did you sign any of that?

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: Where is your signature?

12 MR. [REDACTED]: On the day shift.

13 MR. [REDACTED]: So, that's your actual  
14 signature?

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: Is that for the SHU?

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: Who else signed that?

19 MR. [REDACTED]: The officer.

20 MR. [REDACTED]: Which officer?

21 MR. [REDACTED]: I'm not sure.

22 MR. [REDACTED]: You can't tell by looking  
23 at that?

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: All right. And around

1           what time would of you signed that? Do you  
2           know?

3           MR. ██████: Some time on my shift.

4           MR. ██████: All right. So, does that  
5           indicate that you would have, then, conducted a  
6           round in the SHU?

7           MR. ██████: I'm not sure.

8           MR. ██████: Would of you signed that  
9           in the SHU?

10          MR. ██████: Honestly, I'm not sure.

11          MR. ██████: How else would of you  
12          gotten it?

13          MR. ██████: I'm not sure.

14          MR. ██████: So, is the SHU sheet ever  
15          sent outside of the SHU for the lieutenant to  
16          sign?

17          MR. ██████: I'm not sure. I can't recall  
18          on this day.

19          MR. ██████: But what I'm asking is,  
20          like, have you ever signed one of these round  
21          sheets outside of the SHU?

22          MR. ██████: I'm not sure.

23          MR. ██████: Or is it typically that  
24          the lieutenant would sign the sheet in the SHU?  
25          Because aren't they maintained in the SHU?

1 MR. [REDACTED]: Typically, that's what would  
2 happen.

3 MR. [REDACTED]: So, typically, you would  
4 have signed this in the SHU. Correct?

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: And would of you signed  
7 this after the last one was filled out? I'm  
8 assuming they wouldn't fill one out after you  
9 signed it, would they?

10 MR. [REDACTED]: I'm not sure.

11 MR. [REDACTED]: So, this one says 2:05,  
12 2:07. Wouldn't that typically mean that you  
13 would have been there at least 2:00?

14 MR. [REDACTED]: I'm not sure.

15 MR. [REDACTED]: But by looking at this  
16 document, does that indicate to you, that if  
17 you signed it, you would have signed it? Do you  
18 ever sign -. Are these continued to be filled  
19 out after the - sorry - after the lieutenant  
20 signs it?

21 MR. [REDACTED]: Yeah.

22 MR. [REDACTED]: So, even for day watch  
23 right here?

24 MR. [REDACTED]: Yeah.

25 MR. [REDACTED]: So, you can sign it at

1           any point during this, and then, they continue  
2           to fill it out?

3           MR. ██████: Yeah.

4           MR. ██████: All right. And that's  
5           what I'm asking. How does that work? I don't  
6           know. So, I'm asking.

7           MR. ██████: I mean, it's eight hours.

8           MR. ██████: So, at any point, from  
9           8:00 a.m. until basically 2:07 ██████., you could  
10          have signed that?

11          MR. ██████: Yes.

12          MR. ██████: Okay. And these are  
13          genuine questions. They're not I trick you.  
14          I'm just asking --

15          MR. ██████: No. I understand. But it  
16          does seem like that, is what I'm saying.

17          MR. ██████: And then, I'm not --

18          MR. ██████: That's what I'm saying, like  
19          --.

20          MR. ██████: -- I promise you, I'm  
21          just asking, like, this isn't, like, an "I  
22          gotcha" moment. There's no --

23          MR. ██████: Mm-hmm.

24          MR. ██████: -- I gotcha moments in  
25          this. This is just asking for your, like, your

1 recollection on this.

2 MR. [REDACTED]: Yeah, I understand that. But  
3 that's why I said, I'm not sure about that. I  
4 don't know when I signed it.

5 MR. [REDACTED]: All right. And that's -  
6 so, what I'm asking you, like, is this  
7 something, typically, that you would have done?  
8 And again, it's not an I gotcha.

9 MR. [REDACTED]: Yeah. But again --

10 MR. [REDACTED]: It's just, it's a genuine  
11 --

12 MR. [REDACTED]: -- I'm not sure.

13 MR. [REDACTED]: -- but so, you don't know  
14 if -. But so, most of the time, I mean, these  
15 are maintained in the SHU, and this is - again  
16 - this is our learning experience, by talking  
17 to people like you, lieutenants --

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: -- that were there.  
20 It's, again, not an "I gotcha." It's trying to  
21 figure out, how does this process work?

22 MR. [REDACTED]: But also, I'm not trying to  
23 incriminate myself.

24 MR. [REDACTED]: I got -.

25 MR. [REDACTED]: Or nothing. That's what I'm

1 saying. I'm not sure.

2 MR. [REDACTED]: But what I'm asking, I  
3 guess, is just - and I don't even know what  
4 there would be to incriminate you with - but,  
5 like, what I'm asking is, like, how does this  
6 process work? If you give this person a round  
7 sheet, are these round sheets signed in the  
8 SHU?

9 MR. [REDACTED]: Typically.

10 MR. [REDACTED]: Typically. All right.  
11 And are you aware of them ever not being signed  
12 in the SHU?

13 MR. [REDACTED]: I'm not sure. Not that I  
14 know of, no.

15 MR. [REDACTED]: All right. So, at least  
16 more likely than not, you signed this document  
17 in the SHU, at some point, between 8:00 and  
18 2:00 [REDACTED].?

19 MR. [REDACTED]: Yeah.

20 MR. [REDACTED]: So, that means you  
21 probably did a round in there?

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: All right. And if it was  
24 between 8:00 and 2:00 [REDACTED], both [REDACTED] and  
25 Epstein were not in their cell at that time,

1           then, correct?

2           MR. ██████: Okay.

3           MR. ██████: I mean, this isn't, like  
4           - again - an I gotcha. I'm just trying to  
5           figure out, like, where you fall in this whole  
6           thing.

7           MR. ██████: So, that's what I'm trying to  
8           figure out. Where do I fall in this whole  
9           thing?

10          MR. ██████: Because this is your  
11          idea. That's what we're -. We're talking to  
12          you just specifically about, all right, ██████  
13          was gone, at some point, he goes WAB. We  
14          don't know -.

15          MR. ██████: So, you're trying to say  
16          who's to blame for it, or -?

17          MR. ██████: Well, it's also just trying  
18          to figure out what happened. We've got to talk  
19          to -.

20          MR. ██████: He left. And that's what  
21          happened.

22          MR. ██████: Right. And you, when you  
23          were there, there was no conversations that you  
24          had with anyone?

25          MR. ██████: No conspiracy. No. It's not

1 --

2 MR. [REDACTED]: No, no, no, and we're not  
3 asking --

4 MR. [REDACTED]: -- nothing like that.

5 MR. [REDACTED]: -- for a conspiracy.

6 It's just, we need to know who, what  
7 conversations happened, where, where did the --

8 MR. [REDACTED]: I didn't know nothing about  
9 it until after I saw it in the news.

10 MR. [REDACTED]: And this is also me  
11 showing you this now is more letting you know,  
12 like, okay, that looks like you probably were  
13 there. Does that help spark recollection?

14 MR. [REDACTED]: I had no conversation with  
15 neither one of them that day. Not that I  
16 recall.

17 MR. [REDACTED]: None of them that day?

18 MR. [REDACTED]: No.

19 MR. [REDACTED]: All right. Can you tell,  
20 does this look like an RCS to you?

21 MR. [REDACTED]: I don't know who --

22 MR. [REDACTED]: Why don't you have a look  
23 at this?

24 MR. [REDACTED]: -- whose signature that is.

25 MR. [REDACTED]: All right. So, on day

1 watch, there was a [REDACTED], [REDACTED], [REDACTED].  
2 [REDACTED]. As well as [REDACTED]. Does that look  
3 like any of those people to you?

4 MR. [REDACTED]: Hmm. I'm not sure.

5 MR. [REDACTED]: Okay. All right. So,  
6 you do not recall. And as we go, do you mind  
7 just initialing or whatever? Okay. You got  
8 those, too, if you don't mind initialing this,  
9 and this, and this. Now, although it is  
10 voluntary, I guess, we do have to just make  
11 sure we know, it also has to be the answers are  
12 truthful, you're under oath. So, that also -  
13 so, lack of candor can also be constituted by  
14 not providing full information or, like, hiding  
15 information.

16 MR. [REDACTED]: No. If I remember, it'll -  
17 and I don't hide nothing - but if I remember,  
18 then I will say it.

19 MR. [REDACTED]: Okay.

20 MR. [REDACTED]: But when you come with these

21 --

22 MR. [REDACTED]: So, it's just --

23 MR. [REDACTED]: -- saying it looks like, hey,  
24 by the way --

25 MR. [REDACTED]: -- and again --

1 MR. [REDACTED]: -- yeah, and if I'm, like -.

2 MR. [REDACTED]: -- our purpose, you would  
3 have been interviewed a lot earlier, if there  
4 was, like, you know --

5 MR. [REDACTED]: Yeah, but still --

6 MR. [REDACTED]: -- we're -.

7 MR. [REDACTED]: -- I know, I know being that  
8 day, I know it was a big profile case. Hey,  
9 let's get such and such, they fill this, and  
10 then --

11 MR. [REDACTED]: Yeah, yeah.

12 MR. [REDACTED]: -- and I'm, like, come on.

13 MR. [REDACTED]: And we just need to know,  
14 like, as, you know, we've got make sure that,  
15 like, hey, what you do remember, you can tell  
16 us. Again, it's voluntary, but, like --

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: -- all right. So, these,  
19 I'm going to give you these count slips from  
20 August 9th up until midnight of August 10th.  
21 And is it your understanding that ZA on the  
22 count slip, that stands for the SHU?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: All right. Can you just  
25 kind of look through those? I'm going to move

1           this aside for you, so the papers don't get  
2           kind of mixed up. Actually, I'm just going to  
3           give them back to you, [REDACTED].

4           MR. [REDACTED]: Yeah. (Indiscernible  
5           \*01:26:40).

6           MR. [REDACTED]: (Indiscernible  
7           \*01:26:40).

8           MR. [REDACTED]: So, I look for what?

9           MR. [REDACTED]: Oh, that one.

10          MR. [REDACTED]: What am I initialing for? To  
11          do what?

12          MR. [REDACTED]: So, when we initial these  
13          things, it's just to say what we showed you.

14          MR. [REDACTED]: Okay.

15          MR. [REDACTED]: It's not to say you're  
16          certifying anything, or that you received  
17          anything. It's any document we place in you,  
18          this is what we do for everybody. We ask them  
19          to initial and date this --

20          MR. [REDACTED]: That I've seen this.

21          MR. [REDACTED]: Yes.

22          MR. [REDACTED]: Okay.

23          MR. [REDACTED]: -- no, that today you've  
24          seen this, not that you've seen it before  
25          today. It's just that, today, while we're

1 talking to you, this is in fact the document  
2 that we were talking about.

3 MR. [REDACTED]: Okay.

4 MR. [REDACTED]: It's not certifying its  
5 accuracy. It's not saying you saw it before  
6 today. It's simply to say that's the document  
7 we're discussing right now.

8 MR. [REDACTED]: And I'm looking for this for

9 MR. [REDACTED]: Thank you, sir.

10 MR. [REDACTED]: -- or -?

11 MR. [REDACTED]: So, look at the ZAs,  
12 starting. So, you're - what is this one that I  
13 gave you? Is that the -.

14 MR. [REDACTED]: So, this is the 9th at 5:02.

15 MR. [REDACTED]: So, 5:00 a.m. count.

16 MR. [REDACTED]: a.m., right?

17 MR. [REDACTED]: So, okay, so, I gave you  
18 the 5:00 a.m. count on the 9th. Can you just  
19 take a look at the numbers? You can look at  
20 the - is that - what's this first page called?  
21 Is that the E1?

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: All right. So, look at  
24 the E1. And then, look at the count slip for  
25 ZA. So, when you're looking at E1, just make

1 note of what is the number that says on the E1,  
2 and then, go back to probably the last page,  
3 maybe the second to last page, for each, and  
4 look at the ZA number, to make sure that it  
5 matches with what the E1 shows. And I just  
6 want you to do that for the one -.

7 MR. [REDACTED]: You said the E1 and the what?

8 MR. [REDACTED]: The E1 and the count slip  
9 for ZA.

10 MR. [REDACTED]: The count slips are in the  
11 back.

12 MR. [REDACTED]: should be either the last  
13 or the second to last page. And I just --

14 MR. [REDACTED]: Where it's 5:00 in the  
15 morning?

16 MR. [REDACTED]: -- that's 5:00 in the  
17 morning on the 9th. So, what do those numbers  
18 show?

19 MR. [REDACTED]: In ZA?

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: So, 77.

22 MR. [REDACTED]: Does it say both of them,  
23 77?

24 MR. [REDACTED]: On the E1, yeah.

25 MR. [REDACTED]: All right. Cool. Now,

1           you can just initial and date that, and move it  
2           aside. Again, these aren't I gotcha moments.  
3           These just help us explain some stuff. All  
4           right. So, this E1, well, can you tell me what  
5           it says for the ZA on this one? And this is,  
6           what, the 5:00 [REDACTED]. count? What is this?

7           MR. [REDACTED]: Yeah.

8           MR. [REDACTED]: 4:00 [REDACTED].

9           MR. [REDACTED]: 4:00 [REDACTED]., I mean.

10          MR. [REDACTED]: It's 4:00 count. But yeah.  
11          So, that ZA is 75.

12          MR. [REDACTED]: 75. And the last one was  
13          77?

14          MR. [REDACTED]: Yeah.

15          MR. [REDACTED]: And what does that say?

16          MR. [REDACTED]: 75.

17          MR. [REDACTED]: All right. 75. Cool.

18          Can you just initial that and put that on the  
19          side? And you'll understand the question after  
20          you look at these. And again, it's not an I  
21          gotcha. It's to help us explain something.  
22          All right.

23          MR. [REDACTED]: What y'all trying to explain,  
24          though?

25          MR. [REDACTED]: The count changes, and

1 I'm going to ask you how you can - if there's a  
2 way for you to be able to figure out how this  
3 count changed. All right. Can you look at the  
4 E1 on here, and compare it to the count slip  
5 back there? What is the -?

6 MR. [REDACTED]: And it's the 10:00 count,  
7 right?

8 MR. [REDACTED]: 10:00 [REDACTED]. count on  
9 August 9th.

10 MR. [REDACTED]: Yeah. 73.

11 MR. [REDACTED]: 73? On both? And is there  
12 a count - does the count slip say something  
13 weird on that one?

14 MR. [REDACTED]: No, I'm just looking at the  
15 seven.

16 MR. [REDACTED]: Does it say, like, 73  
17 plus one on there?

18 MR. [REDACTED]: Oh, yeah. It does.

19 MR. [REDACTED]: Have you ever seen a plus  
20 one on any before, or could you understand a  
21 reason why someone will put plus one?

22 MR. [REDACTED]: Plus one. No. I don't know  
23 about a plus one.

24 MR. [REDACTED]: All right. Now, this is  
25 the one that I really want you to look at.

1           Look at this E1. This is now August 10th at  
2           midnight. Check out what it says for ZA on the  
3           E1. What number does that say?

4           MR. ██████: 72.

5           MR. ██████: All right. And check out  
6           the count slip.

7           MR. ██████: What does the count slip say?

8           MR. ██████: It says 73.

9           MR. ██████: So, 73, but the top one,  
10          that was clear, it says 72. Right?

11          MR. ██████: Mm-hmm.

12          MR. ██████: And I'll give you one  
13          more, just so it's not a magic trick, look at  
14          this page first, for the August 10th, and I  
15          have the rest of them, too, if you want to see  
16          them, but 3:00 a.m. on August 10th, and then,  
17          the last page where it says the count slip.  
18          What does it say on the E1 on the next one?

19          MR. ██████: It says 72.

20          MR. ██████: And on the E1. And then,  
21          what does the count slip say?

22          MR. ██████: 72.

23          MR. ██████: So, in looking at all  
24          this, does that tell you - as a lieutenant and  
25          someone who worked in the SHU - does that tell

1           you something?

2           MR. ██████: Yeah, but the thing is, this  
3           one had up, though.

4           MR. ██████: That's exactly --

5           MR. ██████: That way and clear the count.

6           MR. ██████: -- that's exactly right.  
7           So, we're trying to figure out where did this  
8           count change down the 72? And does it indicate  
9           to you that these counts were not actually  
10          conducted? And this is not --

11          MR. ██████: (Indiscernible \*01:33:00).

12          MR. ██████: -- and this is not --

13          MR. ██████: It's the 9:00 count.

14          MR. ██████: -- we have no reason to  
15          believe you were involved in this. So, I want  
16          to make sure you're -. We're actually just  
17          looking for your help here. As someone who  
18          worked in the SHU, and as someone that is  
19          familiar with these kinds of documents, can you  
20          help us put this puzzle together? How - so we  
21          have reason to believe that they called in at  
22          midnight 73 --

23          MR. ██████: Mm-hmm.

24          MR. ██████: -- and the control  
25          lieutenant, who was working that night, figured

1 out there's actually only 72 people in there.  
2 They've been calling in 73, but there's only 72  
3 people in the SHU. Is there any way, from  
4 looking - and that's from this point forward,  
5 they're now start --

6 MR. [REDACTED]: Mm-hmm.

7 MR. [REDACTED]: -- calling in 72 - is  
8 there any way, from looking at these, you're  
9 able to determine, with your knowledge and  
10 experience, where that changed? I would say  
11 that it changed from the 10:00 count. This was  
12 printed at 9:33. So, it has 73. And then, at  
13 9:33, attorney conference ain't open. So,  
14 Epstein would have probably been up by then.  
15 He would have went back to the SHU.

16 MR. [REDACTED]: So, he would have been  
17 listed on -. Epstein would have been back at  
18 least by 8:00 [REDACTED]., right?

19 MR. [REDACTED]: Yeah.

20 MR. [REDACTED]: So, that would have --

21 MR. [REDACTED]: So, he should have been on  
22 this count.

23 MR. [REDACTED]: -- he should have been on  
24 this one.

25 MR. [REDACTED]: So, he threw it, yeah.

1 MR. [REDACTED]: And can you see where on  
2 the - let's talk about, I guess, what's the one  
3 before? The 5:00 p.m.? The 4:00 p.m.?

4 MR. [REDACTED]: Yeah, he would have been at  
5 attorney conference. Yeah.

6 MR. [REDACTED]: And it would have showed  
7 him at attorney conference on one of these,  
8 correct? On the E1?

9 MR. [REDACTED]: Yeah. At 3:00, at attorney  
10 conference. Well, from SHU.

11 MR. [REDACTED]: And then, does it show  
12 that he's already in SHU in this one? Is there  
13 any way an attorney conference at the 10:00  
14 p.m. count?

15 MR. [REDACTED]: No. But see, what I was  
16 telling you before about the numbers, see how I  
17 had 76?

18 MR. [REDACTED]: Yup.

19 MR. [REDACTED]: And this is at the 4:00  
20 count. And then, it went down to 73?

21 MR. [REDACTED]: Right.

22 MR. [REDACTED]: So, you don't know until  
23 after the count, about the whole cellmate  
24 coming back.

25 MR. [REDACTED]: Right. But then, the

1 weird part about it is going from 73 to 72,  
2 with no movement.

3 MR. [REDACTED]: So, we don't know, okay,  
4 so, they're taking off, you know, if they're  
5 going from - what does it say? 76?

6 MR. [REDACTED]: Yeah.

7 MR. [REDACTED]: Down to 73. That's three  
8 people, and one person vanishes.

9 MR. [REDACTED]: Mm-hmm.

10 MR. [REDACTED]: When it gets to 72. Are  
11 you able to tell where that person vanished  
12 from, or is it impossible because, possibly,  
13 all of these counts were not conducted, and  
14 that's - I know you weren't here for any of  
15 these counts, apparently, so it's, again, I'm  
16 just asking for your guidance - is that  
17 correct? You weren't even working when any of  
18 these counts were conducted?

19 MR. [REDACTED]: Yeah, well, if I was - you  
20 said 4:00, right?

21 MR. [REDACTED]: Well, you possibly worked  
22 up until 4:00.

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: But -.

25 MR. [REDACTED]: So, I wasn't here. I wasn't

1           there for the count.

2           MR. ██████████: Right. So again --

3           MR. ██████████: 76.

4           MR. ██████████: -- I want to reassure you  
5           this isn't an I gotcha moment. We're just  
6           trying to help --

7           MR. ██████████: No, no, but you know it feels  
8           like it.

9           MR. ██████████: Yeah, yeah, yeah --

10          MR. ██████████: (Indiscernible \*01:36:12).

11          MR. ██████████: -- and I get that because  
12          you've got special agents talking to you --

13          MR. ██████████: Yeah.

14          MR. ██████████: -- it's just all about  
15          trying to piece the puzzle together. So, we  
16          need help with people like yourself, to be able  
17          to say, what the hell happened? You know what I  
18          mean?

19          MR. ██████████: Yeah. Well, there's also  
20          three here. From (Indiscernible \*01:36:28). I  
21          mean, I think I'm --

22          MR. ██████████: And we've had other --

23          MR. ██████████: -- and we hadn't keyed them  
24          out, that's what it is.

25          MR. ██████████: And you just -.

1           MR. [REDACTED]: Oh, they hadn't keyed them  
2 out. But then, they would have keyed them out.  
3 R&D leaves at 10:00. They leave at 10:00.  
4 Now, they could have left somebody on, and then  
5 came out. Because like you said, it's no  
6 movement. The only way you get it is you key  
7 out. Like, key a guy unless somebody went to  
8 the hospital or something.

9           MR. [REDACTED]: Yeah, and if there is  
10 nothing that happened, but no inmates were  
11 moved after 10:00 [REDACTED]. If we know that, does  
12 this indicate that they were just going off on  
13 numbers and just falsifying their counts, or  
14 are you able to tell, by looking at these at  
15 all --

16          MR. [REDACTED]: Mm-hmm.

17          MR. [REDACTED]: -- if these counts are  
18 legit or not? Are you able to kind of, like,  
19 give us any insight into that?

20          MR. [REDACTED]: I mean, the one with the plus  
21 one is a question because I don't see why they  
22 would -. Then again, you've got R&D with a  
23 plus one, too. I don't know. I don't know  
24 what's going on. They got R&D, (Indiscernible  
25 \*01:37:57) cell plus one.

1           MR. [REDACTED]: And by looking at that  
2 person in R&D, are you able to tell who that  
3 is?

4           MR. [REDACTED]: Hmm-mm.

5           MR. [REDACTED]: Not by looking at that  
6 name?

7           MR. [REDACTED]: Not by the name. I mean,  
8 there's no out count. Don't have the out  
9 count.

10          MR. [REDACTED]: Don't have the out count?  
11 Is that what you're saying?

12          MR. [REDACTED]: Yeah.

13          MR. [REDACTED]: And what time is that  
14 for?

15          MR. [REDACTED]: Well, I can't - you don't  
16 have the out count.

17          MR. [REDACTED]: No, what time are you  
18 looking at?

19          MR. [REDACTED]: This one is for the 10:00.

20          MR. [REDACTED]: So, the 10:00 [REDACTED].  
21 doesn't even have an out count on it?

22          MR. [REDACTED]: I mean, it don't add up  
23 because - yeah, something is not right -  
24 because R&D is not on here. Unless they moved.  
25 I mean, some time, they say a ghost count, but

1 --

2 MR. [REDACTED]: And what does a ghost  
3 count mean?

4 MR. [REDACTED]: -- so, like, the guys in  
5 medical, they say, hey, I didn't have time to  
6 key him in, but I'm verifying that he's down  
7 here with me, and put him on my count

8 MR. [REDACTED]: So, R&D. Does that say  
9 95 plus one?

10 MR. [REDACTED]: It could say 95 or it could  
11 say 9-South.

12 MR. [REDACTED]: Oh, 9-South plus one.

13 MR. [REDACTED]: What is 9-South?

14 MR. [REDACTED]: The SHU.

15 MR. [REDACTED]: Now, this name, to me,  
16 looks like [REDACTED] [REDACTED] (Phonetic Sp. \*01:39:27).  
17 Do you know any --

18 MR. [REDACTED]: [REDACTED]. Yeah.

19 MR. [REDACTED]: -- so, is that somebody's  
20 name?

21 MR. [REDACTED]: Yeah. That's an officer.

22 MR. [REDACTED]: So, if someone was placed  
23 in R&D, and someone was told to watch that  
24 person there, would the person - at 10:00 [REDACTED].  
25 - would they be able to see like a dry cell,

1 someone was still there at night?

2 MR. [REDACTED]: Well, yeah, because you could  
3 watch them down here, yeah.

4 MR. [REDACTED]: And is that like a small  
5 (Indiscernible \*01:39:52)? Is it kind of like  
6 you'd be able to - that person would know if  
7 somebody was there or not?

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: Verify it.

10 MR. [REDACTED]: Because someone could have  
11 came in before the count, too. A U.S. Marshal  
12 could have brung one in, and they said, hey,  
13 watch this guy. He's going to 9-South. That's  
14 why the plus one is throwing me off.

15 MR. [REDACTED]: Have you ever seen plus  
16 one on anything before?

17 MR. [REDACTED]: No. I heard people calling  
18 in with a plus one. But then, again, I say  
19 that's like a ghost. A ghost count.

20 MR. [REDACTED]: All right. Does this --

21 MR. [REDACTED]: But it mess up the base  
22 count, though.

23 MR. [REDACTED]: -- but seeing, especially  
24 looking at the 72 --

25 MR. [REDACTED]: Yeah, I don't know how that

1           happened.

2           MR. ██████████: -- and does this at all  
3 tell you anything about any of these counts?

4           MR. ██████████: Hmm.

5           MR. ██████████: Like, we've had other  
6 people, you know, in higher positions saying,  
7 to me, it tells me that the counts weren't  
8 done. Does that tell you that?

9           MR. ██████████: Yeah, but at 10:00? Pfft, I  
10 mean, yeah. I don't know, man. Yeah. I mean,  
11 I couldn't tell you, man.

12          MR. ██████████: All right. So -.

13          MR. ██████████: I couldn't tell you. I don't  
14 know. I don't understand that.

15          MR. ██████████: Okay. So, is it just a  
16 baffling type of deal? Because it's baffling --

17          MR. ██████████: Yeah.

18          MR. ██████████: -- to us, and then, we're  
19 just hoping that people can kind of help us -  
20 especially people that were there -.

21          MR. ██████████: I don't know. See, that's  
22 why I don't understand that. I don't see how  
23 they get 73 at the 10:00 count, and then they  
24 lose one after the 10:00 count.

25          MR. ██████████: And that's the same

1           thing. We're trying to figure that out.

2           MR. ██████: Unless it wasn't keyed in the  
3           system.

4           MR. ██████: At what point - are you  
5           able to tell - at what point it should have  
6           been keyed in the system by that?

7           MR. ██████: Well, if a guy came into R&D,  
8           and they keyed him in SHU, and then put him  
9           back in R&D.

10          MR. ██████: So if he like went to SHU  
11          --

12          MR. ██████: He never went to SHU.

13          MR. ██████: -- and then back?

14          MR. ██████: They keyed him in the SHU.  
15          They put him on this count. But he didn't make  
16          it. So, the medical and stuff taking the guy  
17          out. So, they say, hey, leave him down there,  
18          and count him in R&D. I could see that  
19          happening.

20          MR. ██████: So if, like, he's in  
21          medical, and they can't --

22          MR. ██████: Well, so like, medical comes  
23          down there, and they checking him out, and he  
24          don't make it up time in SHU, for the time,  
25          seeing they could say, hey, well, I'm not

1 putting him on our count, put him down there.

2 MR. [REDACTED]: So, that would be like  
3 the ghost count you're talking about?

4 MR. [REDACTED]: No, that's a real count.

5 MR. [REDACTED]: But if he's -.

6 MR. [REDACTED]: That's just saying someone  
7 put him in there but took him out.

8 MR. [REDACTED]: All right. But if he's  
9 not physically there, he's not actually allowed  
10 to be on the count. Is he?

11 MR. [REDACTED]: Exactly. No. That's why -  
12 and this is, I don't - you see, this says RA?  
13 That's R&D.

14 MR. [REDACTED]: And does it say anybody's  
15 in R&D over on this one?

16 MR. [REDACTED]: Well, there's no out count,  
17 and that's what I'm saying. There's no out  
18 count with that one.

19 MR. [REDACTED]: So, this RA --

20 MR. [REDACTED]: RA and R&D are separate.

21 MR. [REDACTED]: -- is one.

22 MR. [REDACTED]: You need an out count for  
23 this. You don't need an out count for that.  
24 This is a unit.

25 MR. [REDACTED]: But as far as this goes,

1 we're looking at the midnight and the 10:00

2 [REDACTED]., right?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: So, at midnight, there is  
5 RA1, and the midnight, but at the 10:00 [REDACTED].,  
6 you know --

7 MR. [REDACTED]: Right.

8 MR. [REDACTED]: -- two hours earlier, the  
9 zero. Correct?

10 MR. [REDACTED]: So I'm thinking this dude  
11 went back to RA.

12 MR. [REDACTED]: Okay.

13 MR. [REDACTED]: That's how they lost someone.

14 MR. [REDACTED]: But there is a count slip?

15 MR. [REDACTED]: For RA or R&D?

16 MR. [REDACTED]: What's he talking about?

17 MR. [REDACTED]: So, RA --

18 MR. [REDACTED]: That's the thing. That it  
19 was --

20 MR. [REDACTED]: -- isn't the count slip  
21 for - (Indiscernible \*01:43:21).

22 MR. [REDACTED]: At the top.

23 MR. [REDACTED]: That's R&D.

24 MR. [REDACTED]: Well, they could have messed  
25 up. They should have had the RA count slip for

1           that one.

2           MR. ██████: What's the difference between  
3 RA and R&D?

4           MR. ██████: RA is a real unit. So, when  
5 the guys come back from court, they're in RA  
6 status. R&D is when they keyed out.

7           MR. ██████: To go to leave?

8           MR. ██████: To go to court. But if they  
9 come back, they came back in their unit. If  
10 they don't come back, they release them from  
11 R&D. But RA is technically a unit.

12          MR. ██████: And it doesn't count as a -  
13 it doesn't show up as R&D?

14          MR. ██████: No. (Indiscernible  
15 \*01:43:57).

16          MR. ██████: Where would that one slip  
17 - that says R&D in there - where would that  
18 show up here?

19          MR. ██████: That would be right here.  
20 But they don't have nobody in R&D.

21          MR. ██████: So, there's - and so, is  
22 that even weirder, the fact that, at the 10:00  
23 ██████. count, there's a count slip for R&D, and  
24 there's nobody for R&D on this?

25          MR. ██████: That's why I think they put

1           him, and they keyed him in SHU. They keyed him  
2           in SHU, the inmate, and then put him down in  
3           R&D. And then, changed it after the count. Or  
4           they could have changed it right after this  
5           count cleared, and set it up for the next  
6           count, say the inmates, the inmate is in - this  
7           is the 10:00?

8           MR. [REDACTED]: Yeah, that one is the  
9           10:00 [REDACTED].

10          MR. [REDACTED]: Yeah. And you have the  
11          midnight one.

12          MR. [REDACTED]: Yes.

13          MR. [REDACTED]: That's the midnight one  
14          right there.

15          MR. [REDACTED]: That's the 3:00.

16          MR. [REDACTED]: Oh.

17          MR. [REDACTED]: See, (Indiscernible  
18          \*01:44:44) right here.

19          MR. [REDACTED]: Oh, I think I took it.

20          MR. [REDACTED]: So, whoever was in SHU, they  
21          put him, and they keyed him into RA and R&D.

22          MR. [REDACTED]: This is the midnight.

23          MR. [REDACTED]: Yeah. So that's what  
24          happened.

25          MR. [REDACTED]: Does R&D have like a dry cell

1 or a dry room?

2 MR. [REDACTED]: No, they got cells. You see,  
3 they got RA right here. Yeah, that's what  
4 happened. I think the guy came from SHU and  
5 went to RA. That's why they lost one.

6 MR. [REDACTED]: And can you think of why  
7 a person would go from SHU to RA, at that late  
8 at night?

9 MR. [REDACTED]: Body scan. Probably pulled  
10 something. And they kept him down there, put  
11 him through the x-ray.

12 MR. [REDACTED]: And is there any way - by  
13 looking at these - you can see how -. Is there  
14 - you said the 4:00 [REDACTED].?

15 MR. [REDACTED]: Yeah. That's the 4:00 [REDACTED].

16 MR. [REDACTED]: Is the person in R&D at  
17 4:00 [REDACTED].? Are you able to tell by this?

18 MR. [REDACTED]: Let me see. You know the  
19 inmate that was down there or no?

20 MR. [REDACTED]: I think Fernandez. Is  
21 that right?

22 MR. [REDACTED]: Was he a witsec dude?

23 MR. [REDACTED]: Do you anything about  
24 him?

25 MR. [REDACTED]: No, I don't.

1           MR. [REDACTED]: Yeah, but that's what it  
2 looks like. It looks like they took a guy to  
3 SHU, and put him in R&D, but instead of keying  
4 him in R&D, they keyed him RA. Yeah. That's  
5 what it looks like.

6           MR. [REDACTED]: So, at the 4:00 [REDACTED], was  
7 he anything to do with Fernandez on that, or  
8 anything to do with somebody in -?

9           MR. [REDACTED]: Well, the 4:00 [REDACTED] is - no,  
10 because no one is out from R&D. Let me see.  
11 You've got one from 11-South. You've got no  
12 one else from R&D.

13           MR. [REDACTED]: But it's also said that  
14 at the 10:00 [REDACTED], right? Or I don't know which  
15 one I'm looking at right there, but -.

16           MR. [REDACTED]: No, you have one out here.  
17 Yeah. But it looks like this inmate, from  
18 10:00, they did the count at 10:00. Plus one.  
19 Yeah. Plus one. Yeah. It seemed like they  
20 got screwed up by something. Either moving  
21 this guy to R&D, or whatever. I mean, the  
22 count slip shouldn't have accepted anyway,  
23 though. So, in the 9-South, plus one. Like, I  
24 don't know why that was written, but --

25           MR. [REDACTED]: Okay.

1 MR. [REDACTED]: -- that's what it looked  
2 like. The guy came from 9-South, he went in  
3 the RA. He stayed there throughout the night.  
4 Whoever the inmate was --

5 MR. [REDACTED]: Yeah, yeah.

6 MR. [REDACTED]: -- right there.

7 MR. [REDACTED]: And we have reason to  
8 believe that that is the case. That there is a  
9 guy that was in, you know, he did stay there at  
10 the night, and he had somebody on him, and  
11 that's one of the reasons why we want to talk  
12 to somebody that was in R&D to be able to  
13 verify hey, was that guy really there?

14 MR. [REDACTED]: Mm-hmm.

15 MR. [REDACTED]: And by looking at that,  
16 would that be that individual we just talked  
17 about?

18 MR. [REDACTED]: [REDACTED].

19 MR. [REDACTED]: Yeah.

20 MR. [REDACTED]: Who did the count slip?

21 MR. [REDACTED]: It's based on the count slip  
22 (Indiscernible \*01:48:18).

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: Um all right. Does this  
25 tell you anything else? Just before we move

1 on.

2 MR. [REDACTED]: I mean just -. I don't know.  
3 Yeah. I don't know. I don't understand it.  
4 That's the only thing I think they probably  
5 took him down for that then.

6 MR. [REDACTED]: Is there - which, from  
7 looking at these, what basic like counts seem  
8 bad to you? Does this 10:00 [REDACTED]. one seem like  
9 a bad count to you? The way that it - what you  
10 just looked at? When there's nothing on the E1  
11 and there's a count slip?

12 MR. [REDACTED]: Uh.

13 MR. [REDACTED]: If you were working that  
14 night and you got a count like that, is that a  
15 good count or bad count?

16 MR. [REDACTED]: I would have said bad count.

17 MR. [REDACTED]: And who - can you tell by  
18 looking at this - who was the one who took this  
19 count?

20 MR. [REDACTED]: Uh [REDACTED].

21 MR. [REDACTED]: [REDACTED]? And was there any  
22 lieutenants involved with this?

23 MR. [REDACTED]: I mean there could have been.  
24 I'm not sure.

25 MR. [REDACTED]: But by looking at it like

1 I think like probably the midnight one there  
2 was an actual ops lieutenant. Are you able to  
3 tell that by looking at the - I think the ops  
4 lieutenant is the one who caught it at  
5 midnight? Are you able to tell that that -?

6 MR. [REDACTED]: Oh this one here?

7 MR. [REDACTED]: Yeah. Are you able to -  
8 by looking at these, are you able to tell when  
9 the lieutenant actually took the count?

10 MR. [REDACTED]: It was - says she took the  
11 count - [REDACTED] took the count at midnight.

12 MR. [REDACTED]: All right. And it shows  
13 [REDACTED] on it? I'm looking at it upside down  
14 so I can't even see.

15 MR. [REDACTED]: That's what it says yeah.

16 MR. [REDACTED]: And on this one does it  
17 show any lieutenant was involved?

18 MR. [REDACTED]: No.

19 MR. [REDACTED]: So it would just been  
20 [REDACTED]?

21 MR. [REDACTED]: Yeah.

22 MR. [REDACTED]: All right.

23 MR. [REDACTED]: What about the 4:00 p.m.?  
24 Does it show the lieutenant's name on the 4:00  
25 p.m.?

1 MR. [REDACTED]: No.

2 MR. [REDACTED]: Do you have any idea what  
3 [REDACTED] first name is?

4 MR. [REDACTED]: No.

5 MR. [REDACTED]: But this does seem like a  
6 bad E1.

7 MR. [REDACTED]: E1 seems good. But um -.

8 MR. [REDACTED]: Even though that no one  
9 is listed on R&D?

10 MR. [REDACTED]: Yeah that's what's confusing.  
11 Like -.

12 MR. [REDACTED]: Because then you say  
13 there's a count slip for -.

14 MR. [REDACTED]: This is at 9:33.

15 MR. [REDACTED]: Wasn't that just one that  
16 was printed? Oh. Because the numbers are  
17 printed on that?

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: I see what you're saying.  
20 So after 9:33 possibly, something changed?

21 MR. [REDACTED]: So that could be two things.  
22 Either the Marshals was trying to get one in  
23 before the count and they thought they had  
24 enough time to process him upstairs. And then  
25 when they call in the count, it's wrong. Like

1 hold on that's not it. Yeah.

2 MR. [REDACTED]: And that's what I mean by  
3 wouldn't this be incorrect if they get a count  
4 slip that's not listed on the E1?

5 MR. [REDACTED]: Yeah. They got a - which one  
6 did they get? R&D? Yeah. Yep. That would be  
7 a bad one.

8 MR. [REDACTED]: All right. So for this  
9 it seems like the 10:00 [REDACTED]. on August 9th was  
10 a bad E1 and as far as the midnight, it seems  
11 like it's the count slip that's a bad slip. Is  
12 that correct? Whatever that's (Indiscernible  
13 \*01:51:13). I'm sorry, I'm in the -. So it  
14 seems like the E1 is good at midnight, but the  
15 count slip is bad at midnight for ZA. And  
16 we're primarily asking you this stuff just  
17 because we've got to write a report about what  
18 we're finding. And we don't want to sound - we  
19 don't want to be wrong. You know what I mean?

20 MR. [REDACTED]: Yeah. Yeah so, the count  
21 slip is wrong on this one.

22 MR. [REDACTED]: So midnight count slip is  
23 wrong, E1 seems right. The E1 at 10:00 [REDACTED].  
24 seems wrong, but the count slips seems right.  
25 At least for R&D. I - we have reason to

1 believe the count slip for ZA is also wrong for  
2 --

3 MR. [REDACTED]: Yeah-yeah-yeah.

4 MR. [REDACTED]: -- 10:00 [REDACTED]. because -.  
5 Well it depends, I guess, like you said, what  
6 time the individual was moved to R&D. We've  
7 been told that after the you know -. People  
8 are all moved prior to this time. So if that  
9 person was in R&D, it would have been prior to  
10 the 10:00 [REDACTED]. count. Does that sound right to  
11 you?

12 MR. [REDACTED]: That's what I'm saying. I  
13 mean something could have happened. And you  
14 know taken this guy downstairs.

15 MR. [REDACTED]: And that's why we need to  
16 talk to people. So by looking at this, are you  
17 able to like figure out who we can talk to? To  
18 see if something happened at 10:00 [REDACTED]. to  
19 change this count and make this -?

20 MR. [REDACTED]: Did you see the log already?

21 MR. [REDACTED]: The lieutenant's log?

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: Do we have it? Yeah. I  
24 have it.

25 MR. [REDACTED]: Anything with log?

1                   MR. [REDACTED]: Um so here's the - yeah.  
2                   So here's the log from the day you were on.  
3                   That's the August - it says August 10th, but  
4                   you know it's the August 9th log in there. Are  
5                   you able to tell by looking at that? And  
6                   here's the day after. So this is the - you've  
7                   got the August 9th --

8                   MR. [REDACTED]: Okay. So moving him to the  
9                   dry cell.

10                  MR. [REDACTED]: -- and the August 10th.

11                  MR. [REDACTED]: Okay. So he put someone in  
12                  dry cell.

13                  MR. [REDACTED]: Dry cell is in the SHU isn't  
14                  it?

15                  MR. [REDACTED]: Yeah. If there's space.  
16                  Okay. So it looks like they didn't key the guy  
17                  up. He went to dry cell depending on what  
18                  time.

19                  MR. [REDACTED]: And are you able to tell  
20                  by these lieutenant's - I think you've got the  
21                  actual lieutenant log back there and I would  
22                  assume that that's when it should be documented  
23                  when people are moved. Correct? Are you able  
24                  to tell by looking at that when someone - you  
25                  know this person was moved to dry cell?

1 MR. [REDACTED]: Eh.

2 MR. [REDACTED]: Oh. And also if you've  
3 got that, are you able to tell by looking at  
4 that when you worked until? No?

5 MR. [REDACTED]: No. I wouldn't have done a  
6 log that day from activities.

7 MR. [REDACTED]: Yeah. I just didn't know  
8 if it like mentioned when people - you know ops  
9 or activities started or stopped.

10 MR. [REDACTED]: No. It doesn't say when he -  
11 . It just says Inmate Fernandez on dry cell.  
12 It doesn't say when he went though.

13 MR. [REDACTED]: There's no time associated  
14 with the movement on there?

15 MR. [REDACTED]: Should have there been?

16 MR. [REDACTED]: I mean that's good to put in  
17 there yeah.

18 MR. [REDACTED]: So you said you wouldn't  
19 have been associated with the lieutenant's log.  
20 Who does the lieutenant's log?

21 MR. [REDACTED]: Ops should take care of it.

22 MR. [REDACTED]: Ops would so on your  
23 shift it would have been [REDACTED]?

24 MR. [REDACTED]: Yeah. But Fernandez is  
25 already on dry cell on day watch it says.

1 MR. [REDACTED]: And that's where we get  
2 confused. And that's why we have reason to  
3 believe - because it seems like Fernandez was  
4 put on day watch.

5 MR. [REDACTED]: At 3:15. Yeah.

6 MR. [REDACTED]: Does it say 3:15 he was  
7 placed on there?

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: So that indicates to us  
10 the 4:00 [REDACTED]. and that 10:00 [REDACTED]. count were  
11 also both bad. He wasn't in the SHU. Does  
12 that make sense to you?

13 MR. [REDACTED]: I think he was -. Yeah. He  
14 wasn't in the SHU, but he was he was still  
15 keyed in SHU.

16 MR. [REDACTED]: He was still keyed in the  
17 SHU, but he wasn't there?

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: Right. So for the Els,  
20 they would still show it. The only way the  
21 people in control would know it is if SHU  
22 actually did their count and said we only got  
23 72 people in here not 73. Right?

24 MR. [REDACTED]: I mean....

25 MR. [REDACTED]: Because people working in

1 the SHU. They know hey, we only count bodies  
2 that are present.

3 MR. [REDACTED]: Oh hold on. This is the 9th.  
4 Okay. So he went to -. Transfer to special  
5 housing - dry cell at 4:00.

6 MR. [REDACTED]: At 4:00 it says?

7 MR. [REDACTED]: On the 9th. This is done on  
8 the night before. Okay. Okay.

9 MR. [REDACTED]: Can you -? And again I  
10 promise you, not a "gotcha." You're being a  
11 very extremely help. Can you just note on  
12 there where you're seeing these different  
13 things? If you can tell at what time he was  
14 moved?

15 MR. [REDACTED]: Well this just looks like the  
16 log is the same.

17 MR. [REDACTED]: We also have reason to  
18 believe that people manipulated the log after  
19 the fact.

20 MR. [REDACTED]: Yeah. That's what I'm  
21 saying. Some things are (Indiscernible  
22 \*01:57:13).

23 MR. [REDACTED]: Do you know anything  
24 about that? While I mentioned that?

25 MR. [REDACTED]: No. I see SHU corrections;

1           Fernandez; dry cell; RA; Saturday. Yeah. So I  
2           mean that's pretty much whatever. I think that  
3           the dial was still keyed in the SHU.

4           MR. [REDACTED]: But as far as --

5           MR. [REDACTED]: In the building physically.

6           MR. [REDACTED]: -- are you able to --?

7           Did you say that you saw something in there  
8           that said either 3:15 or then you said 4:00  
9           [REDACTED]. after that? Where are you seeing that?

10          MR. [REDACTED]: No. It looks like --

11          MR. [REDACTED]: The 3:00.

12          MR. [REDACTED]: -- they're saying the guy was  
13          transferred back to SHU. Hold on. But this  
14          also says that I was - I relieved [REDACTED] as  
15          day watch ops.

16          MR. [REDACTED]: It says you relieved  
17          [REDACTED] as day watch ops?

18          MR. [REDACTED]: Yeah.

19          MR. [REDACTED]: Instead of [REDACTED]? I  
20          mean [REDACTED].

21          MR. [REDACTED]: Yeah.

22          MR. [REDACTED]: Is that wrong?

23          MR. [REDACTED]: Mm.

24          MR. [REDACTED]: Or was it that  
25          potentially [REDACTED] was late, and you relieved

1 her?

2 MR. [REDACTED]: I don't know. I'm not sure.

3 MR. [REDACTED]: Would that be like a  
4 possibility? Like can they do that? Even if  
5 you're activities' lieutenant, if she wants to  
6 leave and you're there and [REDACTED] - who is the  
7 ops lieutenant - wasn't? Can they say that you  
8 relieved her even though you were activities'  
9 lieutenant?

10 MR. [REDACTED]: Mm.

11 MR. [REDACTED]: Or is she not supposed to  
12 write that? Or not supposed to be in there?

13 MR. [REDACTED]: So who wrote that?

14 MR. [REDACTED]: Uh I don't know. It could be  
15 - that's the thing. It could be a - it's like  
16 a from the days prior. So if you don't catch  
17 it, you just going to keep it the same. So  
18 it's like - because I'm ops - I know I was ops.  
19 That's what I'm saying. So I must have came in  
20 on doing overtime that day. So normally I  
21 would relieve her. So she probably left it  
22 that way anyway thinking okay it's the same.  
23 You're not changing that. You know?

24 \*01:59:23

25 MR. [REDACTED]: Oh you mean the day

1 before you were ops is what you're saying?

2 MR. [REDACTED]: Yeah. I think I was ops that  
3 whole quarter though. I think so yeah.

4 MR. [REDACTED]: So you were - that whole  
5 quarter you were ops? Why were you -?

6 MR. [REDACTED]: Overtime.

7 MR. [REDACTED]: So overtime was a  
8 different duty?

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: So you were the ops  
11 lieutenant up until that day? You were  
12 activities' lieutenant that day though?

13 MR. [REDACTED]: Yeah. I think so.

14 MR. [REDACTED]: So being that you were  
15 ops, were you also potentially acting as like  
16 the ops lieutenant?

17 MR. [REDACTED]: Mm.

18 MR. [REDACTED]: Like as in like since  
19 that were your normal duties would have you  
20 also took - taken that on? Like hey, I know  
21 I'm activities, but I'll do the ops role? And  
22 this is, again, just to try to help recollect -  
23 -

24 MR. [REDACTED]: I don't know.

25 MR. [REDACTED]: -- what you were doing.

1           MR. ██████: I think I was ops that  
2           quarter though.

3           MR. ██████: Okay.

4           MR. ██████: Yeah. I was ops.

5           MR. ██████: Again we don't have your  
6           records. There was no reason for us to be  
7           grabbing your records or anything like that.  
8           So everything we're asking you about is simply  
9           to help us fill in the blanks.

10          MR. ██████: So based on what you said,  
11          you think it's - the log is from previous date.  
12          It was just a spite edit that wasn't caught on  
13          to.

14          MR. ██████: Yeah. The dry cell stuff. I  
15          don't know about all that. But that's what it  
16          looks like. It looked like the guy was in  
17          there and they didn't key him out even though  
18          he was in R&D.

19          MR. ██████: So let's say if I'm in SHU  
20          and I wanted to move somebody. Or you wanted  
21          to move somebody in the SHU.

22          MR. ██████: Yeah.

23          MR. ██████: You're going to - do you key  
24          it in, or do you call in to somebody and tell  
25          them to key it in? Who keys it in?

1 MR. [REDACTED]: You can do it if you want to.  
2 You can do it by yourself.

3 MR. [REDACTED]: And let's say you move it.  
4 Is someone supposed to be notified hey, listen  
5 this person is moved? Or you - the SHU CO's  
6 can move the inmates by themselves?

7 MR. [REDACTED]: Someone from a different  
8 unit?

9 MR. [REDACTED]: Yeah. Like control or R&D?

10 MR. [REDACTED]: No you tell - you can call  
11 control.

12 MR. [REDACTED]: Is it policy that control  
13 must be notified?

14 MR. [REDACTED]: I don't know if it's policy,  
15 but I mean, they taking a count it's good to  
16 know. Hey, this is what's going on - got to  
17 move this guy down to dry cell.

18 MR. [REDACTED]: And let's say - sorry. Go  
19 ahead.

20 MR. [REDACTED]: I was going to say I  
21 guess - are you asking like who is responsible  
22 for doing the keying? Yeah who -?

23 MR. [REDACTED]: It could be CNA.

24 MR. [REDACTED]: What's CNA?

25 MR. [REDACTED]: Control number two.

1 MR. [REDACTED]: Okay. But control would  
2 be responsible for him. It's not ops or SHU  
3 that would have been responsible for  
4 (Indiscernible \*02:01:28). It's control that  
5 was --

6 MR. [REDACTED]: I mean SHU could --

7 MR. [REDACTED]: -- responsible for -?

8 MR. [REDACTED]: -- make that change though.

9 MR. [REDACTED]: SHU could?

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: It's not an ops  
12 responsibility or activities'?

13 MR. [REDACTED]: I mean if they say hey, I  
14 need this guy in dry cell. You know. Okay.  
15 You notify them. You know hey, move him.

16 MR. [REDACTED]: Okay. I guess though  
17 what we're saying is like under the regular  
18 practice - I understand that other - some  
19 people have the ability to do it. But who  
20 should have done it?

21 MR. [REDACTED]: Should have moved keyed the  
22 inmate from --

23 MR. [REDACTED]: Yeah-yeah-yeah.

24 MR. [REDACTED]: -- SHU to R&D?

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: Uh CNA, control.

2 MR. [REDACTED]: Control should have?

3 MR. [REDACTED]: Number two. Yeah.

4 MR. [REDACTED]: And how should have they  
5 been notified that they needed to make that  
6 change? Who should have notified them that  
7 that change needed to be made?

8 MR. [REDACTED]: Mm. I mean SHU could have  
9 called ahead. This guy is keyed up here. He's  
10 keyed down there.

11 MR. [REDACTED]: So I guess what I'm  
12 saying is like once an inmate is moved, and  
13 control needs to be notified. Hey, this guy  
14 that was in SHU is now in R&A. Who needs to  
15 notify control to make those changes in the  
16 system?

17 MR. [REDACTED]: The SHU. Hey this guy is  
18 down there.

19 MR. [REDACTED]: So the SHU.

20 MR. [REDACTED]: They'll call control. Yeah.

21 MR. [REDACTED]: Okay. So whenever -  
22 let's say for instance we believe Fernandez was  
23 moved from the SHU to R&A on dry cell. The SHU  
24 should have contacted control and said we just  
25 made this movement. He needs to be rekeyed.

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: All right. That's the  
3 way it works?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: And again, these are just  
6 questions. We don't know.

7 MR. [REDACTED]: It could be that or the  
8 lieutenant could do it. Either or. Hey, I'm  
9 moving this guy. I'm moving him here.

10 MR. [REDACTED]: So should have a  
11 lieutenant been involved in that?

12 MR. [REDACTED]: Not necessarily.

13 MR. [REDACTED]: Okay. And that's why  
14 we're just trying to figure out what is the  
15 standard operating procedure? Like what is -  
16 typically - what is supposed to happen?

17 MR. [REDACTED]: I mean there's no typical.  
18 You get it done. Hey, I'm telling you to move  
19 him. Or I say I'm moving this guy. The  
20 lieutenant told me to move him. And yeah.

21 MR. [REDACTED]: I guess but if anybody  
22 can do it and no one is told to do it, I guess  
23 - I would assume - that it would quite  
24 frequently not be done because everyone would  
25 be like "well he could have done it - he should

1           have done it." I'm saying like who is usually  
2           supposed to do it? Who is like supposed to  
3           take the lead of - make sure that that's done  
4           or "we just moved this guy - control you know  
5           like key that out." Like how is it supposed to  
6           be done? Because otherwise, it's always going  
7           to fall apart because then everyone is going to  
8           say, "well that person could have done it -  
9           that person could have done it."

10           MR. [REDACTED]: Yeah.

11           MR. [REDACTED]: So is there anybody  
12           that's supposed to do it?

13           MR. [REDACTED]: To notify?

14           MR. [REDACTED]: Yeah. To make the  
15           notifications so that the numbers can be  
16           changed on the E1?

17           MR. [REDACTED]: Yeah. I would say the SHU  
18           staff.

19           MR. [REDACTED]: SHU staff.

20           MR. [REDACTED]: They kind of say hey, this  
21           guy is not up there. check to see where he's  
22           at.

23           MR. [REDACTED]: All right.

24           MR. [REDACTED]: Maybe key him to R&D.

25           MR. [REDACTED]: Sorry I didn't mean -.

1 MR. [REDACTED]: No-no. That's exactly what I  
2 was thinking or trying to get to. You said the  
3 SHU staff could also key it in. If they keyed  
4 it in, would this E1 document get updated?

5 MR. [REDACTED]: Well these -.

6 MR. [REDACTED]: Or would control have to  
7 update it?

8 MR. [REDACTED]: Control will update it.

9 MR. [REDACTED]: So no matter even if the SHU  
10 staff decided if they wanted to update it,  
11 control manually has to update this document -  
12 specifically.

13 MR. [REDACTED]: Yeah. Put a number on it.  
14 Because this is the last one that was printed.  
15 And then you make a change after that it's not  
16 going to show.

17 MR. [REDACTED]: Okay. This was -.

18 MR. [REDACTED]: 9:30.

19 MR. [REDACTED]: 9:30. But let's see the 4:00  
20 [REDACTED]. count. I just want to see what time that  
21 was printed.

22 MR. [REDACTED]: 3:40.

23 MR. [REDACTED]: And according to that, the  
24 inmate was supposed to be moved at 3:15?

25 MR. [REDACTED]: Nah.

1 MR. [REDACTED]: The daily log -?

2 MR. [REDACTED]: Well you said two  
3 different - I was going to back to that. You  
4 said - one time you said 3:15 and the other  
5 time you said 4:00 [REDACTED]. Are you able to tell?

6 MR. [REDACTED]: Yeah. It looks like -.  
7 Okay. So let's start with this. This is the  
8 9th, right?

9 MR. [REDACTED]: Yes.

10 MR. [REDACTED]: So you got nobody starting  
11 the shift on dry cell. So this says 3:15  
12 inmate Fernandez placed on dry cell from SHU.

13 MR. [REDACTED]: Can you just put a star  
14 next to that? All right. So then you believe  
15 that that is where things got screwed up? They  
16 never keyed him out.

17 MR. [REDACTED]: Yeah. Inmate Fernandez  
18 placed on dry cell; 75 in SHU; I do believe  
19 [REDACTED].... All right. So at 9:00 on August  
20 9th Friday he goes in at 3:15 in dry cell. And  
21 he stays in there overnight. So the 4:00  
22 count, he's still keyed in there though, right?

23 MR. [REDACTED]: Well that's what we're  
24 trying to figure out.

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: Because it's not caught  
2 until -. So we believe from people that we  
3 talked to, it was caught at midnight. And that  
4 person who caught it said like this person is  
5 on dry cell and then revised the numbers and  
6 the count.

7 MR. [REDACTED]: Mm-hm.

8 MR. [REDACTED]: Now we're trying to  
9 determine were the counts ever conducted in the  
10 SHU?

11 MR. [REDACTED]: Mm.

12 MR. [REDACTED]: It doesn't appear to us  
13 that they would have been. Because they would  
14 have caught that at 4:00 [REDACTED]. and the 10:00  
15 [REDACTED]. They would have said this is the number  
16 of people we physically have present.

17 MR. [REDACTED]: Yeah but I don't see -.

18 MR. [REDACTED]: And even at midnight it  
19 still says 73. And it's changed to 72. And to  
20 us it suggests - and everyone else that we're  
21 talking to - that we haven't shared this  
22 information with many people. You're one of a  
23 very select few that we're even showing this  
24 stuff to.

25 MR. [REDACTED]: Mm-hm.

1 MR. [REDACTED]: But the people that we've  
2 showed it to before says, hey the fact that  
3 they're reporting 73 and the actual count is  
4 72, they're basically getting the number from  
5 this and just writing that down. They're not  
6 actually conducting the counts. Would you  
7 agree with that statement?

8 MR. [REDACTED]: They could do that. Or they  
9 could actually be counting but not counting.  
10 Making sure that they're just walking and  
11 making sure they're alive.

12 MR. [REDACTED]: So doing more of a round  
13 than a count?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: And that is also one of  
16 the things that we believe happened. Is that  
17 at least on one of the instances, they did do a  
18 round, but they didn't do an actual count.

19 MR. [REDACTED]: Yeah. Because honestly, I  
20 don't see it on this end. A 4:00 and a 10:00.

21 MR. [REDACTED]: You don't see what?

22 MR. [REDACTED]: The missing of 4:00 and  
23 10:00.

24 MR. [REDACTED]: Yeah. The fact that they  
25 missed both seems very unlikely.

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: If they're actually  
3 counting. Correct?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: And that's why we believe  
6 - and it sounds like you agree - they didn't  
7 actually do the 4:00, the 10:00, or the  
8 midnight count.

9 MR. [REDACTED]: No. I mean I'm thinking they  
10 did to the 4:00 and the 10:00.

11 MR. [REDACTED]: Even though the numbers  
12 are wrong?

13 MR. [REDACTED]: Yeah. They probably just  
14 went off the numbers.

15 MR. [REDACTED]: SO you think --

16 MR. [REDACTED]: What --

17 MR. [REDACTED]: -- they conducted the round?

18 MR. [REDACTED]: They conducted a round  
19 not a count.

20 MR. [REDACTED]: Yeah. Or something.

21 MR. [REDACTED]: I mean because they can't  
22 miss the number if they're actually counting  
23 numbers both at 4:00 - or all not just both.  
24 At 4:00, at 10:00, and at midnight, all of the  
25 count slips are wrong.

1 MR. [REDACTED]: Yeah but then that's what  
2 those (Indiscernible \*02:08:32) to plus one.  
3 It's like they know they got someone, but then  
4 it's like -. Like maybe they was told -.

5 MR. [REDACTED]: But they're still using  
6 the 73 plus one. It should be 72 plus one if  
7 they're doing that.

8 MR. [REDACTED]: Yeah. Yeah.

9 MR. [REDACTED]: Unless it was 73 minus  
10 one. Then they could do it. But 73 plus one  
11 seems to indicate they're using the number  
12 that's provided --

13 MR. [REDACTED]: On the E1.

14 MR. [REDACTED]: -- and saying we got one  
15 more down there.

16 MR. [REDACTED]: Yeah. I don't know what was  
17 going on with this. That's baffling.

18 MR. [REDACTED]: All right. To your  
19 knowledge, if they're not doing the count  
20 though that's all on the SHU? The people that  
21 are in there right now? Nothing to do with  
22 lieutenants.

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: Okay. There's no way for  
25 like anyone else other than the people in the

1 SHU -. Or let me ask it a different way. Is  
2 there any way for anyone other than the SHU to  
3 know that they're not doing the counts?

4 MR. [REDACTED]: No.

5 MR. [REDACTED]: No? Okay. Anything that  
6 you didn't initial, just again to say what it  
7 is we showed you.

8 MR. [REDACTED]: (Indiscernible \*02:09:41)

9 MR. [REDACTED]: Is this one you or me?

10 MR. [REDACTED]: That's (Indiscernible  
11 \*02:09:48)

12 MR. [REDACTED]: So what does this pertain all  
13 to - [REDACTED] and [REDACTED]?

14 MR. [REDACTED]: Well it's everybody know.  
15 Because everybody that's in the SHU. Right?  
16 We've got to talk to them. Hey, did you  
17 conduct these counts. Or these you know?  
18 Because this just brought to light the fact  
19 that it doesn't appear that the counts were  
20 ever being conducted. So we've got to - that's  
21 why we've got to talk to the people that we  
22 want to talk to first. People like yourself  
23 that were lieutenants on duty. Hey, do you  
24 know anything about this? Did you - do you  
25 know?

1 MR. [REDACTED]: I mean they wasn't counting.

2 MR. [REDACTED]: Yeah-yeah-yeah. I know.  
3 But I mean just letting you know like, oh yeah,  
4 first we want to know about the cellmate. Hey,  
5 did you know anything about this? Did you - it  
6 looks like -. From the way that this memo  
7 reads, we assumed that either you or [REDACTED] told  
8 [REDACTED] hey, he's WAB. Make sure he gets a  
9 cellmate. Because that's one of the reasons  
10 why we want to talk -.

11 MR. [REDACTED]: Based on that memo?

12 MR. [REDACTED]: Yeah. because like the  
13 fact that -. He's saying, I knew. I knew he  
14 was going WAB. And I told him.

15 MR. [REDACTED]: Mm-hm.

16 MR. [REDACTED]: Hey, make sure he gets a  
17 cellmate. So the assumption that we were going  
18 off of is that either you and/or [REDACTED] --

19 MR. [REDACTED]: Mm-hm.

20 MR. [REDACTED]: -- spoke to [REDACTED] and  
21 said he's going WAB. Make sure he gets a  
22 cellmate.

23 MR. [REDACTED]: Mm.

24 MR. [REDACTED]: But it sounds like what  
25 you're saying is you don't -. You didn't even

1 know, and you never had that conversation.

2 MR. [REDACTED]: With [REDACTED] and everything.

3 No. I don't even know - I never knew the dude  
4 until that thing came out. You know what I  
5 mean. He would have been notified.

6 MR. [REDACTED]: Right.

7 MR. [REDACTED]: But then again, I mean, we do  
8 get notified. But usually R&D calls us up.  
9 Hey, those two guys ain't coming back.

10 MR. [REDACTED]: And is it your belief  
11 though by that -? Would it be -? All right.  
12 If you said you dint' speak to him. So  
13 probably he was notified directly from control?  
14 Or R&D?

15 MR. [REDACTED]: I would say probably R&D.

16 MR. [REDACTED]: So R&D wouldn't call  
17 control. And control wouldn't call him? R&D  
18 would call directly to the SHU?

19 MR. [REDACTED]: That's how we used to do it.

20 MR. [REDACTED]: Okay. That's how it  
21 would always be? So when you were in the SHU -  
22 ?

23 MR. [REDACTED]: They call up -.

24 MR. [REDACTED]: R&D would call you  
25 directly?

1 MR. [REDACTED]: But again that's evening  
2 watch. Again that's on evening watch.

3 MR. [REDACTED]: Right.

4 MR. [REDACTED]: That guy's not coming back.

5 MR. [REDACTED]: But at 1:50 that's early.  
6 And that's when it notified. All right. So if  
7 he doesn't have WAB listed on his name on the  
8 court list that morning. And that's what  
9 people have told us. So we're going on the  
10 assumption that - and this is an assumption.  
11 That he was - somebody was contacted in the SHU  
12 saying hey, it looks like he's not coming back.  
13 He did write possibly. But that's the first  
14 that we're seeing WAB.

15 MR. [REDACTED]: Mm-hm.

16 MR. [REDACTED]: So the thought is that  
17 someone contacted [REDACTED]. We haven't - we've  
18 got to talk to him. But like and say, hey,  
19 doesn't look like he's coming back. You know  
20 we're just notifying you now.

21 MR. [REDACTED]: Mm-hm.

22 MR. [REDACTED]: And again we were told  
23 typically the way it works - and it sounds like  
24 you're correcting us - R&D typically calls  
25 control. Control calls ops. Ops calls SHU.

1 Is that not correct?

2 MR. [REDACTED]: What. When an inmate doesn't  
3 come back?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: No.

6 MR. [REDACTED]: No? It doesn't work that  
7 way? So R&D you're saying typically just would  
8 go straight to SHU?

9 MR. [REDACTED]: That's a heads up. That's a  
10 courtesy.

11 MR. [REDACTED]: Right.

12 MR. [REDACTED]: Hey, this guy's not coming  
13 back. Control knows.

14 MR. [REDACTED]: Right.

15 MR. [REDACTED]: Control knows. They could  
16 call control too. But usually they call in you  
17 know why would you call me?

18 MR. [REDACTED]: I don't know.

19 MR. [REDACTED]: You know? You in SHU.

20 MR. [REDACTED]: That's just what we were  
21 told.

22 MR. [REDACTED]: Hey, this guy's not coming  
23 back.

24 MR. [REDACTED]: And then again, we're  
25 only as good as who the people we talk to.

1 MR. [REDACTED]: Mm-hm.

2 MR. [REDACTED]: Whatever information we  
3 get is like people like yourself trying to like  
4 -. Hey, I know it's probably like yourself it  
5 sounds like. At least in the beginning of this  
6 thing, you seemed pretty nervous to talk to us  
7 because we're really just trying to --

8 MR. [REDACTED]: No-no. The thing about it -.  
9 The thing is. I know this. This is a high-  
10 profile case, looking to point fingers.

11 MR. [REDACTED]: Right-right-right-right.

12 MR. [REDACTED]: Blame someone. Who dropped  
13 the ball? Who did this and that?

14 MR. [REDACTED]: Totally get it.

15 MR. [REDACTED]: I mean two years later, now  
16 it's still like okay, let's go down and see.

17 MR. [REDACTED]: And the reason why and  
18 I'm sure you saw on the papers what happened  
19 recently.

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: Well that now allows us  
22 to try to come back and try to figure out. All  
23 right. Now we can do -.

24 MR. [REDACTED]: Yeah. But you're going to go  
25 after a whole shift. You know.

1 MR. [REDACTED]: It's not necessarily go  
2 after the whole shift. But we've got to figure  
3 out what went wrong at the MCC. And what needs  
4 to be fixed. Do you know what I'm saying?

5 MR. [REDACTED]: I mean -.

6 MR. [REDACTED]: But I get -. Trust me -.

7 MR. [REDACTED]: Just to deal - they have  
8 suicides man. Like they do.

9 MR. [REDACTED]: Yeah-yeah-yeah. Totally.

10 MR. [REDACTED]: He just happened to be a  
11 high-profile one.

12 MR. [REDACTED]: Right. And because it's  
13 so high-profile, and the fact that there were -  
14 .

15 MR. [REDACTED]: The other things with the --  
16 yeah-yeah-yeah.

17 MR. [REDACTED]: All these other things  
18 are going on now. It looks like there was some  
19 false you know slips that were created.

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: They weren't doing  
22 counts. You know we're getting these signs  
23 saying that --

24 MR. [REDACTED]: Yeah but that stuff is --

25 MR. [REDACTED]: -- hey, you're supposed

1 to check on him every -.

2 MR. [REDACTED]: -- not the normal though.

3 MR. [REDACTED]: Right-right-right-right.

4 MR. [REDACTED]: That's not the normal.

5 Definitely.

6 MR. [REDACTED]: Yeah. So yeah. And  
7 you're right. It's because it's a high-profile  
8 -.

9 MR. [REDACTED]: I was there for ten years. I  
10 used to do that stuff and all that. That's not  
11 normal.

12 MR. [REDACTED]: What's not normal?

13 MR. [REDACTED]: Missed counts and all this  
14 and -. Yeah.

15 MR. [REDACTED]: And so you're saying that  
16 this seems to be abnormal?

17 MR. [REDACTED]: It's definitely abnormal.

18 MR. [REDACTED]: When you were in the SHU,  
19 did you ever - were you ever - did you ever  
20 experience people not doing counts?

21 MR. [REDACTED]: No.

22 MR. [REDACTED]: People always did counts  
23 when you were there?

24 MR. [REDACTED]: Yeah. Yeah but here.

25 MR. [REDACTED]: And that's -.

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: You know and that's what  
3 people - that's what the conspiracy theorists  
4 come in and all that kind of stuff. Like wow,  
5 this is one day? And that's where we've got to  
6 -. All right. Well let's figure out what  
7 actually happened. Is this abnormal or is it  
8 normal? You're saying that this seems to be a  
9 very abnormal day.

10 MR. [REDACTED]: I'm talking about that's why  
11 the counts and the slips and the rounds and the  
12 falsifying stuff like that. But everything  
13 else, I mean, this place is a busy place.

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: You know? They lose -  
16 inmates go out WAB all the time. New inmates  
17 come in.

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: So this is a revolving door.

20 MR. [REDACTED]: All right. I know we're  
21 taking a lot longer than we thought. Let me  
22 just go through a lot of these things now.  
23 Just back to the round sheet where -.

24 MR. [REDACTED]: Yeah.

25 MR. [REDACTED]: What is the purpose of a

1 supervisor actually signing this round sheet?

2 MR. [REDACTED]: Making sure the officer is  
3 following and doing their rounds how they're  
4 supposed to be.

5 MR. [REDACTED]: And we don't really need  
6 to look at it. Just. All right. So it's not  
7 to verify that they were done. It's to verify  
8 that the sheets are being kept up?

9 MR. [REDACTED]: So if I go up there and I see  
10 the times. You all made a round after 40  
11 minutes. What happened here?

12 MR. [REDACTED]: So you ask them about  
13 that.

14 MR. [REDACTED]: Right.

15 MR. [REDACTED]: But on this date you  
16 can't - you don't remember going and speaking  
17 to them?

18 MR. [REDACTED]: I said I could have went. I  
19 don't recall.

20 MR. [REDACTED]: Okay. And again just  
21 going forward, know that these are just simply  
22 questions to see what we can find out about  
23 that day. And as well as you know the point  
24 being you saying that this is such an abnormal  
25 day. And it was such a big event that's been

1 in the news now for two years.

2 MR. [REDACTED]: Mm-hm.

3 MR. [REDACTED]: Just try and really place  
4 yourself. What was your role on that day?

5 MR. [REDACTED]: Yeah. Like I said I just  
6 know I worked. And that was it.

7 MR. [REDACTED]: All right. And as far as  
8 you know, were rounds being conducted in the  
9 SHU at that time?

10 MR. [REDACTED]: Yeah. It's day watch.  
11 You've got to make rounds.

12 MR. [REDACTED]: On day watch you've got  
13 to?

14 MR. [REDACTED]: There's no way you can avoid  
15 a round on day watch.

16 MR. [REDACTED]: What about for - and I'm  
17 not talking about just your shift - I'm saying  
18 the SHU in general. Are you aware that rounds  
19 weren't being conducted on evening watch or  
20 morning watch?

21 MR. [REDACTED]: Weren't?

22 MR. [REDACTED]: Yeah. Were not.

23 MR. [REDACTED]: Evening watch you've got to  
24 make rounds too. I worked SHU for years.

25 MR. [REDACTED]: Yeah-yeah.

1           MR. [REDACTED]: You have to. You've got to  
2 go. Yeah .

3           MR. [REDACTED]: So when you were there  
4 they were being conducted?

5           MR. [REDACTED]: Yeah. That's why I'm saying.  
6 The whole mess of the count thing. I'm like I  
7 don't know. That's -.

8           MR. [REDACTED]: Any of those people that  
9 we discussed that were on day watch and you  
10 know anybody working in the SHU on August 9th  
11 and August 10th. Do you have any recollection  
12 of speaking with any of those people about  
13 morning watch or -? I mean not morning watch.  
14 About speaking with about rounds or counts.

15          MR. [REDACTED]: No.

16          MR. [REDACTED]: No. And now being that  
17 you were an ops - the ops lieutenant. It  
18 sounds like your quarterly post. Would that be  
19 something that you would visit with them and  
20 just say hey guys make sure you're doing your  
21 rounds or anything like that? Would that be a  
22 duty or responsibility of an ops lieutenant?

23          MR. [REDACTED]: Yeah. But not - it's not  
24 really my responsibility. It's the SHU  
25 lieutenant.

1 MR. [REDACTED]: Yeah-yeah. Did you have  
2 any conversations with the SHU lieutenant? At  
3 the time?

4 MR. [REDACTED]: Yeah. I talked to the SHU  
5 lieutenant. [REDACTED]. Yeah.

6 MR. [REDACTED]: Yeah-yeah-yeah.

7 MR. [REDACTED]: Oh no you said it was [REDACTED].  
8 Right?

9 MR. [REDACTED]: Right.

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: Do you remember talking  
12 to him at all about Epstein or [REDACTED]?

13 MR. [REDACTED]: I ain't seen him since that  
14 day.

15 MR. [REDACTED]: Prior -? No. What I'm  
16 asking about is up until August 10th.

17 MR. [REDACTED]: Mm-hm.

18 MR. [REDACTED]: Do you remember ever  
19 conversing with [REDACTED] about make sure you're  
20 going these rounds and that Epstein is being -  
21 you know looked at or he's got a cellmate or  
22 anything like that?

23 MR. [REDACTED]: Man, I don't recall that.

24 MR. [REDACTED]: No?

25 MR. [REDACTED]: Yeah. But we all you know.

1 It's hey, you got the email.

2 MR. [REDACTED]: Right. The email saying  
3 he needs a cellmate.

4 MR. [REDACTED]: Yeah-yeah. And all the  
5 lieutenants know. They say oh no, such-and-  
6 such we got the email. He was off of watch.  
7 You know?

8 MR. [REDACTED]: Do you think it's  
9 acceptable for any lieutenant to say that they  
10 didn't know that Epstein needed a cellmate?

11 MR. [REDACTED]: Some people say they didn't  
12 know the cellmate left.

13 MR. [REDACTED]: No. The - if they're  
14 saying that -. Let's talk about just the  
15 people on that day. Let's talk about like for  
16 instance somebody that maybe wasn't normally a  
17 lieutenant. Can you - [REDACTED].

18 MR. [REDACTED]: Mm-hm.

19 MR. [REDACTED]: All right. So she's in -  
20 you said basically she's in training. She's  
21 like an acting lieutenant. She's the person -.

22 MR. [REDACTED]: I don't think she was acting  
23 that day either though. I mean -.

24 MR. [REDACTED]: Well I just mean that she  
25 was activities' lieutenant.

1 MR. [REDACTED]: Yeah-yeah.

2 MR. [REDACTED]: Sorry. She was the  
3 activities' lieutenant and she was either  
4 training or she's typically an SOS at the time  
5 though. Should have she known by Epstein being  
6 on the hotlist and Epstein you know coming off  
7 suicide watch. Should she have known that he  
8 was required to have a cellmate? Just by -?

9 MR. [REDACTED]: Uh-uh. No.

10 MR. [REDACTED]: No? What about [REDACTED]?  
11 Should he have known?

12 MR. [REDACTED]: I mean that's only if you're  
13 aware though. If I'm not aware, the guy left.

14 MR. [REDACTED]: I thought you said if  
15 you're - first of all, I thought you said that  
16 -.

17 MR. [REDACTED]: Well, no.

18 MR. [REDACTED]: Everybody knows that in  
19 the SHU you're supposed to have a cellmate  
20 unless you're a certain classification.

21 MR. [REDACTED]: Yeah. But sometimes it be an  
22 odd number and they can't have one.

23 MR. [REDACTED]: But then the second thing  
24 would be he's on the hotlist. Everybody knows  
25 if you're on the hotlist you're supposed to

1 have a cellmate. Right?

2 MR. [REDACTED]: Yeah.

3 MR. [REDACTED]: And then the third thing  
4 would be that there's an actual email that was  
5 sent out and that said he's supposed to have a  
6 cellmate.

7 MR. [REDACTED]: Right.

8 MR. [REDACTED]: So that's where -. With  
9 that all in mind -. And I'm not --

10 MR. [REDACTED]: About the notifications -.

11 MR. [REDACTED]: -- pointing to one person  
12 out in particular. What I'm just asking is  
13 these people that were working. So you're not  
14 like throwing somebody under the bus.

15 MR. [REDACTED]: Oh well.

16 MR. [REDACTED]: I'm just asking like as  
17 far as these people. Should [REDACTED] have known  
18 that there should have been -? And I'm not  
19 saying that he knew. These people may very  
20 well have not have known that [REDACTED] -. I'm  
21 just asking like -.

22 MR. [REDACTED]: Yeah but I'm thinking.

23 MR. [REDACTED]: In general with their  
24 positions.

25 MR. [REDACTED]: In general. Well [REDACTED]

1           probably never got the email.

2           MR. [REDACTED]: Like you're saying you  
3           knew. So yes. He knew. Should [REDACTED] have  
4           known?

5           MR. [REDACTED]: I think all lieutenants  
6           should know.

7           MR. [REDACTED]: What about -?

8           MR. [REDACTED]: But then again, we all - if  
9           you're not aware to the inmate's leaving,  
10          there's no reason to follow-up.

11          MR. [REDACTED]: And that's why I started  
12          after you. So at this point you said at least  
13          by 8:00, people should know -.

14          MR. [REDACTED]: That the guy's not coming  
15          back or something.

16          MR. [REDACTED]: He's not coming back.

17          MR. [REDACTED]: Yeah.

18          MR. [REDACTED]: So that's where I'm going  
19          off of -. Alright, there's three lieutenants  
20          from that point. After you leave, there's  
21          three lieutenants. Right? There's [REDACTED].

22          MR. [REDACTED]: Mm-hm.

23          MR. [REDACTED]: [REDACTED].

24          MR. [REDACTED]: Mm-hm.

25          MR. [REDACTED]: And then the next

1 morning, [REDACTED]. Should [REDACTED] - who  
2 replaced you - should she have known that he  
3 needed a cellmate?

4 MR. [REDACTED]: I could see her not knowing.

5 MR. [REDACTED]: And is that because she  
6 wasn't a lieutenant?

7 MR. [REDACTED]: Not a lieutenant.

8 MR. [REDACTED]: Okay. What about

9 [REDACTED]/

10 MR. [REDACTED]: He's not a lieutenant.

11 MR. [REDACTED]: So should have he known?

12 MR. [REDACTED]: Yeah. Or knew. Like I said.  
13 we all knew.

14 MR. [REDACTED]: You all knew.

15 MR. [REDACTED]: Because we got the email.

16 MR. [REDACTED]: And then what about

17 [REDACTED]-[REDACTED]? Not only the email though. It  
18 sounds like there was at least three checks.  
19 One: he's in the SHU. Should have a cellmate.  
20 Two: he came off of suicide watch. Should have  
21 a cellmate. Three: an email was sent out to  
22 all the lieutenants. Should have a cellmate.  
23 So is there any -?

24 MR. [REDACTED]: Yeah, but two and three  
25 happens all the time though. Like the guy

1           comes off suicide watch. You put him in SHU  
2           with a cellmate. And then again, that's not  
3           forever.

4           MR. [REDACTED]: Yeah-yeah. But in this  
5           case, you know, July 30th to August 9th or  
6           10th.

7           MR. [REDACTED]: But is it a set -? I don't  
8           think -. That's up to psychology. Because we  
9           have guys that - suicide watch. Same thing.  
10          Once they leave, they didn't commit suicide and  
11          it's nothing.

12          MR. [REDACTED]: So if you get this email  
13          then on July 30th saying make sure he's got a  
14          cellmate.

15          MR. [REDACTED]: There's no time on it.

16          MR. [REDACTED]: In your mind, is that -?  
17          Well two weeks from now? He doesn't need one  
18          anymore.

19          MR. [REDACTED]: There's no set time. It's  
20          just immediately this guy's coming off. A guy  
21          maybe got kicked to the unit.

22          MR. [REDACTED]: Okay. So in his case -.  
23          All right. How should it have been -? What  
24          kind of notification should have been made  
25          then?

1 MR. [REDACTED]: This is a tough one. But if  
2 a guy goes to court and he leaves, you know and  
3 you're doing your daily operations. There's so  
4 much going on. Epstein ain't the - I know he's  
5 high-profile out to the outside.

6 MR. [REDACTED]: But I mean he's still on  
7 the hotlist.

8 MR. [REDACTED]: Yeah.

9 MR. [REDACTED]: So he's on the hotlist  
10 still. So doesn't that indicate he needs a  
11 cellmate? If he's still on the hotlist.

12 MR. [REDACTED]: Yeah. But he had one.  
13 Right?

14 MR. [REDACTED]: Right. And that's why  
15 I'm saying. By - we're knocking you and we're  
16 knocking [REDACTED] out of this thing because you're  
17 saying 8:00. So let's now look at 8:00 on.  
18 Let's say - even for this instance let's even  
19 say [REDACTED] and [REDACTED] they didn't know. Now  
20 let's look at [REDACTED]-[REDACTED]. Certainly by  
21 midnight you should have known. Right?

22 MR. [REDACTED]: Yeah. But not a lieutenant  
23 though.

24 MR. [REDACTED]: No?

25 MR. [REDACTED]: Like if the information isn't

1 told to me -.

2 MR. [REDACTED]: But if they're coming in  
3 -. You said that they needed to do a around.  
4 Right? Don't these - for this case [REDACTED] or  
5 [REDACTED] needed to do a round in the SHU.

6 Correct?

7 MR. [REDACTED]: Mm-hm.

8 MR. [REDACTED]: Check on all the inmates.

9 MR. [REDACTED]: Check inmates, feeding, or  
10 officers - making sure they doing the rounds or  
11 got to go to SHU.

12 MR. [REDACTED]: [REDACTED]-[REDACTED]. Was she  
13 required to check on all the inmates and do a  
14 round?

15 MR. [REDACTED]: When she was probably doing a  
16 round. Yeah.

17 MR. [REDACTED]: All right. So as far as  
18 her. By that point, now we've only got -. You  
19 know we're now -. You know let's say that  
20 she's the one that corrected you know the count  
21 slip. She caught that. She goes. She visited  
22 -. She's supposed to go to the SHU. She's  
23 supposed to actually visit all the tiers and do  
24 a round?

25 MR. [REDACTED]: I mean our policy is really

1 to say you've got to do a round in the SHU.  
2 You know. So you in SHU, you in SHU. I don't  
3 know what did she do.

4 MR. [REDACTED]: And that's where I was  
5 getting to before. Is doing a round in the SHU  
6 for a lieutenant - does that mean just walking  
7 into the SHU and walking out? Or does that  
8 entail actually doing something when you're in  
9 there?

10 MR. [REDACTED]: I don't think -. There's no  
11 guidance on that.

12 MR. [REDACTED]: So we've had other people  
13 tell us that when you - a lieutenant is  
14 actually required to walk the tiers and conduct  
15 a round. Not to list it on the round sheet,  
16 but like it were - like the people who list  
17 those rounds on the rounds sheet. Is that  
18 you're understanding of what you were supposed  
19 to do?

20 MR. [REDACTED]: I mean yeah.

21 MR. [REDACTED]: So is that what she  
22 should have done? She should have walked the  
23 tiers and checked on the inmates?

24 MR. [REDACTED]: Yeah. I mean -.

25 MR. [REDACTED]: By policy I'm saying.

1 MR. [REDACTED]: By policy you've got to make  
2 a round.

3 MR. [REDACTED]: And that round is  
4 classified as like a round like the COs who are  
5 in the SHU do a round?

6 MR. [REDACTED]: I've got to double check on  
7 that.

8 MR. [REDACTED]: Okay.

9 MR. [REDACTED]: To tell you the truth.

10 MR. [REDACTED]: And that's what's unsure?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: You're unclear? Okay.  
13 And that's where I'm still trying. Because  
14 we've also had less people - but some people  
15 have also said no, a round for a lieutenant and  
16 a round for a CO is different. A round for a  
17 lieutenant is visiting the SHU and checking in  
18 with the officers. We've had more people say  
19 no-no-no-no-no. You need to go into the SHU.  
20 You need to check in with the officers, but you  
21 also need to walk the tier.

22 MR. [REDACTED]: Right.

23 MR. [REDACTED]: And I'm trying to get  
24 that like -.

25 MR. [REDACTED]: It depends on the lieutenant.

1 MR. [REDACTED]: And then their  
2 interpretation?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: But there's no -?

5 MR. [REDACTED]: Like I said that's why I  
6 really don't - I'll have to check on that part.

7 MR. [REDACTED]: Okay. And what policy  
8 would that be in? Where it would spell that  
9 out?

10 MR. [REDACTED]: That would be in inmate  
11 discipline which is SHU. And it also would  
12 probably be in psychology.

13 MR. [REDACTED]: So it would be psychology  
14 for if the lieutenant needs to do it?

15 MR. [REDACTED]: I know it's about 30 rounds  
16 and everything.

17 MR. [REDACTED]: But it would also be like  
18 -.

19 MR. [REDACTED]: But for lieutenants -.

20 MR. [REDACTED]: It would also be like a  
21 SHU type of -?

22 MR. [REDACTED]: Yeah. But I'm thinking it's  
23 more -. You got the polices?

24 MR. [REDACTED]: Well I got the SHU  
25 policies. I don't have the psychology.

1 MR. [REDACTED]: Isn't it in there?

2 MR. [REDACTED]: I don't know. I was  
3 going to look.

4 MR. [REDACTED]: Yeah. Let me see. It might  
5 be. Psychology is definitely the 30-minute  
6 rounds. I know.

7 MR. [REDACTED]: Again these aren't "I  
8 gotcha." These are just genuine questions.

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: But psychology you think  
11 might have it with like lieutenants -.

12 MR. [REDACTED]: Well they definitely with the  
13 30 minutes. The -.

14 MR. [REDACTED]: Yeah. I mean the SHU  
15 policy clearly states that rounds need to be  
16 conducted. I just haven't seen anything that  
17 said lieutenants need to do it. And that's  
18 where - I mean you can look through them if you  
19 want.

20 MR. [REDACTED]: Nah.

21 MR. [REDACTED]: If you can -.

22 MR. [REDACTED]: I think it's in there. It  
23 may not be in this, but it's definitely in  
24 there.

25 MR. [REDACTED]: Speaking of lieutenants,

1 we don't need to make you look in this. We'll  
2 look it up.

3 MR. [REDACTED]: This is post orders.

4 MR. [REDACTED]: We'll dig into that.

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: But you think it's  
7 probably in the SHU?

8 MR. [REDACTED]: Yeah. It's a round, but to  
9 say specific go 10, check on and all that. I  
10 don't know if it says all that.

11 MR. [REDACTED]: All right. It just says  
12 you need to conduct a round. And then  
13 different people interpret it different way.

14 MR. [REDACTED]: Yeah. Yep.

15 MR. [REDACTED]: All right. You said -.

16 MR. [REDACTED]: But then again, if she don't  
17 get the information, I can see it being missed.

18 MR. [REDACTED]: Right.

19 MR. [REDACTED]: Because if no one tells me  
20 that the guy left -.

21 MR. [REDACTED]: But if she says that I  
22 know [REDACTED] left, I know Epstein is by himself.  
23 But I didn't know he needed a cellmate.

24 MR. [REDACTED]: Mm-hm.

25 MR. [REDACTED]: Does that make sense to

1           you at all?

2           MR. [REDACTED]: I mean. Unless she didn't  
3 read the email or she's not -. I don't know  
4 how it is. Maybe she wasn't aware.

5           MR. [REDACTED]: But I mean that fact that  
6 - again - those three things we talked about.  
7 I understand you say like odd number or you  
8 know that kind of stuff. But the fact that  
9 there's an email that went out, there's the  
10 hotlist that has his name on it, and the fact  
11 that he's in the SHU and he's not one of those.  
12 So one of those three, she should have at least  
13 known, right, that Epstein was required to have  
14 a cellmate?

15          MR. [REDACTED]: Yeah.

16          MR. [REDACTED]: So her saying I didn't  
17 know. Is that to you like, of course you knew.  
18 You've been around for a long time. Whereas -.

19          MR. [REDACTED]: I mean I'm thinking she needs  
20 - no one told her.

21          MR. [REDACTED]: No one verbalized it to  
22 her.

23          MR. [REDACTED]: Yeah. Yeah.

24          MR. [REDACTED]: But do you think that  
25 that's an appropriate excuse for a lieutenant?

1           Saying that I didn't know if those three things  
2           are in place?

3           MR. ██████: I'm not sure.

4           MR. ██████: You're not sure. And I  
5           know you don't want to like - you know - but  
6           like - I'm just trying to reconcile it too.  
7           Like alright, if you're saying you didn't know,  
8           how is that possible if everybody else -.  
9           Everybody else I talked to seems to know.

10          MR. ██████: Then again, I told you the  
11          hotlist and all that. That's things that's  
12          like -. Like the email, even though it's out,  
13          that's - there's no timeframe on that.

14          MR. ██████: Yeah. But the fact that  
15          they're still on the hotlist, I would think  
16          that that would continue because the email went  
17          out --

18          MR. ██████: Yeah.

19          MR. ██████: -- but then you're also  
20          placed on the hotlist. And if you're on the  
21          hotlist it basically corresponds with that  
22          email. Correct?

23          MR. ██████: Yeah. But the hotlist is for  
24          initial. So you get locked up, that's when I'm  
25          checking. I know I'm checking to see if this

1 inmate is on the hotlist. Initially.

2 MR. [REDACTED]: So only when the hotlist  
3 changes? You're not looking at the people that  
4 are still on the hotlist?

5 MR. [REDACTED]: Well I'm saying like if  
6 there's ten on there. and a guy gets locked up  
7 - Williams from 11 North. He comes and he just  
8 got a psych alert and we make sure he get a  
9 bunkie. He got a bunkie. He goes a month with  
10 a bunkie. Day 31 we're not still - you know.

11 MR. [REDACTED]: Yeah-yeah. So in this  
12 case you think even July 30th to August 9th  
13 when the guy leaves that could be enough time  
14 to say he doesn't need one anymore?

15 MR. [REDACTED]: I mean I'm not psychology.

16 MR. [REDACTED]: All right. And you don't  
17 know of psychology making any more -? No one  
18 told you -?

19 MR. [REDACTED]: No one specified the time  
20 frame -

21 MR. [REDACTED]: I need to -.

22 MR. [REDACTED]: -- about how long he was  
23 going to be -.

24 MR. [REDACTED]: Did anyone after July  
25 30th after receiving that email, did anyone

1 talk to you about Epstein needing a cellmate?

2 MR. [REDACTED]: Not that I recall.

3 MR. [REDACTED]: No? Who should have? If  
4 he in fact did continue to need a cellmate, who  
5 should have told you?

6 MR. [REDACTED]: I say psychology.

7 MR. [REDACTED]: Psychology? Not the  
8 captain or another lieutenant? It was  
9 psychology?

10 MR. [REDACTED]: Psychology. They deal with  
11 that.

12 MR. [REDACTED]: And who in psychology?

13 MR. [REDACTED]: Any one of them.

14 MR. [REDACTED]: Anybody?

15 MR. [REDACTED]: Anyone. Hey, it's an email.

16 MR. [REDACTED]: So just you think that  
17 they should have continued like once a week or  
18 something sending out an email? Or how often?

19 MR. [REDACTED]: I mean -.

20 MR. [REDACTED]: Because that wasn't even  
21 two weeks after that email went out.

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: So like how soon should  
24 they?

25 MR. [REDACTED]: I don't think a weekly or you

1 know.

2 MR. [REDACTED]: That was maybe ten days.

3 MR. [REDACTED]: Because I don't know. I  
4 don't know. I know they (Indiscernible  
5 \*02:30:39) to us so I don't know their policy.  
6 Because I know they supposed to follow-up. And  
7 then there's steps to it. I don't know. I'm  
8 not familiar with that policy.

9 MR. [REDACTED]: Okay. But you think it  
10 was psychology's - they're the ones that should  
11 have made sure like there's people --

12 MR. [REDACTED]: Well they -.

13 MR. [REDACTED]: -- in the SHU and the -.

14 MR. [REDACTED]: They sent out the email to  
15 us.

16 MR. [REDACTED]: Right.

17 MR. [REDACTED]: They notified us.

18 MR. [REDACTED]: But you're saying like  
19 that could be like a day or two. It doesn't  
20 mean that two weeks from there it matters.

21 MR. [REDACTED]: Yeah, I mean. That happens  
22 two weeks after that? Yeah. The guy goes to  
23 court. He leaves. There's a time and  
24 opportunity. And I don't think it's nobody's  
25 fault.

1 MR. [REDACTED]: You think it's just -?

2 MR. [REDACTED]: I just don't think it's  
3 nobody's fault.

4 MR. [REDACTED]: Okay. And do you recall  
5 this sign - or any sign - hanging up saying  
6 that he needed a cellmate, or he needed to be  
7 30-minute rounds on him?

8 MR. [REDACTED]: I definitely don't recall  
9 that. Signs about you saying him needed rounds  
10 or -?

11 MR. [REDACTED]: That's the rounds.

12 MR. [REDACTED]: No the one that -

13 MR. [REDACTED]: And then you don't -.

14 MR. [REDACTED]: Another one is.

15 MR. [REDACTED]: Another one saying that  
16 he was required to have a cellmate.

17 MR. [REDACTED]: The sign?

18 MR. [REDACTED]: So we've been told that  
19 there was a sign saying that Epstein was  
20 required to have a cellmate in the SHU on the  
21 desk area.

22 MR. [REDACTED]: Could have been. I don't  
23 know. I don't be in the desk area.

24 MR. [REDACTED]: So you don't - you're not  
25 aware? But you know that there was a hotlist

1 at least.

2 MR. [REDACTED]: No. The hotlist is there.  
3 It's been there since I was working there. The  
4 hotlist is back there. And that's about it.

5 MR. [REDACTED]: And do you know if  
6 Epstein was on the hotlist?

7 MR. [REDACTED]: No. I'm not sure.

8 MR. [REDACTED]: You're not sure.

9 MR. [REDACTED]: Do you have the hotlist?

10 MR. [REDACTED]: Not with us. No. I don't  
11 think. Do we have it? No. You said you  
12 didn't even as the ops lieutenant you don't  
13 recall specific conversations with anybody that  
14 worked in the SHU on August 9th or 10th? No?

15 MR. [REDACTED]: Specific conversation, no.  
16 It was a regular day.

17 MR. [REDACTED]: Yeah-yeah-yeah. I mean  
18 up - leading from basically July 30th to August  
19 9th.

20 MR. [REDACTED]: Oh. About the -?

21 MR. [REDACTED]: About the need for  
22 checking on Epstein or a cellmate or anything  
23 to do with Epstein?

24 MR. [REDACTED]: No. All I know is when he  
25 tried it the first time, he went to suicide

1 watch. Came off. And they put him with the  
2 other guy. No-no. They put him with someone  
3 else. I don't know.

4 MR. [REDACTED]: So initially he is with -  
5 is it [REDACTED]?

6 MR. [REDACTED]: [REDACTED] he was named.  
7 Yeah.

8 MR. [REDACTED]: And then he went to  
9 suicide watch.

10 MR. [REDACTED]: Uh-huh.

11 MR. [REDACTED]: Came back on Jul 30th  
12 like that. So from July 30th to August 9th.  
13 As ops lieutenant or otherwise, did you have  
14 any conversations with anybody working on the  
15 SHU - in the SHU - on August 9th or August 10th  
16 about Epstein?

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: And what were those  
19 conversations entail?

20 MR. [REDACTED]: Uh you know just hey, leave  
21 him with - just gotta make sure they got down  
22 here early. You've got legal visits. Uh I  
23 know he was asking for a phone call. This is  
24 like basic you know regular stuff.

25 MR. [REDACTED]: What about with regard to

1 making sure they're doing rounds or that he has  
2 a cellmate? Did you have any conversations  
3 from the time you got that email on? After you  
4 got that email, did you call down to the SHU  
5 and say hey, or visit the SHU, and say hey make  
6 sure he's got a -?

7 MR. [REDACTED]: I can't recall.

8 MR. [REDACTED]: Did you -?

9 MR. [REDACTED]: And I wouldn't do it if I'm  
10 not the -

11 MR. [REDACTED]: Right.

12 MR. [REDACTED]: You know?

13 MR. [REDACTED]: Did you take any action  
14 after receiving that email? Did you talk to  
15 anybody about it?

16 MR. [REDACTED]: I can't recall.

17 MR. [REDACTED]: That email was -. Why  
18 was that email sent out to all the lieutenants?

19 MR. [REDACTED]: I told you. They send it out  
20 every time someone comes off suicide watch.

21 MR. [REDACTED]: Right. So what is the  
22 purpose of that?

23 MR. [REDACTED]: For the doing they job.

24 MR. [REDACTED]: So by you getting it and  
25 doing your job as like an ops lieutenant. Or

1 an activities' lieutenant. What does that - is  
2 that something that you're supposed to make  
3 other people aware of? Or why do they provide  
4 you with that information?

5 MR. [REDACTED]: I think they required to.

6 MR. [REDACTED]: They're required to?

7 MR. [REDACTED]: I think they're required, or  
8 it could be a reminder. Hey, by the way, this  
9 guy's getting released off suicide watch and  
10 placed him with an inmate in SHU.

11 MR. [REDACTED]: But is it so you can then  
12 follow-up to make sure the CO's know? Or there  
13 must be a reason rather than just for your own  
14 information. There's got to be. Usually  
15 you're provided information for a specific  
16 reason. So why are lieutenants provided that  
17 information? Rather than just the SHU  
18 lieutenant? Why are everybody else provided  
19 it?

20 MR. [REDACTED]: Uh I'm not sure. But they  
21 send an email out to everybody though.

22 MR. [REDACTED]: Right.

23 MR. [REDACTED]: Lieutenants (Indiscernible  
24 \*02:35:05).

25 MR. [REDACTED]: SO that's what I'm

1 saying. Well it's not an all-staff email.  
2 It's like -.

3 MR. [REDACTED]: No. It's a correctional  
4 services and correctional systems. Right?

5 MR. [REDACTED]: Oh you can tell me. Here  
6 I'll show you. I thought it was primarily  
7 lieutenants. I mean I think a couple SHU staff  
8 might be on there. But it's the three pages  
9 behind it.

10 MR. [REDACTED]: Okay. So suicide watch psych  
11 observation update. So you got legal in here,  
12 food service, case managers, lieutenants, unit  
13 team -.

14 MR. [REDACTED]: So by reviewing that are  
15 you able to tell like is there a target  
16 audience that they're --

17 MR. [REDACTED]: No.

18 MR. [REDACTED]: -- sending it out to?

19 MR. [REDACTED]: This is to make everybody  
20 aware.

21 MR. [REDACTED]: Because it's not an all-  
22 staff email though is it?

23 MR. [REDACTED]: No.

24 MR. [REDACTED]: So who are they sending  
25 it to?

1 MR. [REDACTED]: Uh....

2 MR. [REDACTED]: Like how do they come up  
3 with that group of people to send it to?

4 MR. [REDACTED]: It's the same way we do the  
5 logs. We send it to the same group every  
6 night.

7 MR. [REDACTED]: What group is that?

8 MR. [REDACTED]: Then Executive staff, then  
9 lieutenants, then psychology, then a psycho  
10 assistant, it's a -.

11 MR. [REDACTED]: So is it all correctional  
12 staff though?

13 MR. [REDACTED]: Correctional staff yeah.  
14 It's not all correctional officers though.

15 MR. [REDACTED]: So is everybody but the  
16 officers?

17 MR. [REDACTED]: You got some officers on here  
18 too.

19 MR. [REDACTED]: But you're not sure how  
20 they make that decision?

21 MR. [REDACTED]: No. Yeah. You got medical,  
22 lieutenants, food service, R&D, legal, duty  
23 officer, yeah. I mean I think they would  
24 probably do this it's for your information.  
25 Like FYI.

1 MR. [REDACTED]: But you know -. I  
2 understand where the FYI.

3 MR. [REDACTED]: Is that a target audience?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: You're not clear on why  
7 they --

8 MR. [REDACTED]: (Indiscernible \*02:37:15) No.

9 MR. [REDACTED]: -- send it to those  
10 specific people? Okay. But as far as you  
11 receiving it.

12 MR. [REDACTED]: Yeah, I can't recall if I  
13 spoke to him about it up internal or not.

14 MR. [REDACTED]: And that wouldn't be like  
15 - that's not the way it works whereas provide  
16 the information to lieutenants and the  
17 lieutenants make sure that you provide the  
18 information the COs?

19 MR. [REDACTED]: It depends on your area.  
20 Like if I'm the SHU lieutenant right now,  
21 right.

22 MR. [REDACTED]: Yeah-yeah-yeah.

23 MR. [REDACTED]: So they say hey, [REDACTED] this  
24 guy's coming in. Make sure. Okay. Make sure  
25 you know. I'm saying directly to the staff I'm

1 supervising.

2 MR. [REDACTED]: Is it the ops  
3 lieutenant's job to make sure the SHU  
4 lieutenant does it?

5 MR. [REDACTED]: Mm.

6 MR. [REDACTED]: Is there any oversight  
7 there? Does the ops lieutenant kind of have  
8 oversight over the SHU lieutenant?

9 MR. [REDACTED]: I mean sometimes the SHU  
10 lieutenant has rank on an ops lieutenant.

11 MR. [REDACTED]: Oh. It depends on if  
12 you're a 9 or an 11?

13 MR. [REDACTED]: yeah.

14 MR. [REDACTED]: All right. So it's not  
15 based upon the position that you're holding?  
16 Like the ops lieutenant doesn't - like that  
17 position doesn't -.

18 MR. [REDACTED]: I mean we don't supervise  
19 lieutenants. No lieutenant supervises  
20 lieutenants.

21 MR. [REDACTED]: Okay.

22 MR. [REDACTED]: That's - we have a  
23 supervisor.

24 MR. [REDACTED]: No-no-no. And again,  
25 these are questions just for us to try to

1 understand how the operation works here.

2 MR. [REDACTED]: Yeah.

3 MR. [REDACTED]: And it again, not placing  
4 blame on you whatsoever. It's just trying to  
5 figure out how is it supposed to work? If  
6 they're saying it's you, are you supposed to do  
7 something with that information?

8 MR. [REDACTED]: I mean but the thing is they  
9 followed-up up until that time.

10 MR. [REDACTED]: What do you mean?

11 MR. [REDACTED]: He had a bunkie up until that  
12 time.

13 MR. [REDACTED]: Right. So they put it  
14 out. He had a bunkie.

15 MR. [REDACTED]: Right.

16 MR. [REDACTED]: And then he didn't. And  
17 that's what we're trying to figure out.

18 MR. [REDACTED]: And then (Indiscernible  
19 \*02:38:39).

20 MR. [REDACTED]: Who - where was the  
21 communication breakdown? Who should have at  
22 that time taken action to make sure he had a  
23 bunkie?

24 MR. [REDACTED]: Yeah.

25 MR. [REDACTED]: And that's the whole

1           thing we're looking into. Who should have made  
2           sure Epstein -? Once [REDACTED] was removed and  
3           people were notified that he was removed. Who  
4           should have taken action?

5           MR. [REDACTED]: yeah.

6           MR. [REDACTED]: And who in your opinion  
7           should have?

8           MR. [REDACTED]: I don't know man that's a  
9           tough one. Yeah.

10          MR. [REDACTED]: But like even position  
11          wise. Not to name names. What position should  
12          have taken action?

13          MR. [REDACTED]: Mm. I'm not sure. I'm not  
14          sure with that one there.

15          MR. [REDACTED]: Okay.

16          MR. [REDACTED]: I just - that just -. The  
17          guy left and I mean, you know.

18          MR. [REDACTED]: Now I'm just handing you  
19          back this lieutenant log.

20          MR. [REDACTED]: Mm-hm.

21          MR. [REDACTED]: You know a few pages  
22          back. But um did you - were you involved with  
23          that lieutenant's log? Did you make any  
24          entries on that lieutenant log on August 9th?

25          MR. [REDACTED]: I'm not sure.

1 MR. [REDACTED]: Yeah. Are you able to  
2 tell by looking at it? Like is that something  
3 you can tell who made entries? Or is it anyone  
4 can make an entry?

5 MR. [REDACTED]: I mean we all can make an  
6 entry.

7 MR. [REDACTED]: Does it show like  
8 initials or anything like that after an entry  
9 was made? Does it show who made what entry?

10 MR. [REDACTED]: No.

11 MR. [REDACTED]: No? Does it show  
12 anything with regard to [REDACTED] on that  
13 lieutenant's log?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: What does it say?

16 MR. [REDACTED]: [REDACTED] to pre-remove.

17 MR. [REDACTED]: And what does that mean?

18 MR. [REDACTED]: Pre-trial remove.

19 MR. [REDACTED]: Does that mean that he's  
20 leaving and he's not coming back?

21 MR. [REDACTED]: Yeah. Yeah.

22 MR. [REDACTED]: What time does it say  
23 that?

24 MR. [REDACTED]: Or -. Yeah. Or -. Yeah. It  
25 depends. 8:38.

1 MR. [REDACTED]: So 8:38. Does that mean  
2 at 8:38 pretrial to remove? Does that mean  
3 that they knew at 8:38 that he wasn't coming  
4 back?

5 MR. [REDACTED]: Not necessarily.

6 MR. [REDACTED]: What does it mean?

7 MR. [REDACTED]: It means that's when they put  
8 the information in.

9 MR. [REDACTED]: But I'm saying like what  
10 the information says. Is that what normally  
11 that people are going to court - what it says  
12 for them - if they're coming back?

13 MR. [REDACTED]: Mm. No. Normally they say  
14 it's taken off the count. Pretrial is removed.  
15 So he was taken off the count from 7:00 to 6:00  
16 he was taken off the count.

17 MR. [REDACTED]: Are people that go to  
18 court always taken off the count?

19 MR. [REDACTED]: Mm. No.

20 MR. [REDACTED]: So by looking at that,  
21 that tells you that he was already WAB?

22 MR. [REDACTED]: Mm. I mean if they go to  
23 Brooklyn, sometimes they take them off or a  
24 different court. But this one here, I would  
25 say yeah, taken off the count. And again I'm

1 not sure. I see pre-remove proof. Pre-remove.

2 MR. [REDACTED]: But by saying pre-remove,  
3 does that mean it's more likely that he's --

4 MR. [REDACTED]: HE's taken off the count.

5 MR. [REDACTED]: -- not coming back?

6 MR. [REDACTED]: Uh. Yeah.

7 MR. [REDACTED]: And who would have made  
8 that entry?

9 MR. [REDACTED]: Mm. I'm not sure.

10 MR. [REDACTED]: Do you know if you made  
11 that entry?

12 MR. [REDACTED]: I'm not sure.

13 MR. [REDACTED]: And there's no way to  
14 tell?

15 MR. [REDACTED]: Mm.

16 MR. [REDACTED]: So I guess the question  
17 is at approximately 8:30 , did we already know  
18 as the BOP - did we already know hey, this  
19 guy's probably not coming back?

20 MR. [REDACTED]: Um. I'm not sure.

21 MR. [REDACTED]: What does it show if he was  
22 coming back?

23 MR. [REDACTED]: That's why I say 8:00.

24 MR. [REDACTED]: No-no-no. What would show?

25 MR. [REDACTED]: If he was coming back?

1 MR. [REDACTED]: You said that's it's pre-  
2 remove.

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: If he was coming back, what  
5 would it show? Would it say pre-remove or  
6 would it say something else?

7 MR. [REDACTED]: See that's the thing is -. I  
8 mean.

9 MR. [REDACTED]: Like not that he was  
10 coming back. Like if he's just going to court,  
11 and you don't know if he's coming back or not.  
12 If he's going to court.

13 MR. [REDACTED]: Mm-hm.

14 MR. [REDACTED]: And he's not WAB. Would  
15 it say that?

16 MR. [REDACTED]: No.

17 MR. [REDACTED]: So it would only say that  
18 if they thought he wasn't coming back?

19 MR. [REDACTED]: Mm. Yeah. Probably.

20 MR. [REDACTED]: All right. So then it  
21 looks like from looking at that.

22 MR. [REDACTED]: Okay.

23 MR. [REDACTED]: At - by 8:38, we knew he  
24 was probably not coming back?

25 MR. [REDACTED]: Yeah.

1           MR. [REDACTED]: All right. And with that  
2 knowledge, should have any action - or should  
3 have any notification at least been made of  
4 hey, Epstein's cellmate is likely not coming  
5 back. We need to start thinking about a new  
6 cellmate. For the people that knew.

7           MR. [REDACTED]: I'm not sure. You know. The  
8 thing is this is when it was -. See our log is  
9 not -. I could go in and see what time someone  
10 left and input it.

11          MR. [REDACTED]: Mm-hm.

12          MR. [REDACTED]: That's what we do. At the  
13 end of the shift.

14          MR. [REDACTED]: So at 4:00 [REDACTED]. this  
15 could have been updated is what you're saying?  
16 Not at 8:30?

17          MR. [REDACTED]: Uh probably like 3:00 around  
18 there. Yeah. It's not the only one.

19          MR. [REDACTED]: Yeah. I'm not saying  
20 specifically, I'm just saying like later in the  
21 day.

22          MR. [REDACTED]: It's not an ongoing thing.

23          MR. [REDACTED]: It could have been -. So  
24 -. But does that -. But do you wouldn't put  
25 8:38 - this is when that happened - if at 8:38

1           you dint' know that. Would you?

2           MR. [REDACTED]: Well if I don't check it, I  
3 wouldn't know it.

4           MR. [REDACTED]: Right. I'm not saying  
5 you specifically.

6           MR. [REDACTED]: No I mean anybody. If I go  
7 on the computer and it has a time. And it says  
8 these are the people that left. That's what  
9 I'm going off of.

10          MR. [REDACTED]: So -.

11          MR. [REDACTED]: If I don't check it at 8:38  
12 or - I won't know.

13          MR. [REDACTED]: So when I say "you"  
14 though I'm talking about BOP. So what I'm  
15 saying is like the person who entered that.  
16 They're entering it as if at 8:38 it was known  
17 that he was likely not coming back. Is that  
18 correct?

19          MR. [REDACTED]: It was known to BOP.

20          MR. [REDACTED]: Right.

21          MR. [REDACTED]: Yeah.

22          MR. [REDACTED]: Yeah. I'm not saying  
23 "you" [REDACTED]. I'm saying -.

24          MR. [REDACTED]: BOP. There's no officers  
25 would yeah.

1 MR. [REDACTED]: Yeah. And who likely  
2 would have entered that? Like who has access  
3 to enter that? Control and lieutenants. Who  
4 else?

5 MR. [REDACTED]: Mm. I think that's about it.

6 MR. [REDACTED]: All right. So at that  
7 time, it would have been either you, [REDACTED], or  
8 control. Correct?

9 MR. [REDACTED]: Mm. I'm not sure.

10 MR. [REDACTED]: But I'm just saying like  
11 it's - you're the only two lieutenants on. And  
12 then control. Right?

13 MR. [REDACTED]: Again, I'm not sure.

14 MR. [REDACTED]: And this is all just - I  
15 didn't even realize this until we're now  
16 reviewing it. So this isn't a - I promise you  
17 this isn't like a setup. This is just trying  
18 of figure out.

19 MR. [REDACTED]: I'm not sure. Because what  
20 if - what if I say hey, I didn't do the log.  
21 Or what if hey, you forgot the log. You have  
22 to do this.

23 MR. [REDACTED]: What do you mean?

24 MR. [REDACTED]: If you get an emergency.

25 MR. [REDACTED]: Yeah-yeah.

1 MR. [REDACTED]: Hey listen, relieve me --

2 MR. [REDACTED]: Yeah-yeah.

3 MR. [REDACTED]: I ain't touch the log. All  
4 right. Whatever. I got you.

5 MR. [REDACTED]: Right-right. So you  
6 don't - so what you're just saying is you don't  
7 know if it was --

8 MR. [REDACTED]: I don't know.

9 MR. [REDACTED]: -- you, [REDACTED] --

10 MR. [REDACTED]: I don't know.

11 MR. [REDACTED]: -- or control?

12 MR. [REDACTED]: I don't know who did it.

13 MR. [REDACTED]: All right. Because I  
14 mean like I know like I'm pretty sure [REDACTED]  
15 knew he was going but he didn't know he wasn't  
16 coming back. Is that correct?

17 MR. [REDACTED]: Yes.

18 MR. [REDACTED]: So that's - I think  
19 that's what you're -.

20 MR. [REDACTED]: Yeah. But the thing about it  
21 with this is if I relieve you and you didn't do  
22 nothing. Hey, you know, look out for me. I  
23 got you next time. Okay. So just because it's  
24 on day watch don't mean day watch staff did it.

25 MR. [REDACTED]: So that -.

1 MR. [REDACTED]: You know what I'm saying.

2 MR. [REDACTED]: So that could have been  
3 filled out by someone other than that was even  
4 present at 8:38?

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: How would they know?

7 MR. [REDACTED]: They got a computer.

8 MR. [REDACTED]: What would they see at  
9 the computer?

10 MR. [REDACTED]: It's on Sentry.

11 MR. [REDACTED]: So on Sentry it would say  
12 if he was WAB or not?

13 MR. [REDACTED]: All movement for the day.

14 MR. [REDACTED]: Would that -?

15 MR. [REDACTED]: All the movement.

16 MR. [REDACTED]: And would that be  
17 maintained for a long period of time? Or is  
18 that constantly refreshed?

19 MR. [REDACTED]: It refreshed until midnight.

20 MR. [REDACTED]: And then you - at this  
21 point in time would we be able to go back and  
22 see what did it say?

23 MR. [REDACTED]: I could come in at 10:00 or  
24 11:00 at night and do a whole 24 hours of  
25 movement.

1 MR. [REDACTED]: All right. So you don't  
2 know.

3 MR. [REDACTED]: I don't know who did this.  
4 Was it day watch or what?

5 MR. [REDACTED]: And there's no way to  
6 tell by looking at it?

7 MR. [REDACTED]: No.

8 MR. [REDACTED]: Is there in Sentry any  
9 way to tell who entered it?

10 MR. [REDACTED]: We don't do the Sentry. We  
11 just take the information off of Sentry.

12 MR. [REDACTED]: Oh. Well who would have  
13 put it in Sentry?

14 MR. [REDACTED]: R&D.

15 MR. [REDACTED]: Okay. So R&D could have  
16 put it in Sentry and then whomever - either one  
17 of the lieutenants or control would have typed  
18 it in?

19 MR. [REDACTED]: Yeah.

20 MR. [REDACTED]: Okay.

21 MR. [REDACTED]: Or yeah somebody.

22 MR. [REDACTED]: All right. So with this  
23 information at 8:38, would it have been - if at  
24 8:38 we knew that -? And when I say "we" - BOP  
25 or whomever - R&D. control - knew that he was

1           going and likely not coming back. Who should  
2           have started making those notifications that  
3           Epstein was without a cellmate? Is that SHU  
4           staff? Is it lieutenants?

5           MR. [REDACTED]: You said they known at this  
6           time?

7           MR. [REDACTED]: Yeah. So at 8:38, he's  
8           going WAB. He leaves with a brown paper bag  
9           and he' got stuff with him. He knows he's not  
10          coming back. [REDACTED] is saying I'm out. I'm not  
11          coming back.

12          MR. [REDACTED]: Mm-hm.

13          MR. [REDACTED]: Who should have at that  
14          point should have it been the SHU staff that  
15          started making notifications? Hey, we know  
16          Epstein's cellmate is gone. We need to start  
17          making some rounds. Is that you know the ops  
18          or the activities' lieutenant should have said  
19          hey, he's gone. We've got to notify the  
20          captain.

21          MR. [REDACTED]: I mean the thing of it is.

22          MR. [REDACTED]: Like who should have -?

23          MR. [REDACTED]: I don't even know who the  
24          dude is.

25          MR. [REDACTED]: Right.

1 MR. [REDACTED]: So for one, a regular staff  
2 wouldn't even know who bunkie is.

3 MR. [REDACTED]: And that's where my  
4 question. Should SHU have started saying like  
5 this is - hey ops and activities' lieutenant.  
6 This [REDACTED] guy is Epstein's cellmate. We need  
7 to start thinking about putting a cellmate and  
8 getting a new cellmate assigned.

9 MR. [REDACTED]: That's again if they  
10 definitely knew he wasn't coming back. Just  
11 because this - like you can get a pre-remove -.

12 MR. [REDACTED]: And is that why -?

13 MR. [REDACTED]: And then at 4:50 you get pre-  
14 remove to such-and-such.

15 MR. [REDACTED]: Okay. So is that why  
16 [REDACTED] memo that said, "possibly not coming  
17 back and will likely need a new cellmate." Is  
18 that why that's the appropriate response?

19 MR. [REDACTED]: Possibly. Probably. Because  
20 you never could tell.

21 MR. [REDACTED]: And is that why you're  
22 saying that they would have written possibly  
23 because at this point it looks like it's  
24 likely, but it's not definite.

25 MR. [REDACTED]: Yeah. I could see him -. I

1           could see that happening because like you said,  
2           this happens all the time.

3           MR. [REDACTED]: All right. Because again  
4           it says that inmate [REDACTED] was going WAB and  
5           possibly may not return. Also that inmate  
6           Epstein will be needing a cellmate upon arrival  
7           from his attorney visit. So looks like they  
8           knew - SHU. Should [REDACTED] have told you -  
9           activities' lieutenant - or [REDACTED] - ops  
10          lieutenant?

11          MR. [REDACTED]: I mean.

12          MR. [REDACTED]: I'm not saying that he  
13          did or that you know. You already said you  
14          dint'.

15          MR. [REDACTED]: I'm not even saying that he  
16          should have.

17          MR. [REDACTED]: oh.

18          MR. [REDACTED]: I don't know.

19          MR. [REDACTED]: Okay.

20          MR. [REDACTED]: If he was notified, and he  
21          said it could be. Again I told you 8:00.  
22          That's (Indiscernible \*02:49:44) guys come in  
23          all the time from court.

24          MR. [REDACTED]: Yeah-yeah. But I'm just  
25          saying with the fact that Epstein - everybody

1 knows he needs a cellmate. Should have they  
2 notified up the chain of command at this point?

3 MR. [REDACTED]: What if he came back at 8:00?

4 MR. [REDACTED]: But what I'm saying is  
5 like the fact that they know it's possible and  
6 likely. Should have they started making  
7 notifications being that you were the ops  
8 lieutenant for a long time. You were a  
9 lieutenant now it seems for a number of years.  
10 In your expert opinion as a lieutenant --

11 MR. [REDACTED]: Mm-hm.

12 MR. [REDACTED]: Should these guys have  
13 started making some notifications?

14 MR. [REDACTED]: Mm. That's hard to say.  
15 Because if you pass on this information,  
16 possibly the guy shows up at 8:00. What  
17 notification I need to make?

18 MR. [REDACTED]: Okay. So you were the  
19 activities' lieutenant and [REDACTED] was the  
20 activities' lieutenant when that thing says  
21 8:38. Do you believe --

22 MR. [REDACTED]: He said that um -.

23 MR. [REDACTED]: -- as that person who was  
24 you know the ops and the activities' lieutenant  
25 - those two people. Do you believe at that

1 time that these notifications should have been  
2 made to you? Would have you - do you believe  
3 you should have been made aware?

4 MR. [REDACTED]: At 8:30?

5 MR. [REDACTED]: Or any time between 8:30  
6 and I guess 1:50. During your shift. If your  
7 shift ended at 2:00 or 4:00. We don't know.

8 MR. [REDACTED]: I'm not sure because this -  
9 you see pre-removal all the time. They come  
10 back.

11 MR. [REDACTED]: Okay.

12 MR. [REDACTED]: That's why I could see him  
13 saying hey, this guy might not come back.

14 MR. [REDACTED]: Okay.

15 MR. [REDACTED]: But it's a possibility he  
16 can.

17 MR. [REDACTED]: So then -.

18 MR. [REDACTED]: So to make notifications -.

19 MR. [REDACTED]: If he did it this way -.  
20 If [REDACTED] told the oncoming staff this is  
21 what's up, do you think he took appropriate  
22 action?

23 MR. [REDACTED]: Who?

24 MR. [REDACTED]: [REDACTED]. If he in fact

25 --

1 MR. [REDACTED]: By passing it on?

2 MR. [REDACTED]: -- passed on that  
3 information saying hey guys, you know he's  
4 saying he said it's the day of [REDACTED] and  
5 [REDACTED]. Right as he's gone, that's Epstein's  
6 cellmate. He's going to - like if he doesn't  
7 come back, definitely he's going to need a  
8 cellmate.

9 MR. [REDACTED]: He said that to who you  
10 saying?

11 MR. [REDACTED]: Well this is what the  
12 memo says. It says that - again, "On Friday,  
13 August 9, 2019, at approximately 1:50 [REDACTED]., I  
14 ([REDACTED]) passed on to oncoming staff member  
15 Officer [REDACTED] and present shift staff - [REDACTED]  
16 and Officer [REDACTED] - that inmate [REDACTED] was  
17 going WAB and possibly may not return. Also  
18 that inmate Epstein will be needing a cellmate  
19 upon arrival from his attorney visit."

20 MR. [REDACTED]: Okay. So [REDACTED] and [REDACTED]  
21 was on day watch?

22 MR. [REDACTED]: Uh I don't know. It  
23 sounds like what he says is that he told [REDACTED].

24 MR. [REDACTED]: [REDACTED].

25 MR. [REDACTED]: And these guys were also

1 present.

2 MR. [REDACTED]: So in my expert option, at  
3 that time, he did the right thing.

4 MR. [REDACTED]: All right. So by this,  
5 he shouldn't have passed it up to the ops and  
6 activities' lieutenant. He should have kept it  
7 in-house until it was definite.

8 MR. [REDACTED]: It's premature. Yeah.

9 MR. [REDACTED]: Okay. Because that would  
10 have been premature prior to this time.

11 MR. [REDACTED]: Yeah. Because like I said  
12 that time. If he came back, then oh. I  
13 thought you said we need to know to change him  
14 out or we start - yeah.

15 MR. [REDACTED]: And even keeping in mind  
16 that both [REDACTED], or however you pronounce  
17 his name.

18 MR. [REDACTED]: Well after that I don't think  
19 he was bunked with him after that.

20 MR. [REDACTED]: Him and -. No-no-no.  
21 What I'm saying is both of his previous inmates  
22 - Epstein I'm saying - [REDACTED] and [REDACTED] -  
23 they were both vetted from the highest of  
24 levels. Even with that knowledge, you think  
25 that they should have still waited.

1 MR. [REDACTED]: I mean I don't under -.

2 MR. [REDACTED]: They were vetted by the  
3 captain, the warden, and the regional director.

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: So obviously it took some  
6 doing.

7 MR. [REDACTED]: Mm-hm. But didn't get -.

8 MR. [REDACTED]: With that knowledge, do  
9 you think that they should have told you? Or  
10 no you still think it's premature.

11 MR. [REDACTED]: At 1:50? Um.

12 MR. [REDACTED]: Well I mean not at 1:50.

13 MR. [REDACTED]: I mean I don't know.

14 MR. [REDACTED]: It looks like 8:38.

15 MR. [REDACTED]: Then again, I told you about  
16 that. If I don't check for it, I don't know -.

17 MR. [REDACTED]: no-no-no. I'm not saying  
18 -. I'm not saying you checking for him. You  
19 already -.

20 MR. [REDACTED]: No. I'm talking about  
21 anybody.

22 MR. [REDACTED]: Yeah-yeah-yeah. But what  
23 I'm saying like it appears that in looking at  
24 that, it appears that they knew he was WAB  
25 since 8:38, right?

1 MR. [REDACTED]: Yeah.

2 MR. [REDACTED]: So I'm saying between  
3 8:38 and whatever the end of your shift is --

4 MR. [REDACTED]: No one said nothing to us.

5 MR. [REDACTED]: -- do you believe someone  
6 should have said something to you?

7 MR. [REDACTED]: I'm not sure. Because then  
8 again, you could look at another log where  
9 it'll say from pre-remove to ZA. You  
10 understand?

11 MR. [REDACTED]: Right. Because he didn't  
12 actually -.

13 MR. [REDACTED]: So that's why I could see him  
14 saying well I'm letting y'all know. I'm  
15 passing on to you and you because you're going  
16 to be here. Possibly.

17 MR. [REDACTED]: Yeah.

18 MR. [REDACTED]: I'm giving you the heads up.

19 MR. [REDACTED]: So I guess -. And I  
20 understood you answered that question. But  
21 what I said was - considering the fact that it  
22 takes at least almost an entire day to vet who  
23 was even going to be placed with him, do you  
24 think that they should have started moving this  
25 up the chain of command knowing that this guy -

1 no inmate - just a regular inmate shouldn't be  
2 placed with this guy. He needs to be vetted.  
3 It's vetted all the way up to the regional  
4 director's level.

5 MR. [REDACTED]: Yeah. I'm not sure on that  
6 one.

7 MR. [REDACTED]: Yeah sure. Yeah. All  
8 right. Not sure. So is there anything else if  
9 it says with [REDACTED]? Does it say when he was  
10 actually --

11 MR. [REDACTED]: It just says 8:38 pre-  
12 removed. That means taken off the count. Now  
13 if he comes back, it will say pre-removed to  
14 ZA. And it kind of changes.

15 MR. [REDACTED]: So because it says pre-  
16 removed, there's no reason to note when they  
17 were definitively told he wasn't coming back?

18 MR. [REDACTED]: Yeah. This just means he  
19 went to court. Right? So you have three going  
20 out. Meaning you're off on count.

21 MR. [REDACTED]: Mm-hm.

22 MR. [REDACTED]: It could be in the Eastern  
23 District - whatever. If you do come back, they  
24 put you back on.

25 MR. [REDACTED]: But only if you come

1 back. Otherwise, they won't name you again.

2 MR. [REDACTED]: So this isn't definite.

3 MR. [REDACTED]: It's indefinite?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: All right.

6 MR. [REDACTED]: I mean no this is not  
7 definite. That means he's possibly - he could  
8 come back. Just because it says pre-removed,  
9 he'll come back.

10 MR. [REDACTED]: But what I'm saying is  
11 the fact that he didn't come back. Should have  
12 there been another note saying he is now  
13 definitely off of our books.

14 MR. [REDACTED]: No. You just don't see it on  
15 the - you just don't see it.

16 MR. [REDACTED]: So just by him not being  
17 back on it that just means hey, refer back -.

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: Hey, refer back to that  
20 thing where it said that he was possibly not  
21 coming back.

22 MR. [REDACTED]: Yep.

23 MR. [REDACTED]: There should not be any  
24 more notes saying like he's gone.

25 MR. [REDACTED]: No. Only think because if

1 I'm evening watch, the only think I'm checking  
2 for is the pre-removed to the institution. So  
3 these three, hey did they come back today or  
4 are they off the count? So there wouldn't be  
5 no follow up.

6 MR. [REDACTED]: SO there's no additional  
7 -? There should have -. There's not another  
8 line item that shouldn't be in there saying  
9 that [REDACTED] wasn't one of the individuals that  
10 came back.

11 MR. [REDACTED]: No because - because no.

12 MR. [REDACTED]: So there's a pre-removed  
13 but there's no line for removed.

14 MR. [REDACTED]: No. Pre-removed means off the  
15 count. He's out the building. Now if he comes  
16 back --

17 MR. [REDACTED]: -- and you -?

18 MR. [REDACTED]: -- you just put him back in.

19 MR. [REDACTED]: Okay. So that's the only  
20 notification that should be made - should have  
21 been made on the lieutenant's log?

22 MR. [REDACTED]: Yeah. This one here?

23 MR. [REDACTED]: Yeah.

24 MR. [REDACTED]: Yeah.

25 MR. [REDACTED]: All right. And do you

1 mind just putting it like you did that last  
2 one. Just a little star next to is.

3 MR. [REDACTED]: I've just got a question real  
4 quick.

5 MR. [REDACTED]: Yes, please do.

6 MR. [REDACTED]: This the 4:00 [REDACTED]. count,  
7 right?

8 MR. [REDACTED]: Mm-hm.

9 MR. [REDACTED]: This outcount that you see  
10 over here.

11 MR. [REDACTED]: For ZD?

12 MR. [REDACTED]: For ZA sorry.

13 MR. [REDACTED]: ZA?

14 MR. [REDACTED]: ZA. See that one? Is that  
15 one? Who is that one for? Is that for [REDACTED]?

16 MR. [REDACTED]: Outcount.

17 MR. [REDACTED]: Who normally gets marked off?  
18 On the E1 that's outcount?

19 MR. [REDACTED]: Well.

20 MR. [REDACTED]: It means that he's still in  
21 the facility? Or the inmates had - leave the  
22 facility?

23 MR. [REDACTED]: You never usually see an  
24 outcount for that one though. I don't know  
25 what assignment this is.

1 MR. [REDACTED]: Say that again.

2 MR. [REDACTED]: I'm not sure what assignment  
3 this is.

4 MR. [REDACTED]: You don't know what account?  
5 Okay.

6 MR. [REDACTED]: Uh. It could have been some  
7 type of -.

8 MR. [REDACTED]: I was just trying to figure  
9 out if they were still counting him as hey,  
10 there's a possibility of him coming back.  
11 They've left him as outcount. And eventually,  
12 after evening they removed him from outcount.

13 MR. [REDACTED]: No. So the outcount - oh I  
14 know what you're saying now. You're trying to  
15 say you mean who is the one that they have at  
16 attorney conference.

17 MR. [REDACTED]: See attorney conference we  
18 know. That's -.

19 MR. [REDACTED]: Yeah. That's the same thing.

20 MR. [REDACTED]: That's the same thing?

21 MR. [REDACTED]: Yeah. All the numbers is  
22 repeats for the outcounts.

23 MR. [REDACTED]: So you hear what he's  
24 saying?

25 MR. [REDACTED]: Yeah. Okay.

1           MR. [REDACTED]: Ten, one, two. That  
2 equals 13. One, one. Three plus one plus 13  
3 plus two equals 19.

4           MR. [REDACTED]: Got it. So at this point,  
5 [REDACTED] is completely off the count.

6           MR. [REDACTED]: Yeah. 4:00. Yeah. He was  
7 off at this time.

8           MR. [REDACTED]: Okay.

9           MR. [REDACTED]: But the thing is he could  
10 come back.

11          MR. [REDACTED]: Got it.

12          MR. [REDACTED]: That's why I'm saying that -.  
13 I know you're saying that hey, should he have.  
14 I can't say that.

15          MR. [REDACTED]: So you're not like upset  
16 at the fact that like he didn't notify you and  
17 then you could have notified the captain. You  
18 don't think that that would have been what he  
19 should have done?

20          MR. [REDACTED]: I mean yeah, that's  
21 definitely helpful. And it would have been  
22 appreciated. But to say that you know he's in  
23 the wrong for not doing it and stuff like that.  
24 I can't say that.

25          MR. [REDACTED]: Okay. And he didn't

1           notify you?

2           MR. ██████: No. Not that I recall.

3           MR. ██████: Okay. All right. So  
4 we're going to move on from that. You can give  
5 that back or you can hold onto it. Whatever  
6 you want to do. Do you know about any cameras  
7 in the MCC SHU that were not working on August  
8 9th or 10th?

9           MR. ██████: No. That they wasn't  
10 working?

11          MR. ██████: Yeah-yeah-yeah.

12          MR. ██████: No.

13          MR. ██████: Have you - did you ever -  
14 were you made aware of that after August 9th?  
15 Any cameras were not working?

16          MR. ██████: I heard something about when  
17 they was like checking videos and stuff.

18          MR. ██████: What did you hear about  
19 it?

20          MR. ██████: That some of them was showing  
21 grainy.

22          MR. ██████: And who would have been  
23 responsible for making sure the cameras were  
24 working?

25          MR. ██████: Mm. The facilities.

1 MR. [REDACTED]: Who from facilities  
2 should we speak with?

3 MR. [REDACTED]: I'm not sure.

4 MR. [REDACTED]: Who worked in facilities?

5 MR. [REDACTED]: Whoever they manager is.  
6 Facilities manager.

7 MR. [REDACTED]: Do you know who that  
8 person was back in August?

9 MR. [REDACTED]: '19.

10 MR. [REDACTED]: Or does [REDACTED] -?

11 MR. [REDACTED]: It probably was vacant.

12 MR. [REDACTED]: Vacant. Was there a  
13 [REDACTED]?

14 MR. [REDACTED]: [REDACTED], he was there.

15 MR. [REDACTED]: Did he send - was he a  
16 supervisor?

17 MR. [REDACTED]: He's not a supervisor.

18 MR. [REDACTED]: No?

19 MR. [REDACTED]: He's a com tech though. He's  
20 com tech.

21 MR. [REDACTED]: Would he be somebody that  
22 would be good to speak with on that?

23 MR. [REDACTED]: Yeah. Probably.

24 MR. [REDACTED]: All right. Were you  
25 aware though that prior to that time that they

1           weren't working?

2           MR. [REDACTED]: The cameras? No.

3           MR. [REDACTED]: No? Okay. Who is BOP  
4           employee [REDACTED] [REDACTED]?

5           MR. [REDACTED]: I know him.

6           MR. [REDACTED]: Do you know what his  
7           position was in August of 2019?

8           MR. [REDACTED]: He would have been manager.

9           MR. [REDACTED]: What does that role  
10          entail? What is - his duties and  
11          responsibilities?

12          MR. [REDACTED]: He's a supervisor of a unit  
13          team.

14          MR. [REDACTED]: What unit team at the  
15          time? Do you know?

16          MR. [REDACTED]: I'm not sure.

17          MR. [REDACTED]: Did you have any  
18          communication with regard to Epstein with  
19          [REDACTED]?

20          MR. [REDACTED]: Like what?

21          MR. [REDACTED]: Just with him being  
22          housed within the SHU.

23          MR. [REDACTED]: I probably talked to him  
24          about something but I don't recall nothing  
25          specific.

1 MR. [REDACTED]: Okay.

2 MR. [REDACTED]: No communication like that.

3 I don't know.

4 MR. [REDACTED]: Did you ever provide him  
5 with any kind of special instructions with  
6 regard to Epstein?

7 MR. [REDACTED]: Not that I recall.

8 MR. [REDACTED]: No? What about -? Did  
9 you ever communicate with [REDACTED] regarding  
10 rounds being conducted in the SHU or Epstein  
11 needing a cellmate?

12 MR. [REDACTED]: Not that I recall.

13 MR. [REDACTED]: Are you aware that  
14 [REDACTED] allowed Epstein to make a telephone  
15 call on the evening of August 9, 2019?

16 MR. [REDACTED]: Mm. I think I heard  
17 something about that. I don't know was it  
18 [REDACTED] though.

19 MR. [REDACTED]: No?

20 MR. [REDACTED]: I just heard something. I  
21 think he made a phone call though.

22 MR. [REDACTED]: All right. So do you  
23 know anything about [REDACTED] involved with that  
24 phone call?

25 MR. [REDACTED]: No.

1           MR. ██████████: All right. What is your  
2 understanding of the phone call that took place  
3 on August 9th with Epstein's telephone call?

4           MR. ██████████: It was a regular phone call.

5           MR. ██████████: Did you hear that it was  
6 made in the shower area?

7           MR. ██████████: No.

8           MR. ██████████: Have you ever heard of  
9 telephone calls being made in the shower area?

10          MR. ██████████: In the shower area? Yeah.

11          MR. ██████████: And what's the purpose of  
12 that?

13          MR. ██████████: The cord can't reach. And  
14 I'll say we got him out taking a shower - hey  
15 I'm going to give you a phone right now while  
16 I'm - while you're right there. I don't have  
17 to pull you out and it's like a time consuming  
18 method.

19          MR. ██████████: Do you know if the line  
20 that they would be using in that area would be  
21 recorded line or a legal line?

22          MR. ██████████: It's two. There's two.

23          MR. ██████████: Okay. So would there be  
24 any reason to provide someone with a legal line  
25 that's not recorded?

1 MR. [REDACTED]: No.

2 MR. [REDACTED]: So -.

3 MR. [REDACTED]: Would there a be a reason?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: No.

6 MR. [REDACTED]: So why if they provided  
7 Epstein a phone call in the shower area for a  
8 legal line, would that be wrong?

9 MR. [REDACTED]: You mean an unmonitored line?

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: If they gave him an  
12 unmonitored line?

13 MR. [REDACTED]: Right.

14 MR. [REDACTED]: Yeah. Unless you didn't know  
15 which one it is.

16 MR. [REDACTED]: And if they did know that  
17 they gave him a legal line, that was an  
18 unmonitored line, should someone have monitored  
19 that call?

20 MR. [REDACTED]: You can't though. You said  
21 it was unmonitored.

22 MR. [REDACTED]: No I mean like sit here  
23 and listen to the call.

24 MR. [REDACTED]: Oh you mean like - I mean  
25 they do that all the time. I think they could

1           you know they let them call their legal  
2           attorneys. And yeah, they do that.

3           MR. ██████████: Okay. And if they didn't  
4           do that.

5           MR. ██████████: I don't know if it's a  
6           violation.

7           MR. ██████████: Right.

8           MR. ██████████: But it's not common.

9           MR. ██████████: Yeah. So let's say if  
10          the captain even authorized it. Yeah, give him  
11          his phone call. Just make sure you monitor it  
12          and log it.

13          MR. ██████████: No.

14          MR. ██████████: They didn't monitor it.  
15          They didn't log it. Would that be a problem?

16          MR. ██████████: The captain telling me.  
17          Yeah.

18          MR. ██████████: All right. Did you ever  
19          hear of that practice taking place in the past?

20          MR. ██████████: Unmonitored calls?

21          MR. ██████████: Yeah. Or like letting  
22          somebody in the SHU have a phone call on an  
23          unmonitored line, walking away, letting that  
24          person talk?

25          MR. ██████████: No. Now from an officer's

1           standpoint?

2           MR. ██████████: Yeah.

3           MR. ██████████: No.

4           MR. ██████████: You never seen that  
5 before? Or heard about it?

6           MR. ██████████: Officers. No.

7           MR. ██████████: Okay. What is the policy  
8 for inmates making a calls from the SHU?

9           MR. ██████████: Mm. I do know they could get  
10 - they got to come - there's a (Indiscernible  
11 \*03:04:12) in SHU that everyone has a line. A  
12 compassionate phone line. And they get with  
13 the chaplain they can make a phone call. Like  
14 say that they might you only get one call every  
15 30 days. So chaplain say hey, give this guy a  
16 call. They come up. They bring him. They let  
17 him use the compassionate phone.

18          MR. ██████████: And when you say -.

19          MR. ██████████: And that's about it.

20          MR. ██████████: What's a compassionate  
21 phone?

22          MR. ██████████: Yeah. It's like something  
23 they have a death in the family or something  
24 like that.

25          MR. ██████████: But is that a monitored

1 call?

2 MR. [REDACTED]: I don't think so. But I mean  
3 staff would stay with him. It's monitored  
4 yeah. It's monitored.

5 MR. [REDACTED]: So anybody in the staff.  
6 It's either a monitored line or staff is with  
7 them? Is that correct?

8 MR. [REDACTED]: If it's monitored in the SHU?

9 MR. [REDACTED]: Yeah.

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: So when I say monitored,  
12 I mean it's either a recorded line -.

13 MR. [REDACTED]: Or you right there.

14 MR. [REDACTED]: -- or you're right there.

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: And what are the reasons  
17 why you would give him an unrecorded line? Or  
18 a non-recorded line?

19 MR. [REDACTED]: Mm. I mean probably like an  
20 emergency or something.

21 MR. [REDACTED]: So for him -?

22 MR. [REDACTED]: Definitely yeah. So like the  
23 chaplain ain't the hey, you know, okay.

24 MR. [REDACTED]: But if it was in the  
25 shower area, they would actually have the

1 ability to do either a recorded line or a non-  
2 recorded line?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: They're right next to  
5 each other?

6 MR. [REDACTED]: It's a jack. Yeah.

7 MR. [REDACTED]: Yeah. Okay. What about  
8 - what's the MCC policy on conducting searches  
9 in the SHU? Cell searches.

10 MR. [REDACTED]: You have to search the cell.

11 MR. [REDACTED]: Do you know about them  
12 not conducting cell searches?

13 MR. [REDACTED]: Staff not conducting?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: Like what?

16 MR. [REDACTED]: Like for instance here's  
17 cell search from 9 South or the SHU on August  
18 9th. It's one cell search. It was conducted  
19 at 12:36 p.m. during the day by [REDACTED]. It's  
20 the only cell search that was conducted on  
21 August 9th.

22 MR. [REDACTED]: Hm.

23 MR. [REDACTED]: Is that weird for you?  
24 That you would see only one cell search  
25 conducted on a day?

1 MR. [REDACTED]: Meh.

2 MR. [REDACTED]: Are they supposed to  
3 conduct more than one cell search?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: How many are they  
6 supposed to conduct?

7 MR. [REDACTED]: Five.

8 MR. [REDACTED]: And is it at least five  
9 on night watch? And during the day watch -?

10 MR. [REDACTED]: Per shift.

11 MR. [REDACTED]: What's that?

12 MR. [REDACTED]: Per shift.

13 MR. [REDACTED]: Per shift? Everyone's  
14 supposed to do five?

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: Is that including the  
17 morning watch?

18 MR. [REDACTED]: No.

19 MR. [REDACTED]: So day watch and -?

20 MR. [REDACTED]: Do area searches on morning  
21 watch.

22 MR. [REDACTED]: So your understanding is  
23 that on day watch and on night watch it's  
24 supposed to be five per shift?

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: And are you aware if they  
2 weren't doing that?

3 MR. [REDACTED]: Mm.

4 MR. [REDACTED]: Or is this what you were  
5 saying before? An abnormal day?

6 MR. [REDACTED]: I mean I don't know. I  
7 wasn't aware that they wasn't doing it. No.

8 MR. [REDACTED]: Okay. Um and is there  
9 any responsibility of the ops or activities'  
10 lieutenant overseeing to make sure that these  
11 cell searches are being conducted?

12 MR. [REDACTED]: Yeah.

13 MR. [REDACTED]: There is?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: And what is that  
16 responsibility?

17 MR. [REDACTED]: I mean pretty much we check  
18 every 30 days. They've got to be done. Every  
19 cell supposed to eb searched every 30 days. So  
20 -.

21 MR. [REDACTED]: Every cell in there is  
22 supposed to be searched every 30 days?

23 MR. [REDACTED]: The whole unit yeah.

24 MR. [REDACTED]: Okay. And that's where  
25 the ops lieutenant and activities' lieutenant

1           come in?

2           MR. ██████: Any lieutenant.

3           MR. ██████: Any lieutenant.

4           MR. ██████: It's everybody's  
5           responsibility.

6           MR. ██████: So I guess what I'm  
7           asking is on August 9th there's no SHU  
8           lieutenant in there. As the activities'  
9           lieutenant or the ops lieutenant on any of the  
10          watches. Should have they been like making  
11          sure that they were doing their job?

12          MR. ██████: Mm. I'm not sure.

13          MR. ██████: You're not sure?

14          MR. ██████: Yeah.

15          MR. ██████: Because I mean that's in  
16          TruScope. It's like you're not checking  
17          TruScope at that time --

18          MR. ██████: Yeah-yeah-yeah.

19          MR. ██████: -- anyways. You know.

20          MR. ██████: And during your rounds --

21          MR. ██████: And on top of that I think  
22          the cells - the cameras probably show the cells  
23          being checked. I'm quite sure. They just  
24          didn't log them.

25          MR. ██████: All right. So you think

1           that they're actually searching them?

2           MR. ██████: They got to.

3           MR. ██████: And not locking it?

4           MR. ██████: You got to hey, get out.

5           You're doing a feed and cuff up, showers, you  
6           come out and yeah. So they not locked.

7           MR. ██████: But would it be  
8           surprising to you to hear that there was a lot  
9           of extra linens and clothing and all that kind  
10          of stuff in the SHU?

11          MR. ██████: That's not surprising.

12          MR. ██████: So if they're doing cell  
13          searches, wouldn't they take that stuff out and  
14          keep them with the -?

15          MR. ██████: I suppose so. Yeah.

16          MR. ██████: All right. But you  
17          believe that they were actually conducting the  
18          cell searches?

19          MR. ██████: I'm quite sure. More than  
20          one was conducted.

21          MR. ██████: Okay.

22          MR. ██████: Yeah.

23          MR. ██████: SO you think it was just  
24          - this is all they logged but they probably did  
25          more?

1 MR. [REDACTED]: Yes.

2 MR. [REDACTED]: Okay. All right. Do you  
3 know anything about Epstein being authorized to  
4 have pills in his cell in the SHU?

5 MR. [REDACTED]: Pillows?

6 MR. [REDACTED]: No. Pills.

7 MR. [REDACTED]: Nah.

8 MR. [REDACTED]: Pills. Like medication.

9 MR. [REDACTED]: Nah.

10 MR. [REDACTED]: Should have he been  
11 allowed medication in his cell?

12 MR. [REDACTED]: I mean inmates have  
13 medication?

14 MR. [REDACTED]: They do?

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: So in the SHU they're  
17 allowed to have medication?

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: Is there ever a problem  
20 with like OD-ing or anything like that?

21 MR. [REDACTED]: I mean if it's - depending on  
22 the medication, medical gives it to them.

23 MR. [REDACTED]: Okay.

24 MR. [REDACTED]: Some have self-carrying  
25 medicines.

1 MR. [REDACTED]: All right. And so that -  
2 and that's not abnormal for them to have their  
3 own pill bottles and things like that in the  
4 SHU?

5 MR. [REDACTED]: No.

6 MR. [REDACTED]: What can an inmate have  
7 in their cell in the SHU?

8 MR. [REDACTED]: T-shirt, boxes, washcloth, a  
9 towel, depending on what season too. Blankets,  
10 two sheets.

11 MR. [REDACTED]: So they can have tow  
12 blankets and two sheets?

13 MR. [REDACTED]: Depending on the weather.

14 MR. [REDACTED]: Okay.

15 MR. [REDACTED]: And how much is available.

16 MR. [REDACTED]: What about in August?  
17 How many blankets and sheets could have they  
18 had?

19 MR. [REDACTED]: How many they could have?

20 MR. [REDACTED]: Or are they allowed to  
21 have?

22 MR. [REDACTED]: Uh. It depends. Some of  
23 them -. It depends. If they say hey, let them  
24 keep it, two and two, let them keep it.

25 MR. [REDACTED]: Okay.

1 MR. [REDACTED]: I say hey, you need to - you  
2 know. They go down to one.

3 MR. [REDACTED]: Would it be ever  
4 authorized to have more than two of each?

5 MR. [REDACTED]: How many? Like an extra  
6 blanket or something?

7 MR. [REDACTED]: Yeah. Like if three  
8 blankets or four blankets.

9 MR. [REDACTED]: I don't know about four, but  
10 an extra blanket I heard that especially in the  
11 wintertime depending on the cells.

12 MR. [REDACTED]: What about in August?

13 MR. [REDACTED]: An extra blanket?

14 MR. [REDACTED]: Or extra linens.

15 MR. [REDACTED]: Nah.

16 MR. [REDACTED]: Yeah. What about extra  
17 clothing?

18 MR. [REDACTED]: I mean it wouldn't be  
19 authorized but they could get it.

20 MR. [REDACTED]: How could they get it?

21 MR. [REDACTED]: They could get it. They  
22 could fish it themselves - inmates.

23 MR. [REDACTED]: You mean they can like  
24 throw a cord over ... over like the -?

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: They do that?

2 MR. [REDACTED]: Yeah. They fish.

3 MR. [REDACTED]: All right. And would  
4 that be caught on the cell search if they were  
5 being conducted though?

6 MR. [REDACTED]: Not all the time.

7 MR. [REDACTED]: No?

8 MR. [REDACTED]: No.

9 MR. [REDACTED]: And how would they miss  
10 that?

11 MR. [REDACTED]: What if I don't search that  
12 cell today?

13 MR. [REDACTED]: No I'm saying during the  
14 cell searches. Like if they search their cell.

15 MR. [REDACTED]: If they see the fishing line?  
16 Yeah.

17 MR. [REDACTED]: No-no-no. Not if they  
18 see a fishing line. But if a cell is being  
19 searched --

20 MR. [REDACTED]: And it has excessive linen?

21 MR. [REDACTED]: And it has - would they  
22 take it at that point?

23 MR. [REDACTED]: Yeah. Usually they take it.  
24 Yeah.

25 MR. [REDACTED]: Okay. Anything else

1           they're allowed to have?

2           MR. ██████: Books. Food. Yeah.

3           MR. ██████: All right. Do you know  
4 if Epstein was given any special privileges to  
5 have extra clothing or extra linens?

6           MR. ██████: No.

7           MR. ██████: No? Do you know if he  
8 had extra clothing or extra linens?

9           MR. ██████: No.

10          MR. ██████: Who was making sure that  
11 Epstein had the correct amount of clothing and  
12 linens?

13          MR. ██████: Not sure.

14          MR. ██████: Would it be like the SHU  
15 staff or the lieutenant or all of the above?  
16 The SHU lieutenant?

17          MR. ██████: I'm not sure.

18          MR. ██████: Working in the SHU  
19 though, or previously, you don't know who would  
20 -?

21          MR. ██████: Who is monitoring it? I  
22 mean.

23          MR. ██████: Like who would be - who's  
24 responsible? Not let - sounds like - looks  
25 like no one was monitoring it but who was

1           actually responsible to make sure him and these  
2           guys aren't supposed to have that many - that  
3           much clothing or linen.

4           MR. ██████: I'm not sure. Because when  
5           we used to do linen, you give me three, I give  
6           you three. That's how we used to monitor it.

7           MR. ██████: Yes. It's supposed to be  
8           like a one-for-one exchange.

9           MR. ██████: Yeah. So I don't know who's  
10          responsible to keep an eye on his things  
11          though. I uh -.

12          MR. ██████: Typically who provides  
13          inmates with their linens?

14          MR. ██████: Staff.

15          MR. ██████: Do lieutenants ever do  
16          that?

17          MR. ██████: No. Not really.

18          MR. ██████: So it would be the staff  
19          that's responsible then huh?

20          MR. ██████: Yeah. That's why I say  
21          (Indiscernible \*03:12:15) responsibility I  
22          guess then.

23          MR. ██████: Okay. Does the SHU  
24          lieutenant ever do it?

25          MR. ██████: I mean, it could. I could if

1 I want to.

2 MR. [REDACTED]: Yeah. But typically it  
3 would be the SHU staff?

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: Okay. Any idea how  
6 Epstein's interactions were with other inmates?  
7 Did he ever have interactions with other  
8 inmates really?

9 MR. [REDACTED]: I don't know. I know when he  
10 first got there, he told me some guy he was  
11 nervous because his face was on the TV. And  
12 guys might be trying to intimidate him. That's  
13 about it though.

14 MR. [REDACTED]: That was something he -  
15 Epstein specifically told you?

16 MR. [REDACTED]: He told the officer and then  
17 the officer told me. He said, hey I didn't  
18 know who he was. I was like alright. Let me  
19 look into it. And then they moved him.

20 MR. [REDACTED]: Where was he?

21 MR. [REDACTED]: He was on - his first unit I  
22 think was 11 North.

23 MR. [REDACTED]: So was he then in general  
24 population?

25 MR. [REDACTED]: When he first came here, he

1           was general population.

2           MR. [REDACTED]: All right. So people  
3 that tell us that he was in the SHU the entire  
4 time are incorrect?

5           MR. [REDACTED]: When he first got through, he  
6 was in general population.

7           MR. [REDACTED]: And for how long was he  
8 in general population?

9           MR. [REDACTED]: Say about a day or two.

10          MR. [REDACTED]: And are you the one that  
11 actually moved him into the SHU?

12          MR. [REDACTED]: No.

13          MR. [REDACTED]: Who did that?

14          MR. [REDACTED]: I don't know.

15          MR. [REDACTED]: All right. But an  
16 officer reported it to you? And then you -?

17          MR. [REDACTED]: Yeah. I know he was in  
18 general population.

19          MR. [REDACTED]: And what did you do with  
20 the information when that was told?

21          MR. [REDACTED]: What?

22          MR. [REDACTED]: You said an officer said  
23 he's worried about safety.

24          MR. [REDACTED]: Yeah. I spoke to him.

25          MR. [REDACTED]: You spoke to Epstein?

1           MR. ██████: I wanted to know I said  
2           what's going on. I said alright, we going to  
3           look into this. And then they moved him.

4           MR. ██████: Okay.

5           MR. ██████: Yeah.

6           MR. ██████: But I guess my question  
7           was did you report that information to someone?  
8           And then it was - a person?

9           MR. ██████: I don't remember. I know I  
10          passed it on. I said hey, this guy, I think  
11          he's high profile.

12          MR. ██████: Okay.

13          MR. ██████: Look into it I think by the  
14          captain or someone got together and they moved  
15          him. Put him in place in the SHU.

16          MR. ██████: Okay. And when was the  
17          last time you interacted with Epstein?

18          MR. ██████: I can't recall.

19          MR. ██████: Did you have any  
20          interactions with him on August 9th?

21          MR. ██████: I could have. I don't know.  
22          He's right there on the floor. So I could  
23          have.

24          MR. ██████: But you don't know. So  
25          again, dude dies the next day. You can't

1 remember if the day before you talked with this  
2 guy when it's like the biggest case ever?

3 MR. [REDACTED]: yeah.

4 MR. [REDACTED]: You don't remember?

5 MR. [REDACTED]: Uh-huh. 'Cause I brung him  
6 up to SHU a few times. But I don't know if I  
7 did that day.

8 MR. [REDACTED]: I'm just saying that kind  
9 of sparks a little suspicion if --

10 MR. [REDACTED]: I know what you're saying.

11 MR. [REDACTED]: -- it's like - if it's  
12 like you can't even remember the last - if you  
13 talked to him on that day - the day before.

14 MR. [REDACTED]: I mean it's a big case. I  
15 get that. But I mean, you know, I have a job  
16 like you know?

17 MR. [REDACTED]: Yeah-yeah. I mean, I'm  
18 just saying that that's going to create a  
19 little -.

20 MR. [REDACTED]: Yeah but I cannot remember if  
21 I spoke to that dude that day.

22 MR. [REDACTED]: Do you remember when was  
23 the last time you saw him?

24 MR. [REDACTED]: No. I'm probably assuming  
25 that day. If he was in attorney conference.

1 MR. [REDACTED]: Um. And is that because  
2 you would have visited attorney conference?

3 MR. [REDACTED]: Yeah. The elevator is right  
4 there. I'm on the third floor here. Attorney  
5 conference is there. If I wait right here in  
6 the elevator, I see him. He's in the same room  
7 every day.

8 MR. [REDACTED]: But you can't remember if  
9 you actually spoke with him on that day?

10 MR. [REDACTED]: No.

11 MR. [REDACTED]: Would you typically speak  
12 with him when he was in attorney conference?

13 MR. [REDACTED]: The only time I used to speak  
14 to him is if they say hey, you can bring this.  
15 Hey, you going to SHU? Can you take him up?  
16 All right. Come on.

17 MR. [REDACTED]: All right.

18 MR. [REDACTED]: Can I ask a question on that?

19 MR. [REDACTED]: Yes. Please do.

20 MR. [REDACTED]: Just in case, I mean I know  
21 you said you don't remember, but that's his  
22 last day. That's the last time you saw him.  
23 Do you remember who he was with that day?

24 MR. [REDACTED]: His lawyers.

25 MR. [REDACTED]: Do you remember his demeanor?

1 MR. [REDACTED]: Mm.

2 MR. [REDACTED]: Was he upset? Was he  
3 yelling? Did he complain about anything?

4 MR. [REDACTED]: He used to sleep a lot.  
5 That's all I know. Sometimes you see him in  
6 there, he's just laying on the table. His  
7 lawyer is right there.

8 MR. [REDACTED]: While he's with his  
9 attorneys?

10 MR. [REDACTED]: He was there -. He used to  
11 be there from 8 from in the morning time all  
12 the way to day watch and evening watch.

13 MR. [REDACTED]: Around what time would he  
14 show up there?

15 MR. [REDACTED]: Early. He'd be the first one  
16 there.

17 MR. [REDACTED]: And what time would that  
18 be?

19 MR. [REDACTED]: 8:00, 8:30.

20 MR. [REDACTED]: And then what time would  
21 he typically go back to the SHU?

22 MR. [REDACTED]: Before - or attorney  
23 conference over at 8:00. So about 8:00.

24 MR. [REDACTED]: So basically 8:00 a.m. to  
25 8:00 p.m.? And who were the people that would

1 take him to attorney conference and then take  
2 him back to the SHU?

3 MR. [REDACTED]: I told you. Like I said,  
4 I've done it sometimes.

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: But typically, hey get the  
7 guy ready in SHU. Bring him down. If R&D's  
8 out there, hey we got to move him. You know.  
9 I'll take him down.

10 MR. [REDACTED]: Mm-hm.

11 MR. [REDACTED]: Whoever's going that way.

12 MR. [REDACTED]: Did you take him either  
13 there to attorney conference or back to the SHU  
14 on August 9th?

15 MR. [REDACTED]: I don't think so. I can't  
16 recall.

17 MR. [REDACTED]: Were you still at the MCC  
18 at around 8:00 p.m. on August 9th?

19 MR. [REDACTED]: No. I wasn't there at 8:00.

20 MR. [REDACTED]: And what time do you  
21 believe that you left MCC on August 9th?

22 MR. [REDACTED]: Uh between 2:00 and 4:00.

23 MR. [REDACTED]: Sometime between 2:00 and  
24 4:00.

25 MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: But you weren't back? So  
2 he was in attorney conference all that time.  
3 So the last time you possibly could have  
4 interacted with him would have been around 8:00  
5 a.m. Correct?

6 MR. [REDACTED]: I mean interacting like  
7 talking to him?

8 MR. [REDACTED]: Speaking with him.

9 MR. [REDACTED]: Yeah. But I don't think I -  
10 I can't recall if I spoke -. I don't think I  
11 spoke to him. But --

12 MR. [REDACTED]: Yeah-yeah-yeah.

13 MR. [REDACTED]: -- I'm not sure if I did or I  
14 didn't.

15 MR. [REDACTED]: Okay. But -.

16 MR. [REDACTED]: The last time would have been  
17 I mean -. Yeah. If I stepped into attorney  
18 conference and said something. But -.

19 MR. [REDACTED]: Okay.

20 MR. [REDACTED]: I don't recall that.

21 MR. [REDACTED]: But you don't recall what  
22 his demeanor was? Or state of mind?

23 MR. [REDACTED]: That day?

24 MR. [REDACTED]: Yeah. Um you just  
25 mentioned the one thing where he was worried

1           because his - you know -.

2           MR. [REDACTED]: Yeah. The first day he got  
3 here.

4           MR. [REDACTED]: He told an officer.

5           MR. [REDACTED]: He's saying hey, uh officer,  
6 hey there's this guy up here. His face is -  
7 well we get those calls all the time.

8           MR. [REDACTED]: Do you know of any other  
9 complaints that he made? Did he ever complain  
10 to you or you get any other information about  
11 it?

12          MR. [REDACTED]: While he was planning on  
13 getting off of suicide watch. That's about it.

14          MR. [REDACTED]: Okay. And was he making  
15 those complaints to you about getting off of  
16 suicide watch?

17          MR. [REDACTED]: He was just saying hey, why  
18 you guys got me like -. I'm like well you talk  
19 to psych and then they'll talk to you and they  
20 spoke to him and he went back up.

21          MR. [REDACTED]: And what was this  
22 complaint about? About being -?

23          MR. [REDACTED]: He was saying why he was on  
24 there yeah. He wanted his clothes and you  
25 know.

1 MR. [REDACTED]: So he didn't want to be  
2 on suicide watch?

3 MR. [REDACTED]: No.

4 MR. [REDACTED]: Is that what you're  
5 saying?

6 MR. [REDACTED]: No. He didn't want to.

7 MR. [REDACTED]: So he wanted to go back  
8 to the SHU?

9 MR. [REDACTED]: Well he wanted to go -.  
10 Yeah.

11 MR. [REDACTED]: Do you know if he wanted  
12 to be on the SHU? Or did he want to be in a  
13 different area?

14 MR. [REDACTED]: I don't know.

15 MR. [REDACTED]: Did he ever tell that to  
16 you?

17 MR. [REDACTED]: No. Not to me.

18 MR. [REDACTED]: Do you ever -? Do you  
19 believe that he was in the correct place in the  
20 SHU? Or do you believe he should have been on  
21 like 10 South or G Tier?

22 MR. [REDACTED]: I mean he can't be in G Tier.  
23 Can't be in 10 South. He got to have a Bunkie,  
24 right?

25 MR. [REDACTED]: Well. I guess. It

1 depends on -. Do you know what the reason why  
2 he would need a Bunkie?

3 MR. [REDACTED]: His suicide attempt.  
4 Hotlist.

5 MR. [REDACTED]: Do you ever put people  
6 that are suicide attempts or hotlist in G Tier  
7 or 10 South, so they have extra eyes on them?

8 MR. [REDACTED]: Mm. I don't think. No one  
9 in 10 South is on the hotlist. I don't recall.

10 MR. [REDACTED]: What about G Tier?  
11 What's their -? Who? What's the deal with G  
12 Tier? Like who goes --

13 MR. [REDACTED]: Single cells.

14 MR. [REDACTED]: -- in there?

15 MR. [REDACTED]: Single cells.

16 MR. [REDACTED]: Yeah-yeah-yeah. But they  
17 have cameras in there, right? Every one of  
18 them gets - just like 10 South - but -?

19 MR. [REDACTED]: Yeah but uh 9 South some of  
20 the - some cameras in some of those. Psych  
21 cells.

22 MR. [REDACTED]: Do you believe Epstein  
23 should have been in a cell with a camera in it?

24 MR. [REDACTED]: No.

25 MR. [REDACTED]: No?

1           MR. [REDACTED]: I mean yeah, if you have to  
2           have two. The ones with the cameras is single  
3           cell. You can't go there.

4           MR. [REDACTED]: Yeah-yeah-yeah.

5           MR. [REDACTED]: You know?

6           MR. [REDACTED]: So you believe he should  
7           have had a cellmate and he should have been in  
8           the regular SHU? Because we've had other  
9           people say should have been on G tier. Should  
10          have been on 10 South. But you believe -.

11          MR. [REDACTED]: People are saying - I mean -  
12          if you try to commit - like you just showed me  
13          the memo. Right? So either he needs an extra  
14          set of eyes on him and then the - that's even  
15          worse. I'm going to put you in there by  
16          yourself? You saying? For an extended time?

17          MR. [REDACTED]: I guess but so people are  
18          saying because officers are watching those  
19          people at all times. Is that -? Are they  
20          watching them at all times?

21          MR. [REDACTED]: How?

22          MR. [REDACTED]: On the cameras I don't  
23          know.

24          MR. [REDACTED]: No.

25          MR. [REDACTED]: SO they're not actually

1 being monitored?

2 MR. [REDACTED]: They can't watch. No one can  
3 watch someone all the time. No.

4 MR. [REDACTED]: Okay. So you think that  
5 it would have been just as risky or if not more  
6 risky with him being in G Tier or 10 South?

7 MR. [REDACTED]: Yeah.

8 MR. [REDACTED]: Okay. Fair enough. Do  
9 you know why Epstein was in prison?

10 MR. [REDACTED]: Yeah.

11 MR. [REDACTED]: Why?

12 MR. [REDACTED]: Uh underage trafficking.  
13 Child molestation. Charges like that.

14 MR. [REDACTED]: And did you have any  
15 specific feelings regarding why he was in  
16 prison?

17 MR. [REDACTED]: No.

18 MR. [REDACTED]: How often would you speak  
19 with Epstein?

20 MR. [REDACTED]: Uh whenever I needed to.

21 MR. [REDACTED]: All right. Any kind of  
22 conversation that had any substance to it?  
23 Like a substantive conversation? Anything that  
24 was like more than just like below?

25 MR. [REDACTED]: Nah.

1 MR. [REDACTED]: No? and you said you did  
2 not work at all on August 10th?

3 MR. [REDACTED]: That's the day it happened,  
4 right?

5 MR. [REDACTED]: Yeah.

6 MR. [REDACTED]: I wasn't there.

7 MR. [REDACTED]: And then you were  
8 definitely gone by then - from the MCC - by  
9 4:00 [REDACTED]. on August 9th?

10 MR. [REDACTED]: I think so yeah. I think so.

11 MR. [REDACTED]: And you may have been  
12 gone as early as 2:00 [REDACTED]. you just can't  
13 recall?

14 MR. [REDACTED]: Yeah.

15 MR. [REDACTED]: When was your next shift?

16 MR. [REDACTED]: Mm. That happened on what -  
17 Saturday?

18 MR. [REDACTED]: Yeah. He was found on a  
19 Saturday.

20 MR. [REDACTED]: He died on Saturday, right?

21 MR. [REDACTED]: Yeah-yeah-yeah.

22 MR. [REDACTED]: Saturday. I don't know if I  
23 came in Sunday. I think I came in Sunday.

24 MR. [REDACTED]: Okay. And did you at  
25 that time did you speak with anybody about

1 Epstein's death?

2 MR. [REDACTED]: I mean I knew about it.

3 Everyone was talking about it.

4 MR. [REDACTED]: Yeah-yeah-yeah. So what  
5 was your understanding about how he died?

6 MR. [REDACTED]: He hung himself.

7 MR. [REDACTED]: Do you know anything  
8 about anyone else taking his life?

9 MR. [REDACTED]: No.

10 MR. [REDACTED]: No? Do you know anything  
11 about anyone assisting with taking his life?

12 MR. [REDACTED]: Nah.

13 MR. [REDACTED]: No. Do you believe that  
14 Epstein took his own life?

15 MR. [REDACTED]: Yes.

16 MR. [REDACTED]: Do you believe that  
17 Epstein acted alone in taking his own life?

18 MR. [REDACTED]: Yes.

19 MR. [REDACTED]: All right. Then there's  
20 only three more questions here. They're more  
21 open-ended. What do you believe would have  
22 prevented Epstein from dying?

23 MR. [REDACTED]: Nothing.

24 MR. [REDACTED]: Nothing? Do you think  
25 that if he was - wanted to take his life he

1 would have done it?

2 MR. [REDACTED]: If it was a regular inmate, I  
3 don't even think we would be - you know.

4 MR. [REDACTED]: Um what are some of the  
5 systematic problems inside the MCC? And  
6 specifically the SHU that allowed for Epstein  
7 to die?

8 MR. [REDACTED]: Mm. Systematic problems.

9 MR. [REDACTED]: You know like -.

10 MR. [REDACTED]: It sound like a union  
11 question or something like that.

12 MR. [REDACTED]: Well no it because like I  
13 told you, we're trying to look into like. Hey  
14 man, you're right.

15 MR. [REDACTED]: Yeah.

16 MR. [REDACTED]: If another inmate died,  
17 we're probably not going to be here talking to  
18 you. But this is high-profile. We now need to  
19 figure out what went wrong here. How do we fix  
20 it? So in your opinion, what went wrong here?

21 MR. [REDACTED]: I mean.

22 MR. [REDACTED]: And how do we fix it?  
23 We're from the government. We're here to help.

24 MR. [REDACTED]: Yeah. My opinion, the whole  
25 cellmate leaving. That's not on nobody. I'm

1 not. If I have the notice he had up until that  
2 time and left for one day. Then this happens.  
3 I can't blame lieutenant, staff, notifications.  
4 You know. Remember there's like 900 inmates in  
5 there.

6 MR. [REDACTED]: Right.

7 MR. [REDACTED]: I know he's high-profile, but  
8 we also have to monitor other inmates. The  
9 round situation. If that's true. That could  
10 have been a little bit you know -. You've got  
11 to make rounds in SHU.

12 MR. [REDACTED]: Counts too though, right?

13 MR. [REDACTED]: You've got to make rounds and  
14 counts.

15 MR. [REDACTED]: Now going back to there.  
16 You say it's not on anybody. But if he's -  
17 psychology is saying he's required to have a  
18 cellmate. It's got to be on somebody. Right?  
19 If he's on the hotlist. He's in SHU where he's  
20 supposed to have a cellmate anyway. And  
21 psychology is saying he's got to have a  
22 cellmate. It's got to fall to somebody to make  
23 sure. Hey, who is supposed to make sure this  
24 guy has got a cellmate? His cellmate is gone.  
25 He doesn't have a cell mate.

1 MR. [REDACTED]: Mm-hm.

2 MR. [REDACTED]: Because -.

3 MR. [REDACTED]: So if I know. If I get the  
4 notice by 8:00. Right? So I'm evening watch  
5 ops. I get the notice. Hey, this guy doesn't  
6 have a cellmate. All right. What's my call?  
7 I just throw him in there with anybody?

8 MR. [REDACTED]: My thought - and from  
9 talking to other people - are supposed to be  
10 that SHU staff should have notified the ops  
11 lieutenant or the activities' lieutenant. Who  
12 then should have notified the captain?

13 MR. [REDACTED]: Yeah. At 8:00. I could see  
14 that. But at that time on day watch, hm-mm.

15 MR. [REDACTED]: Yeah-yeah-yeah.

16 MR. [REDACTED]: It's a judgment call.

17 MR. [REDACTED]: And I'm not talking about  
18 at 8:00 a.m. I'm saying like what you just  
19 said --

20 MR. [REDACTED]: I want to say we can't  
21 (Indiscernible \*03:24:48) notice.

22 MR. [REDACTED]: -- you don't think that  
23 the cellmate thing should be on anybody. Well  
24 but it's like it's got to be on somebody. If  
25 he's required to have a cellmate, somebody's

1 got to make sure he's got a cellmate.

2 MR. [REDACTED]: Yeah. Yeah but what if I  
3 don't -. Remember these guys don't even - the  
4 guys on evening watch wasn't even sure it was  
5 right. It was overtime. I know [REDACTED] --

6 MR. [REDACTED]: Well no, I'm not talking  
7 --

8 MR. [REDACTED]: -- I think worked -.

9 MR. [REDACTED]: Yeah-yeah-yeah. I'm  
10 talking it was [REDACTED].

11 MR. [REDACTED]: But if I'm the OIC.

12 MR. [REDACTED]: I think [REDACTED] and [REDACTED].

13 MR. [REDACTED]: He wasn't even in custody at  
14 that time no more.

15 MR. [REDACTED]: All right. So but you  
16 got -. [REDACTED] [REDACTED] who --

17 MR. [REDACTED]: Mm-hm.

18 MR. [REDACTED]: -- that's her quarterly  
19 post.

20 MR. [REDACTED]: She did a double that day,  
21 right?

22 MR. [REDACTED]: Well she - but yea but at  
23 8:00 p.m. that was her first shift, right?

24 MR. [REDACTED]: Mm-hm.

25 MR. [REDACTED]: So we're talking - we're

1 not now talking about morning watch. We're  
2 talking about - you're saying 8:00 p.m., right?

3 MR. [REDACTED]: Yeah.

4 MR. [REDACTED]: So that's evening watch.  
5 So we're looking at -. Where are we looking  
6 at?

7 MR. [REDACTED]: So if I know - if I'm  
8 notified by 8:00. And I call the captain. Say  
9 hey, this guy don't -. What's my next move  
10 then? Throw him in there with anybody? Or

11 MR. [REDACTED]: Yeah, so we have [REDACTED],  
12 [REDACTED], and [REDACTED].

13 MR. [REDACTED]: Mm-hm.

14 MR. [REDACTED]: So yeah, I guess-.

15 MR. [REDACTED]: I mean I can see them saying  
16 - whoever said that. Because they say hey,  
17 kick it up.

18 MR. [REDACTED]: Right.

19 MR. [REDACTED]: You know. Kick it up. Kick  
20 the blame up top. Now if I'm on, what do you  
21 want me to do? Throw the guy in there with  
22 anybody? Just because he have to have a  
23 cellmate?

24 MR. [REDACTED]: Well some people have  
25 said that at the very least they would have put

1           him on like a dry cell type of a situation  
2           where you've got a staff member on him until he  
3           can get placed with a cellmate.

4           MR. ██████: Yeah. But that's a  
5           questionable move too.

6           MR. ██████: Um.

7           MR. ██████: You want me to take him and  
8           put him on - you know?

9           MR. ██████: So you believe - so I  
10          guess. What is your belief then?

11          MR. ██████: I mean there was a time and  
12          opportunity. Guy wanted to take his life. The  
13          inmate left. He saw the time and opportunity.  
14          He did it. The officers - you know.

15          MR. ██████: But don't -?

16          MR. ██████: Uh yeah.

17          MR. ██████: -- do you believe though  
18          as a correctional officer it's the  
19          responsibility to ensure that we ensure that  
20          they don't die in our custody?

21          MR. ██████: Well that's what the rounds  
22          is for. That's why it's so important.

23          MR. ██████: All right. So that's why  
24          you think it's really the rounds and the  
25          counts. Not necessarily the cellmate but the

1 rounds and the counts.

2 MR. [REDACTED]: Well in SHU, you required to  
3 do it.

4 MR. [REDACTED]: Right.

5 MR. [REDACTED]: You have to do it. It's for  
6 the inmate.

7 MR. [REDACTED]: And if they're not doing  
8 the rounds - the 30-minute rounds - that's  
9 really the blame here?

10 MR. [REDACTED]: That's a bad situation.

11 MR. [REDACTED]: Okay.

12 MR. [REDACTED]: It's a bad situation.

13 MR. [REDACTED]: So you blame it on the  
14 rounds way more than you would blame it on the  
15 cellmate?

16 MR. [REDACTED]: That's it. The cellmate, he  
17 ain't here. Yeah.

18 MR. [REDACTED]: Yeah.

19 MR. [REDACTED]: You know I mean that  
20 happened. It's the same thing. I understand  
21 they sent out the notification. There's no  
22 timeframe on that.

23 MR. [REDACTED]: Yeah-yeah-yeah.

24 MR. [REDACTED]: Is an inmate goes hey, you  
25 know, by the way, this guy was on - you sent

1           this out a month ago. He's not suicidal no  
2           more. He said it. It's like you know.

3           MR. [REDACTED]: Well in this case I think  
4           it was like 9 days. But yeah.

5           MR. [REDACTED]: Yeah. But there's still no  
6           timeframe. Some guys say they suicidal just to  
7           get out of SHU and play the game. Go back in.

8           MR. [REDACTED]: Right.

9           MR. [REDACTED]: But it's never saying hey  
10          this guy is not. There's no memo saying he  
11          does need a cellmate.

12          MR. [REDACTED]: Would you agree though  
13          that it's both? The fact that he was required  
14          to have a cellmate and they weren't conducting  
15          rounds?

16          MR. [REDACTED]: Yeah. Yeah.

17          MR. [REDACTED]: And that's where - when I  
18          talk about the problems.

19          MR. [REDACTED]: The thing is, that happened,  
20          but it's - that can happen. Hey oh. His  
21          Bunkie left. I didn't put a cellmate. That  
22          can happen.

23          MR. [REDACTED]: Right.

24          MR. [REDACTED]: You know. That can happen  
25          here.

1 MR. [REDACTED]: Right.

2 MR. [REDACTED]: You get inmates that was  
3 crying on level two. Hey, got to have a  
4 cellmate. You moved him? Yeah. Oh you ain't  
5 check? Oh you know.

6 MR. [REDACTED]: Yeah. So I think what I  
7 understand you saying is that the primary issue  
8 is not doing rounds. Secondary and a much  
9 lesser issue was that they didn't fill up his  
10 cellmate. Is that correct?

11 MR. [REDACTED]: Yeah.

12 MR. [REDACTED]: Okay. And are there any  
13 other problems or violations occurring inside  
14 the MCC that we should be made aware of?

15 MR. [REDACTED]: Mm.

16 MR. [REDACTED]: We're talking about the  
17 MCC.

18 MR. [REDACTED]: Violations?

19 MR. [REDACTED]: Anything that we should  
20 have known about that you think needs to be  
21 fixed.

22 MR. [REDACTED]: You got mandated a lot. I  
23 know that. You're working.

24 MR. [REDACTED]: So there's - is what  
25 you're saying then that they're severely

1           understaffed?

2           MR. ██████: They was. I don't know how  
3           it is now. Buy they was.

4           MR. ██████: And again when did you  
5           leave there?

6           MR. ██████: Uh December '19.

7           MR. ██████: December of 2019? At  
8           that point they were still extremely over -?

9           MR. ██████: Extremely.

10          MR. ██████: What about - was there  
11          anything that was being fixed ever since when  
12          Epstein died and August of 2019. Did you see  
13          anything being fixed by that point?

14          MR. ██████: Uh. They did change the log.  
15          I know that.

16          MR. ██████: What does that mean?

17          MR. ██████: They started putting inmates  
18          that go to court. Just in case. We started  
19          doing them and started attaching the PP38 to  
20          the log.

21          MR. ██████: So they would almost be  
22          part of the outcount?

23          MR. ██████: No. You could see. You  
24          could see all the movement.

25          MR. ██████: Okay.

1           MR. [REDACTED]: You know. You could see all  
2           the movement. They started single cell memos.  
3           Every time I need to know- every night.  
4           Because I worked the morning. Every night I  
5           need the -. Hey whose up there - single cell?  
6           That was an every night thing. We started that  
7           um. More rounds. More reiteration of doing  
8           your rounds. Um. I know the rounds. They got  
9           tighter with the rounds. The log. Mm. It was  
10          some things. There were some things. As far  
11          as staff, I think they did hire a class like  
12          right before. But um. You know.

13          MR. [REDACTED]: Now has that just been a  
14          constant problem with um with the MCC with  
15          being able to like fill -?

16          MR. [REDACTED]: I mean that's -. Yeah.  
17          That's been a problem for a while. It wasn't  
18          like that when I first got there though.

19          MR. [REDACTED]: And what is - why do you  
20          think it's so hard to keep that place staffed?

21          MR. [REDACTED]: Well uh I think they can't  
22          compete. It's the pay. They're not competing  
23          with other agencies. It's a tough job.  
24          Working there is tough.

25          MR. [REDACTED]: Yeah.

1 MR. [REDACTED]: It's not easy. I'll tell you  
2 that.

3 MR. [REDACTED]: What it makes it so  
4 tough?

5 MR. [REDACTED]: You've got some unruly  
6 inmates.

7 MR. [REDACTED]: Yep.

8 MR. [REDACTED]: You got a lot of unruly  
9 inmates. You doing some long hours.

10 MR. [REDACTED]: Are they doing long hours  
11 though because it's understaffed?

12 MR. [REDACTED]: Yeah.

13 MR. [REDACTED]: And that's what I mean.  
14 So it sounds to me, I mean an outsider's  
15 perspective. Is that they need a lot more  
16 employees.

17 MR. [REDACTED]: No. They need that  
18 definitely more employees.

19 MR. [REDACTED]: Is there a way for us to  
20 not only get employees but get good employees?  
21 What would be a solution there?

22 MR. [REDACTED]: I mean you got to recruit.  
23 You got to take people that really want to do  
24 the job.

25 MR. [REDACTED]: Um.

1           MR. [REDACTED]: I mean it takes some people  
2           that. You know. Say hey, you can make this  
3           your first year. Just going to put some work  
4           in it. You've got people that want it. You  
5           know. That wants the money.

6           MR. [REDACTED]: You think that it means  
7           they should have like a higher pay at the MCC?  
8           And the MDC?

9           MR. [REDACTED]: Higher pay or you look for  
10          people that are looking for opportunity. You  
11          know.

12          MR. [REDACTED]: Like as in make it like a  
13          rotating place? You have to do a certain  
14          amount of time there and then you can go to  
15          like your choice location afterwards?

16          MR. [REDACTED]: I mean.

17          MR. [REDACTED]: What do you mean by  
18          opportunity? I guess I should say.

19          MR. [REDACTED]: Like I don't know. I know  
20          the - I think it's a college requirement or  
21          credit something like that. Is it? I don't  
22          know. I'm not sure.

23          MR. [REDACTED]: I have -. We've  
24          definitely talked to people that don't have  
25          bachelor's degrees.

1           MR. ██████: Yeah. But I think they have  
2           um credits. I think they change it for  
3           credits.

4           MR. ██████: Yeah. Some people have  
5           said some college.

6           MR. ██████: Yeah.

7           MR. ██████: That we've talked to that  
8           they don't have -.

9           MR. ██████: I think -.

10          MR. ██████: I don't think I've talked  
11          to anybody that said they didn't have any  
12          college. But I mean I think it was like a  
13          couple credits. You know.

14          MR. ██████: Yeah. But I mean some people  
15          without college, it's one opportunity to say  
16          hey, you can make \$60,000 your first year. I  
17          just need you to show up and work.

18          MR. ██████: Right.

19          MR. ██████: Follow the rules. You know.  
20          And the credit check I think was getting a lot  
21          of people.

22          MR. ██████: Is that right?

23          MR. ██████: Yeah. Credit checks. I  
24          think that's what weeds out a lot of people.

25          MR. ██████: Now do you believe though

1 - on that note - if we're not doing credit  
2 checks, we're letting that slide. Wouldn't  
3 that breed a potential problem with  
4 introduction of contraband and being paid you  
5 know for brining things in?

6 MR. [REDACTED]: Bribery and stuff?

7 MR. [REDACTED]: Yeah. Because that's a  
8 big problem in the BOP.

9 MR. [REDACTED]: Yeah. But I think that's -.  
10 I mean you've got some people in there I mean.  
11 That don't work. That don't. no. you could  
12 be. I seen people get arrested with good  
13 credit.

14 MR. [REDACTED]: Right.

15 MR. [REDACTED]: Six figures - making six  
16 figures and do some corrupt stuff.

17 MR. [REDACTED]: Right-right.

18 MR. [REDACTED]: So. That's not it.

19 MR. [REDACTED]: Okay.

20 MR. [REDACTED]: I'm not saying take everyone.  
21 But you know.

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: It's like if you renting to  
24 somebody and you a landlord. And you say  
25 alright, I know you ain't got the top score,

1 but I see you pay your bills on time. You had  
2 a little student loan debt here or whatever.  
3 I'll give you a shot.

4 MR. [REDACTED]: Yeah.

5 MR. [REDACTED]: You know.

6 MR. [REDACTED]: What have you got?

7 MR. [REDACTED]: You mentioned that you saw  
8 Epstein in the conference room.

9 MR. [REDACTED]: Attorney conference. Yeah.

10 MR. [REDACTED]: And sometimes he was  
11 sleeping.

12 MR. [REDACTED]: It looked like he was  
13 sleeping. He would lay down on the table like  
14 that.

15 MR. [REDACTED]: Is that normal for inmates to  
16 be sleep in the conference room?

17 MR. [REDACTED]: To sleep? No. that's not  
18 normal. Most guys is trying to get out. Saying  
19 hey, you need to do this and do that.

20 MR. [REDACTED]: Did anyone ever tell him to  
21 wake up or address it?

22 MR. [REDACTED]: I don't think so.

23 MR. [REDACTED]: The reason I ask is like was  
24 that a privilege that was allowed to Epstein?  
25 To do that?

1           MR. ██████: No. It wasn't a privilege.  
2           I think the being that he was there from early  
3           in the morning to whatever time. The lawyers  
4           probably like alright, let's look over this.  
5           And he probably laying, and I'll wait until  
6           y'all finished. And then alright, let's go.  
7           But he also gets to buy out the vending machine  
8           too. At first.

9           MR. ██████: The vending machine?

10          MR. ██████: Yeah. He used to get all his  
11          snacks.

12          MR. ██████: Yeah. Because you weren't  
13          allowed to give him food in there right?

14          MR. ██████: In the SHU? You got food.

15          MR. ██████: Not in SHU.

16          MR. ██████: In attorney -.

17          MR. ██████: Attorney conference. I  
18          was told that he basically had to get his own  
19          food from the vending machines.

20          MR. ██████: Yeah.

21          MR. ██████: Was he allowed -? Would  
22          people feed him - the BOP food - when he was in  
23          attorney conference? Would they bring him a  
24          tray?

25          MR. ██████: Mm. No. I don't think so.

1 I don't even think he even ate that. I'm not  
2 sure. I don't even know if he even ate the BOP  
3 food. He probably just ate commissary.

4 MR. [REDACTED]: Oh so there's a  
5 commissary he could go to?

6 MR. [REDACTED]: Sure. You could go to  
7 commissary in SHU.

8 MR. [REDACTED]: No. I'm talking about  
9 because 8:00 a.m. to 8:00 p.m. he was always  
10 with attorney conference.

11 MR. [REDACTED]: Yeah. So he used to get  
12 drinks and chips - snack food.

13 MR. [REDACTED]: And that's what he would  
14 just eat all day?

15 MR. [REDACTED]: I don't know about all day.  
16 But I know you know he'll have a - hey, make  
17 sure when the lawyers come, they get his sodas  
18 and drinks and they get us his chips.

19 MR. [REDACTED]: Hm.

20 MR. [REDACTED]: Yeah.

21 MR. [REDACTED]: Do you know anything  
22 about would he eat before he would go and then  
23 be afforded a tray as soon as he got back to  
24 SHU?

25 MR. [REDACTED]: Uh. I mean yeah . but that

1           wouldn't be -. That wouldn't be kind of  
2           common. That's what any legal visit that we  
3           used to do.

4           MR. ██████████: Yeah-yeah-yeah. I'm just  
5           saying if he's 7 days a week not eating - only  
6           eating a bag of chips or something from 8:00  
7           a.m. to 8:00 ██████., that seems like he'd get a  
8           little more hungry than that.

9           MR. ██████████: Yeah. I don't know. I don't  
10          know - I don't recall him getting a tray in  
11          there though.

12          MR. ██████████: Yeah-yeah-yeah. No.

13          MR. ██████████: Yeah. I don't know.

14          MR. ██████████: I don't know if he was or  
15          not. That's why I was asking.

16          MR. ██████████: Yeah. But if he comes back  
17          from there and they said hey that's my tray  
18          from earlier and if he was in legal visit, we  
19          would give it to him.

20          MR. ██████████: Right.

21          MR. ██████████: I mean that's common  
22          practice.

23          MR. ██████████: Let's say - once ██████ left  
24          that morning.

25          MR. ██████████: Who?

1 MR. [REDACTED]: [REDACTED].

2 MR. [REDACTED]: Okay.

3 MR. [REDACTED]: Once he left that morning, I  
4 know there's like a sheet that keeps track of  
5 all the inmates in the SHU. Right? They have  
6 like a bed count sheet.

7 MR. [REDACTED]: Bed book count.

8 MR. [REDACTED]: Bed book count. Would that  
9 book need to be updated?

10 MR. [REDACTED]: That he left? Yeah.

11 MR. [REDACTED]: Whose responsibility would  
12 that have been?

13 MR. [REDACTED]: Uh. I don't know officers.

14 MR. [REDACTED]: So officers should have  
15 updated it. Now let's say they went in 4:00  
16 [REDACTED]. count. And then 9:00 [REDACTED]. count - god  
17 forbid there was something off with the count.  
18 They would have to pull out eh bed book and  
19 verify it. Right?

20 MR. [REDACTED]: If you get two bad counts.

21 MR. [REDACTED]: Two bad counts.

22 MR. [REDACTED]: Yeah.

23 MR. [REDACTED]: But if no one updated the  
24 book, would that be an issue?

25 MR. [REDACTED]: Well if you get two bad

1 counts, you've got to a bed book. And then  
2 you'll find discrepancy. But then again, you  
3 know who usually updates the bed book count?

4 MR. [REDACTED]: The lieutenant?

5 MR. [REDACTED]: Morning watch. Because I'm  
6 now - this is the new day - 12:01.

7 MR. [REDACTED]: Okay.

8 MR. [REDACTED]: This person's not here. Now  
9 I know for a fact that this is what I'm  
10 starting my day with - for the whole day.

11 MR. [REDACTED]: I was going to show one - the  
12 same document. You mentioned that when you  
13 were working the SHU around 2:00 a.m. you would  
14 have got the court document. Right? The  
15 attorney would have brought it up. Or someone  
16 would have brought up the document.

17 MR. [REDACTED]: Yeah. It comes up on morning  
18 watch.

19 MR. [REDACTED]: If - I mean and we don't know  
20 for sure if that was the same happening. Who  
21 would have got that notification at 2:00 a.m.  
22 on August 9th?

23 MR. [REDACTED]: About the paperwork?

24 MR. [REDACTED]: About the court documents.

25 MR. [REDACTED]: Uh probably internal.

1           MR. [REDACTED]: No who in the SHU. Who was  
2           in the SHU at that point? Who would have  
3           gotten notified? Hey, listen [REDACTED] is leaving  
4           in the morning.

5           MR. [REDACTED]: Uh. [REDACTED] and [REDACTED].

6           MR. [REDACTED]: [REDACTED] [REDACTED]?

7           MR. [REDACTED]: Yeah.

8           MR. [REDACTED]: And let's say the morning  
9           came around. The shift changes and -. Who  
10          would have notified um - they got the document?  
11          They - [REDACTED] is leaving.

12          MR. [REDACTED]: Mm-hm.

13          MR. [REDACTED]: Who would have notified  
14          control or kept track of the fact that [REDACTED] is  
15          walking out of there?

16          MR. [REDACTED]: And again I told you, see if  
17          you don't - it's not a thought. It's not  
18          coming on my radar until -.

19          MR. [REDACTED]: No. I'm not saying that.  
20          But who in the SHU would have been responsible?

21          MR. [REDACTED]: Someone in the SHU like I  
22          said evening watch around 8:00. If they're  
23          saying hey, R&D they weren't back? Make sure  
24          our count is right. But um. Yeah.

25          MR. [REDACTED]: That's it. I just had to

1 clarify that. Thank you.

2 MR. [REDACTED]: But just because [REDACTED]  
3 and [REDACTED] got that sheet, it doesn't mean  
4 that they would have done anything at that  
5 time, right? Wouldn't it have been the next  
6 shift to get -? Who would have gotten him  
7 ready to do at 8:30?

8 MR. [REDACTED]: Well depending on what time.  
9 I mean they could do it at 6:00.

10 MR. [REDACTED]: They being?

11 MR. [REDACTED]: Hey, whoever comes in at  
12 6:00. Hey, he got court.

13 MR. [REDACTED]: All right. So they would  
14 have been the guys that probably getting  
15 everybody ready to go to court?

16 MR. [REDACTED]: Yeah.

17 MR. [REDACTED]: Okay. At least giving  
18 them notice.

19 MR. [REDACTED]: Who was on shift to get [REDACTED]  
20 ready? If he left around 8:00.

21 MR. [REDACTED]: Uh [REDACTED], [REDACTED], [REDACTED],  
22 [REDACTED].

23 MR. [REDACTED]: [REDACTED] was though?

24 MR. [REDACTED]: [REDACTED] was there at 6:00  
25 yeah.

1 MR. [REDACTED]: Okay.

2 MR. [REDACTED]: He was SHU 3.

3 MR. [REDACTED]: Okay. At 6:00 a.m.?

4 MR. [REDACTED]: Yep. I see - wait. So I see  
5 he notified his relief is what he's saying.  
6 Right? [REDACTED] was his relief at 2:00.

7 MR. [REDACTED]: Yeah. According to that  
8 memo.

9 MR. [REDACTED]: Yeah. I mean yeah. It's one  
10 of those situations.

11 MR. [REDACTED]: That's all I got.

12 MR. [REDACTED]: Okay. Cool. Anything  
13 you got (Indiscernible \*03:40:03). We had a  
14 really long interview here. So I apologize for  
15 that. But we do appreciate you bearing with  
16 us. All right. It is 4:46 p.m. on Monday,  
17 July 12, 2021. This is Senior Special Agent  
18 [REDACTED] [REDACTED] and I am turning off the  
19 recorder.  
20  
21  
22  
23  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

CERTIFICATE

I hereby certify that the foregoing pages represent an accurate transcript of the electronic sound recording of the proceedings before the Department of Justice, Office of the Inspector General in the matter of:

Interview of [REDACTED] [REDACTED]

[REDACTED]

[REDACTED], Transcriber