
WEST, DAVID ("RANDY")

*****L

LEGEND:

Q: DET. JOHN R. YOUNG, SDPD

WEST: DAVID RANDALL WEST

Q: Okay. What's your name?

WEST: Randy.

Q: Randy, that's my name. I'm J. R. Young, John Randall Young.

WEST: Yeah.

Q: What's your last name?

WEST: West.

Q: What's your real name?

WEST: David Randall.

Q: And your date of birth?

WEST: [Personal data deleted]

Q: Well, fortunately, uh, I'm sorry that you had to stay in those cuffs all along, but apparently they thought perhaps you were a suspect at the time, there was a lot of confusion out there, and any time you get involved in an officer involved shooting like this, there is a lot of confusion and it takes awhile to sort things out, and plus there were a lot of witnesses at the scene that we had to talk to before we could get down there but, um, we consider you nothing at this point more than a witness.

WEST: Yeah.

Q: You're not under arrest, uh, obviously you know that your friend was shot and uh, you know, we need to know everything that, that you witnessed, that you saw...leading up to and after the officers arrived so we can better understanding of exactly what did happen. Why don't you start with uh, how long, what is your friend's name and how long you've known him?

WEST: His name is Demetrius DuBose.

Q: DuBose, do you know how to spell his last name?

1 WEST: D-u-b-o-s-e.

2 Q: Do you happen to know his date of birth? ... About how old is he?

3 WEST: (inaudible)

4 Q: (inaudible) And how long have you known him?

5 WEST: I've known him for at least a couple years.

6 Q: Is that where you've known him from was the beach?

7 WEST: Yeah, he was actually been staying at my place (inaudible)

8 Q: What were the arrangements (inaudible)

9 WEST: Uh, he was becoming an investor in my business and um ..so he, it's a pro beach

10 volleyball tour, had three events since he moved in and hum, so he had just been

11 staying there instead of getting his own place.

12 Q: Is he from here? .. San Diego?

13 WEST: No. No, he's an ex-pro football player so he just kind of uh, got out of that and he's

14 been, he used to own a house in Del Mar and he sold that, he's been going back and

15 forth between San Diego and Mammoth, lives in Mammoth during the winter season

16 and hangs out in San Diego during volleyball season, summer season.

17 Q: What's his uh, who did he used to play for?

18 WEST: Tampa Bay.

19 Q: You know when his last year was?

20 WEST: Um..I'd have to think about it.

21 Q: Was he a starter or just on the team?

22 WEST: He was drafted the 2nd round out of Notre Dame and uh..he actually was like the

23 backup cornerback on defense for... linebacker, called the shots.

24 Q: He's what?

25 WEST: Played behind (inaudible) Nickerson...Tampa Bay (inaudible) Basically, it would be

26 like the quarterback (inaudible) defense where he had to.. call all the defensive signals

27 and all that (inaudible)

28 Q: He was a cornerback?

29 WEST: No, he was a linebacker.

Q: How good was he?

WEST: (inaudible)

1 Q: (inaudible)
2 WEST: Yeah, he was a great guy (inaudible) definitely played a part of it, this whole thing
3 (inaudible)
4 Q: Do you know when was his last year?
5 WEST: Um, the year, he tried out for the Jets, the first year parcel started coaching there, that
6 wasn't last year, it was two years ago and then he didn't really play that season so the
7 year before that ... so I would say the last season was what-
8 Q: (inaudible) he tried playing with the Jets (inaudible)
9 WEST: (inaudible)
10 Q: And exactly, I mean, how did you meet, just on the beach?
11 WEST: Yes, playing volleyball.
12 Q: And he helped you direct these.
13 WEST: He uh, I started then this last summer, our first season and uh, you know, he was
14 excited about it then, he didn't really get involved, and then at the start of this season,
15 he started investing money and taking a little bit more of a hands on role.
16 Q: How much money has he got invested in your company?
17 WEST: Um, eight thousand..he was going to invest a bunch more too.
18 Q: Now is it, during the season does he stay with you everyday?
19 WEST: Um, that was just kind of, he uh, didn't have a place, but he was basically, going from
20 friend house, excuse me, to friend house and then he was like, kind of sleeping in his
21 car, I guess, for I don't know how long, you know, maybe just a couple nights, before
22 I found out that that's what he was doing, maybe he had been investing, so I said, hey,
23 you can crash here until you, you know, find a place or whatever.
24 Q: Did he stay with you last night? I mean, that's like night before last now.
25 WEST: Yeah, well, yeah.
26 Q: How long has he been staying with you?
27 WEST: Since the middle of May.
28 Q: So every day pretty much since middle of May?
29 WEST: Yeah.
30 Q: So you, you consider yourself a good friend of his?
31 WEST: Well, you know, we're, I mean we played uh, in a volleyball tournament today

1 (inaudible) volleyball.
2 Q: Where was that?
3 WEST: In Ocean Beach.
4 Q: (inaudible)
5 WEST: He's, his support of us, of the business..you know. I'm grateful to him for that,
6 (inaudible) you know.
7 Q: (inaudible)
8 WEST: It's been real tough, I mean-
9 Q: (inaudible)
10 WEST: I didn't really like him living there but I couldn't really-
11 Q: (inaudible)
12 WEST: It's a one bedroom.
13 Q: Where would he crash at?
14 WEST: Um, I have a girlfriend and a lot of times I'm over there, you know, anyways, so-
15 Q: But when you both were there would you sleep on the couch?
16 WEST: I sleep on the uh, on the bed and he either sleeps on the couch or on the floor or by the
17 couch or some-, lately he's been sleeping outside, recently, just like, crashing on the
18 deck.
19 Q: (inaudible)
20 WEST: No...no.
21 Q: No (inaudible)
22 WEST: yeah.
23 Q: What kind of (inaudible)
24 WEST: Um, I was only home for like an hour or so, two at the most.
25 Q: Before this happened?
26 WEST: The sun was going down about 8 O'Clock, yeah, we probably didn't get home 'till
27 7:00, a little before that, I don't know.
28 Q: Somebody come back and pick you up?
29 WEST: (inaudible)
30 Q: Did he drive a car or use your car?
31 WEST: Yeah, he drove us there and back.

1 Q: His car?
2 WEST: Yeah.
3 Q: What does he have?
4 WEST: He's got a Range..Rover, I think.
5 Q: Was it still parked at the (inaudible)
6 WEST: No he, he doesn't park in the lot, I'm not sure where he parked, he just dropped off
7 his stuff and he parks sometimes out on Santa Clara Point.
8 Q: Do you know anything about his family or..who he contacts?
9 WEST: Um, yeah, I think his, his mom calls a lot, I don't have her number but uh-
10 Q: Does she call collect or..
11 WEST: She was in Alabama this weekend, for like a family reunion I think, from what I could
12 gather and um, I don't know, I may have written that number down to give it to him
13 but, I don't know where that number is now.
14 Q: (inaudible)
15 WEST (inaudible) how he's doing right now?
16 Q: Not doing good. What uh, what do you know about his uh, what do you know about
17 him and his past background? Where he grew up and all that kind of stuff?
18 WEST: He grew up in Seattle..
19 Q: Does he have brothers and sisters?
20 WEST: I don't know.
21 Q: What do you guys usually talk about? Volleyball and girls?
22 WEST: Or, I mean I've, you know, gotten to know him, obviously, but...(inaudible)
23 Q: (inaudible)
24 WEST: Well, no, I mean, we're pretty much, I mean, gotten really close.
25 Q: (inaudible) couple months.
26 WEST: Yeah, but I mean, it's kind of (inaudible) length of the business..then all of a sudden
27 he's my roommate, all of sudden, you know, playing volleyball together too, you
28 know, so it's like...(inaudible) yeah, I know.
29 Q: Was your girlfriend over today?
30 WEST: No, she's out of town.
31 Q: (inaudible) was that your tournament or?

1 WEST: No, it's a, it's called West Coast beach volleyball..kind of a local-
2 Q: (inaudible)
3 WEST: Well, they had like 10 open teams and they had like the (inaudible) division (inaudible)
4 different divisions so there was a fair amount of people out there (inaudible) kind of a
5 local, grass roots type of thing. But uh, I only, you know, the keg was gone pretty
6 quick, I mean we all had a couple beers each. I got one of the last ones, I had three,
7 but um...
8 Q: (inaudible)
9 WEST: Yeah, that was like, around noon or one, you know.
10 Q: How about him?
11 WEST: He didn't even get his (inaudible) He might've had, some other people had some beer
12 there and....
13 Q: (inaudible)
14 WEST: He drove back and I, you know, I'm not going (inaudible)
15 Q: (inaudible)
16 WEST: (inaudible)
17 Q: When you guys got home, did you drink anything?
18 WEST: (inaudible)
19 Q: What did you guys do when you got back?
20 WEST: I just started uh, working, I got the mail, I had a few installments in internet software,
21 in fact that's what was happening, I was on the phone, getting some technical support,
22 you know, that's all logged in in their records and everything and I had some reference
23 number and then I, and then I heard him talking out on the deck with, you know, the
24 neighbors, I guess, I mean I don't, they've been here less than a month.
25 Q: Who is the neighbors?
26 WEST: (inaudible) along the deck there.
27 Q: (inaudible) fence (inaudible) or railing?
28 WEST: Yeah. Theirs is like closer to the ocean than mine.
29 Q: (inaudible) where you went into the door?
30 WEST: See I don't know what happened? I was just saying, it was just like I got off the
31 phone, I heard them talking like, I don't know, a guy asking him like.. who's uh, who

1 you live there with or something like that, like maybe he thought, (inaudible) breaking
2 in or something-

3 Q: (inaudible) what was leading up to that.

4 WEST: And then he goes, Randy, they're calling the cops, can you, can you vouch for me?
5 (inaudible) you know what I mean? So we, I walked down and uh, (inaudible)
6 outside, I go, hey guys, you know, I'm (inaudible) here (inaudible) I was going to
7 clear up whatever misunderstanding was there and um, they like oh, we already called
8 the cops, and sure enough, like 15 seconds later, a cop car pulls up. (inaudible)
9 Obviously, the way it went down, (inaudible)

10 Q: Before we (inaudible) let's, let's talk about, you guys got back and seven and this, I
11 think the call came in like...well, basically, uh, 8:30, so about an hour and a half.
12 What, do you know what he was doing during that time?

13 WEST: He was just like...walking around the apartment, you know, walking back and forth, I
14 don't know, doing stuff on the deck, come back in-

15 Q: Not drinking?

16 WEST: Not that I saw, I mean, I don't know, he might've..cracked open a beer, you know,
17 it's like..

18 Q: Have you got beer in the house?

19 WEST: Um, I think he has some Heinekens, in the fridge, but, you know-

20 Q: And you were pretty much just on the phone, doing all your business things.

21 WEST: Yeah, yeah.

22 Q: Was he helping do all that or-

23 WEST: No, I was just kinda', you know, we played and..lost four games today and.. couple of
24 games there wasn't any (inaudible) trying it seemed like, you know, so I just-

25 Q: (inaudible)

26 WEST: kinda..I was just taking care of business, you know. We were going to go to some uh,
27 after barbecue and maybe, then right down there-

28 Q: What time was (inaudible)

29 WEST: (inaudible) I got the internet stuff in the mail so I started with that.

1 Q: Now, it doesn't matter, you're not under arrest for any drugs or anything but was he,
2 anybody doing drugs? ... "Cause your eyes are pretty (inaudible) right now. I don't
3 know if that's natural for you or not but..
4 WEST: (inaudible) all day-
5 Q: Did you take coke?
6 WEST: No, huh uh.
7 Q: How about him?
8 WEST: I've never-, (inaudible)
9 Q: And you allow him to have drugs in your house?
10 WEST: ...(inaudible)
11 Q: (inaudible)
12 WEST: Maybe some marijuana every now and then but, we were pretty much out. I mean
13 (inaudible)
14 Q: (inaudible) you guys smoke a joint or anything?
15 WEST: (inaudible)
16 Q: You've seen people, has he been violent, I mean, does he have a temper or..
17 WEST: I think he has a problem with ...
18 Q: Authority?
19 WEST: Yeah.
20 Q: Well, but why do you say that?
21 WEST: Well, or he just, he, he thinks like, he's been told that before, yeah, but I think.. he like
22 gets in his head, the way he thinks is right, so therefore, he can't be wrong..instead of
23 letting the situation play out, he feels he's being persecuted because of his race, I
24 mean, I know that. And I think, to tell the truth, that that definitely plays a factor, but,
25 you know-
26 Q: (inaudible) he's not a racist, is he racist?
27 WEST: No.
28 Q: Did he ever express those kind of views to you or-
29 WEST: No, but he feels that, maybe, the police-
Q: (inaudible)
WEST: Yeah.

1 Q: Did he have problems with coaches and shit in football or..

2 WEST: (inaudible)

3 Q: He just didn't like people telling him what to do or..

4 WEST: No, not so much that, it's just, you know, I think he had a couple other incidents

5 recently and uh, that was kind of what he expressed to me (inaudible). He hired an

6 attorney and he kind of talked to me about these things, an attorney-client relationship

7 (inaudible) but uh..

8 Q: Are you (inaudible)

9 WEST: I just get (inaudible) and I went to law school, passed the bar and all that, but, I've

10 been doing it (inaudible) beach volleyball. Well, I mean, it was a shock today just to, I

11 mean I thought I knew (inaudible) and civil rights, some loophole (inaudible) without

12 being under arrest (inaudible)

13 Q: The call came in as a burglary in progress. That's how the cops were responding.

14 Uh, let's get to that, let's, you were on the phone..

15 WEST: Yes.

16 Q: And you heard him talking with the neighbors. And do you know the neighbors?

17 WEST: No.

18 Q: Don't know 'em by name?

19 WEST: They've only, that place, sometimes there's like never anyone there, like it's not rented

20 out and I, I think it recently got rented out or, you know, they change roommates.

21 Q: 'Could've been there, you said about a month?

22 WEST: That's one of the, the new girl was out there.

23 Q: But who, was there a guy and a girl?

24 WEST: ..All I saw was guys today but I'd seen a, a girl out there on the deck, she came and

25 introduced herself (inaudible)

26 Q: How many guys live there?

27 WEST: I don't know. I think, it's a three-bedroom...

28 Q: Were you still on the phone when you walked out or..

29 WEST: I never walked out there, I just kind of heard 'em-

Q: (inaudible) heard talking across the uh, railing (inaudible)

WEST: (inaudible) on the deck and they were on theirs, I guess.

1 Q: You didn't really see, you just heard 'em.

2 WEST: Yeah, just kind of heard.

3 Q: And what, (inaudible)

4 WEST: I was still on the phone.

5 Q: (inaudible)

6 WEST: I was under the impression that, they were ask-, they were asking about me, who's,

7 who's the guy that lives here or something like that. And he's like, well, I don't have

8 to tell you or something like that, you know. Why did he need to know that or..so I

9 was wondering what's going on. I was just like, do they think that he's like..that he

10 came into my place or something or what, you know what I mean, like, you know, like

11 maybe they were looking out for me, but they don't know me yet, I couldn't quite

12 figure it out, you know, why they were asking.

13 Q: Do you guys, do you, I mean like a sun setting or whatever, do you guys normally

14 jump over that rail to get closer to the ocean to look or..

15 WEST: Uh, like when, when no one has been there, like, living there, that, a couple years ago I

16 might've gone but, I don't normally. You know, he, he probably freaked 'em out,

17 what I'm guessing happened is that he just went over there, you know like, to say

18 hello and see what's up (inaudible) I don't know and then, you know, he, obviously

19 that's going to freak them out, you know, he's a big black guy (inaudible) like, so and

20 then he, he, he probably knew he screwed up but..you know, just, it was, it was

21 harmless, we (inaudible)

22 Q: Is it, is it (inaudible) you know, people who live like that, OB and those places that

23 always jump the rail on each other's property or..

24 WEST: No, it's more like-

25 Q: I mean, have your neighbors jumped your railing and come over to your house?

26 WEST: He's the most, it's harmless, I mean, every now and then (inaudible) walk on the roof

27 (inaudible) what's happening, yeah, like, but I mean, mine's kind of like down, so it's

28 like, no ones really jumped down there, I mean, I've seen, like one time I remember

29 late at night, I think the people that lived there were locked out, must've been different

people, and they came out through my house, kind of jumped onto my roof, walked

1 across my ceiling and then jumped onto their railing to get in their house. You know
2 what I mean, I don't know, but (inaudible)

3 Q: Do you have any idea, any reason why Demetrius would be inside their apartment?

4 WEST: Like I said, I, he, he likes to..

5 Q: I mean I-

6 WEST: I think, I think what happens is that-

7 Q: (inaudible) trying to rile up anyone in their apartment or whatever, I don't know, but,

8 WEST:: People like, will watch him, just because he's noticeable and then he likes to like,
9 because people watch him, maybe, you know, pretend to do some weird things, just
10 because of the fact they were watching him type of stuff and, he does weird things
11 and, he might-

12 Q: Was he, was he really tired when he got back or..

13 WEST: I don't know.

14 Q: Was he ready to crash? Sun and beer get to him all day or was he just kind of hyper?

15 WEST: I don't know. . He was looking for something to do and maybe he was waiting for me
16 so we could go to that barbecue or something, who knows. I mean..it's dumb for him
17 to go over there, you know what I mean, it was dumb, but just like, he was bored, I
18 mean that's what, if I would've talked with these guys they wouldn't have been mad at
19 him and they would say okay. (inaudible) just messing with you 'cause he could
20 maybe, or something, I don't know.

21 Q: Have you ever seen him do a crime?

22 WEST: No.

23 Q: Burglary or-

24 WEST: No.

25 Q: theft of any kind?

26 WEST: No. He's, ...he doesn't do anything like that, for one.

27 Q: Does he have any business inside those people's place?

28 WEST: No.

29 Q: I mean, does he know 'em well enough to walk in any time?

WEST: You know (inaudible) I think he just probably got a little too curious or something.

Q: And was he really drunk? Or was he high?

1 WEST: Well, you know, I mean, I don't...I've seen him more drunk, I mean he wasn't drunk,
2 he might've found someone at the beach that day, I don't know, to tell the truth.
3 Q: But you drove back with him, so you didn't think he was too drunk to drive.
4 WEST: But I mean, yeah, he, when, when he's sober, he doesn't do stupid things, you know
5 what I mean. But every now and then he'll just like.. (inaudible) the impression I get
6 is he messes with people 'cause he can or something like that, even though he means
7 no harm, just like, I don't know what it is, boy, exactly, but...
8 Q: What happens next, after the neighbors and him were having words?
9 WEST: So we walked out, oh, I don't know, they, I got off the phone and he goes, Randy,
10 Q: Where was he at when he said that to you?
11 WEST: He was like, coming in from the deck.
12 Q: Okay, so he's out on the patio.
13 WEST: Yeah.
14 Q: Did you see the neighbors at that time?
15 WEST: No.
16 Q: And what does, what does he ask you?
17 WEST: And then he says, Randy, can you, can you vouch for me, like he knows he messed up,
18 these guys are, are freaked out, they've already called the cops, I guess, so it's like-
19 Q: He said, he told you that they were calling the cops?
20 WEST: (inaudible) he said they're calling the cops or something (inaudible) like, I'm thinking,
21 for what, you know? So-
22 Q: I know, have you seen the neighbors up, up to this time?
23 WEST: No.
24 Q: Okay.
25 WEST: So we walked downstairs and I was going to go up there, you know, (inaudible)
26 Q: You walked out onto the-
27 WEST: Yes, I mean in the alley, walking up towards the ocean and they're up by their garage,
28 they're like on the, the Strand way and they're sitting there and one of 'em's on the
29 phone (inaudible) just started talking (inaudible) one guy and maybe even a couple
other guys, with one man behind them.
Q: Is Demetrius with you?

1 WEST: Yeah.
2 Q: Okay, just..
3 WEST: And he's like, well, no, we already called the cops.
4 Q: I mean, were they ready to work it out with you or..
5 WEST: Yeah, yeah, yeah. They were like..ready to forget the whole thing even though I
6 hadn't even, you know, gone through explaining or found out necessarily exactly what
7 happened, I got the jest-
8 Q: I mean, did you tell them you were, you lived next door and he was staying with you?
9 WEST: Yeah. I don't know if I got to that point, the point that he was staying with me but I
10 think that they were understanding that I lived there and...that he had business being
11 up there at my place at least, you know. That he wasn't just some random..uh,
12 whatever, working, perpetrator, whatever they, you know, was freaking them out.
13 Q: So you were just calmly talking to the neighbors.
14 WEST: Yeah. They were still on the phone.
15 Q: Who were they talking to, do you know?
16 WEST: Talking to whoever they called (inaudible) police.
17 Q: They were talking to the police?
18 WEST: Yeah.
19 Q: (inaudible) How do you know?
20 WEST: That's what I assumed, 'cause he, he was still on the phone and then they're like oh
21 yeah, they're here now. Oh yeah, and then all of a sudden a squad car pulls up
22 (inaudible)
23 Q: Was it just one cop car?
24 WEST: Yeah.
25 Q: Then what happened?
26 WEST: We were sitting there and then they're like asking the guys, is this him, is that the one
27 and pointing to him (inaudible) they had him step over there by the stairs, sat him
28 down...
29 Q: So they, they had him sit and is that stairs on the other side of the court?
30 WEST: (inaudible)
31 Q: (inaudible)

1 WEST: No they did but not right away. They might've asked me a couple preliminary
2 questions-
3 Q: (inaudible)
4 WEST: and then they, then they said and then they found out who I was, and you live with
5 him, okay, why don't you go sit behind him.
6 Q: Did he go sit (inaudible)
7 WEST: Yeah. (inaudible) sit behind him.
8 Q: So at the point of the stairs they knew that you lived next door and they knew that he
9 was your friend and he was staying with you? Basically?
10 WEST: Uh huh.
11 Q: Then what happened?
12 WEST: So we're sitting there and then...kind of out of-
13 END OF SIDE 1.
14 TAPE 1, SIDE 2:
15 WEST: You can see, then, when, you know, he should've realized that he probably messed up
16 and that he should at least follow their orders until it gets all sorted out.
17 Q: It probably would've been just that. I mean, it probably would've been nil.
18 Once they talked to the neighbors.
19 WEST: Yeah. And he uh, he just started uh- (inaudible)
20 Q: Did they have their, did they have their handcuffs on? Out?
21 WEST: Yeah, he wasn't turning around and (inaudible) he, he stood up and he says, he says
22 I'm going to get the cops, like he's been totally wronged, he's like I'm going to go get
23 the cops, you know like this, like, just, you know and I was telling him, you know,
24 just, just do what they say.
25 Q: I'm going to go get the cops?
26 WEST: Yeah.
27 Q: What does that mean?
28 WEST: Like I'm going to go get the cops, like these, I've got to get the real cops to save me
29 from these cops or something, you know what I mean, like he's being, these guys are
taking advantage of him or something. That's just the way he's feeling is the way I
heard it.

1 Q: (inaudible)
2 WEST: No, but it's..he's looking at me like..the only thing he can figure out in his mind
3 probably is they're doing it 'cause I'm black, you know. Like, they're not putting the
4 cuffs on me, you know, so it's like..
5 Q: Okay.
6 WEST: So he uh, he started saying that and he's standing up there and they, they sprayed him
7 with the uh, pepper spray or whatever.
8 Q: You say he was starting to go kind of nuts, what was he, I mean was he physically
9 doing anything?
10 WEST: He'd, he'd stood up and he was saying what I was saying, he was saying uh,
11 Q: (inaudible)
12 WEST: I'm going to get the cops, you know, I'm going to get the cops, you know, like, yeah,
13 so they stood up, they sprayed him pretty much right away and he kinda' like, you
14 know, just started down the alley, I guess, um-
15 Q: They both were spraying or just one?
16 WEST: All I saw was one but uh..
17 Q: Can you -
18 WEST: He just kind of like turned down and like, maybe it was like, (inaudible) down the alley
19 a little and I think they tried to grab him and then they were down a little further and
20 he kind of broke free..and, instantly, the cop had out his gun, he was chasing him
21 down, down, you know, towards the boulevard, and I'm thinking, Oh, my God
22 (inaudible) run, you know.
23 Q: When they grabbed him..did he, (inaudible) I mean he's a big guy (inaudible)
24 WEST: Yeah, I don't think they were able to get a, a good hold. 'Cause he, I think he was
25 just trying to get out of there. You know, uh,,
26 Q: (inaudible)
27 WEST: A flashlight flew off, you know, and I don't know, hit the ground.
28 Q: Were they both trying to actually put their hands on him and stop him?
29 WEST: I think they both were, at least one (inaudible)
30 Q: Can you distinguish between the two cops?
31 WEST: No, it's, it's kind of a blur at that point as far as..you know, but-

1 Q: Like how far down the alley-

2 WEST: The one was ahead of the other, I think, and uh, instantly I could see him, he already

3 had his gun out and was running down, I'm thinking.. first of all, I can't believe he's

4 running, that the Demo's running and then I can't believe that and so I'm just, so

5 we're just still sitting there, where we were, you know, all the guys.

6 Q: Did the, when they maced him, was he still upstairs...(inaudible) further down.

7 WEST: I was like a step away, I stood right there, he was standing (inaudible)

8 Q: And then when, how, how far down the alley did he get before they tried to stop him

9 and he got away?

10 WEST: Um, just like, uh, before the um, up to the stairs from my house.

11 Q: Just right around the entrance to your house?

12 WEST: Yeah.

13 Q: And..did he actually pick an officer up and throw him down or..

14 WEST: I don't know.

15 Q: (inaudible)

16 WEST: I couldn't tell what was going on.

17 Q: Did an officer go to the ground..or both of them?

18 WEST: I think they were all like kind of..bunched, you know, it wasn't like he took off

19 running the whole way, it was like, spray, stumble down, grab on, get away pretty

20 quick, and he's gone running.

21 Q: Okay.

22 WEST: And then um,

23 Q: I mean when they sprayed him, was he running or was he just kind of stumbling

24 around, trying to clear his eyes-

25 WEST: Yeah, he, that's the impression I got, I mean he was standing there and he just kind of

26 like, and then all of a sudden, comes down, you know, and all of sudden they're all

27 running after him and like, since he wasn't that far away yet, they had already kind of

28 grabbed on to him. But they, they weren't able to grab onto him for long, I don't

29 think, you know what I saying, he's taken off running, other cop's running like, pretty

much right behind (inaudible)

Q: Which, which cop had their gun out, first or second?

1 WEST: The first one and I don't-
2 Q: And one was (inaudible) closest (inaudible)
3 WEST: Yeah, yeah. And uh, here I am in shock thinking obviously it's a stupid thing.
4 Q: And you just stayed on the stairs?
5 WEST: Yeah. (inaudible) And we're sitting there and I heard it and I couldn't believe it, I
6 didn't even think it was gunfire.
7 Q: Did, did they get all the way through the alley or..
8 WEST: Yeah, they were (inaudible) and around the corner and I..we're just still sitting there
9 going, you know, what's happening and then (inaudible) you know, pow, pow, pow,
10 pow, pow, pow, pow, almost sounded like firecrackers, you know and I'm thinking,
11 just like, in disbelief like, it can't possibly be that, even though knowing...there's a
12 good chance it could be, it was so-
13 Q: Did they ever grab him again before he got around the corner? That's, that's a
14 pretty good little run right there and that's-
15 WEST: Yeah,
16 Q: Hundred yards or-
17 WEST: (inaudible) you know, he's still in real good shape and all that.
18 Q: Yeah.
19 WEST: But, um, I'm pretty sure he made it around that corner there, you know, without them
20 touching him again, but uh, other people could probably have witnessed that
21 (inaudible)
22 Q: How much longer after he got around the corner did you hear the pops?
23 WEST: It seemed like it was a while, it wasn't like go around the corner and then bam, it was
24 like, we were sitting there and it's like, you know, who knows when he's going to get
25 (inaudible)
26 Q: I mean, 20, 30 seconds or-
27 WEST: Something like that, yeah. It seemed like, 'cause, you know, he was just around the
28 corner when we heard the shots and we still stood there for a little bit and then it was
29 like..alright..we started walking down.. look around and they still have their guns on
him..I walked from there.
Q: Did the other guys walk with you?

1 WEST: Um, they came, I looked back, someone was coming a little bit behind me and then uh,
2 what happened was, I'm sitting there going..I can't believe you shot him, you know
3 what I mean?
4 Q: So you heard the pops.
5 WEST: Yeah.
6 Q: And you had enough time to walk all the way down, you walked down-
7 WEST: then run.
8 Q: and when you stood up-
9 WEST: In fact I didn't even walk, start walking right away. I waited like..another (inaudible)
10 Q: (inaudible) the pops.
11 WEST: Yeah.
12 Q: And when you got there they were still drawing down on him?
13 WEST: Yeah. And I'm sitting there going..I looked, I see him there, I could see he's shot. I
14 didn't see a lot of blood..which I thought was good but he wasn't moving...and I
15 couldn't believe it, I really it was happening. And uh, you know, because everything
16 happened so fast. As far as this whole chain of events that escalated into something
17 like that and then uh, then the one cop, I guess, recognized me or
18 something...(inaudible) you better get the cops right here right now. You know, I'm
19 not going to, have the guy start shooting at me, you know, I mean.
20 Q: Do you know which one touched you?
21 WEST: Yeah. It wasn't the bald one.
22 Q: The other guy. Now thinking of that, which one had their gun out when they..
23 WEST: I think it was the bald one.
24 Q: (inaudible) who maced him?
25 WEST: Uh...
26 Q: (inaudible)
27 WEST: I just think that, I could be wrong but I think that, you know, I don't know, for some
28 reason I thought it was the bald guy that was in hot pursuit. Right behind him, kinda',
29 you know, closer than the other guy .. I don't know why I felt that. And then uh,
yeah, and then both other guys came up and I guess they picked up the flashlight that
had dropped.

1 Q: What other guy, oh the neighbors?

2 WEST: I think it was some of the neighbors, but it could've been anyone really, but, I'm pretty

3 sure and then, then the cop looks at them, hey, we got (inaudible) put it down, get out

4 of here, you know. Great. Here I am. Finally, they put me in the car and then

5 everyone's like..some of the people, neighbors-

6 Q: Are you talking to the officers?

7 WEST: Hey, what's going on?

8 Q: Are you talking to any officers?

9 WEST: Uh..yeah. I pretty much told-

10 Q: Did the officers uh, have a chance, when they first pulled up, to find out what the story

11 was?

12 WEST: Um..no. They-

13 Q: I mean, they see, they pull out Demetrius, he's a big guy-

14 WEST: Uh huh.

15 Q: telling him their going to put cuffs on him and Demetrius ain't gonna' have a part of it,

16 is that basically it?

17 WEST: Uh..

18 Q: I mean, did they have a chance to find out from you and your neighbors, hey, we got

19 this worked out?

20 WEST: No, and that's part of the thing, I was just letting them take control of it, 'cause I

21 knew they wanted to, but-

22 Q: You say they didn't talk to any neighbors?

23 WEST: No.

24 Q: Okay.

25 WEST: Instead of just saying, I could've said to the police maybe, we're about to work this

26 out or, he's fine, but I thought that they would let us say that, you know, you both go

27 sit over here and everything's cool, then all of a sudden it's like, time to put on cuffs,

28 you know, something, and I, so, so, big deal, see, you get the cuffs put on (inaudible)

29 and then you work it out but he definitely made the wrong decision but..I think it, I

think the reason they wanted to put the cuffs on him is because maybe, 'cause of his

physical size and I told him that, well, they're just threatened by your physical size, so

1 just let 'em do it and he's looking at me like...hm, it's 'cause I'm black or whatever,
2 you know what I mean, it's (inaudible) they're going to take me down and I'm going
3 to get, you know, busted for whatever, you know. It's like, he wanted us to work it
4 out probably and he still didn't think it was going that route and all of a sudden he's
5 going to be put in custody and-

6 Q: You think he just wanted to fight with the police?

7 WEST: No, I don't think he wanted to fight with the police, I think he wanted to get out of
8 there, disappear and uh, he wasn't uh..oh, I, I couldn't believe that he, you know, I
9 couldn't believe it (inaudible)

10 Q: I mean, you had opportunity to run too, right?

11 WEST: (inaudible) if you run it's like you're running 'cause you're guilty or something, you
12 know what I mean? Or like-

13 Q: Yeah, unfortunately, there's some things you didn't know at the time, but uh..

14 WEST: What I mean-

15 Q: In his own mind he probably thought he was or something.

16 WEST: I think 'cause he had these other things pending and this was just going to be one more
17 thing or something.

18 Q: What, what was pending?

19 WEST: That's, see that's stuff that he's confided in me and I'm not sure if I can-

20 Q: I mean, is it legal stuff?

21 WEST: Yes.

22 Q: I mean, has he been into court before? I mean (inaudible) confusion but-

23 WEST: Yeah, I think he has a, he was telling those cops he has a..they started asking him stuff
24 like that right away, stuff that wasn't part of .. you know, (inaudible)

25 Q: (inaudible)

26 WEST: (inaudible) you got some priors? Blah, blah, blah, blah.

27 Q: What did he tell them?

28 WEST: So he just starts talking honestly, you know. He has a court day in a matter. What
29 for? You know, probably (inaudible)

Q: (inaudible)

WEST: He said, I think he said um, substance (inaudible) violation (inaudible)

1 Q: You didn't see him taking anything (inaudible) .. That's, you know, that's pretty
2 irrational behavior what he was doing.

3 WEST: Yeah, and to tell the truth, when he is on the stuff, he.. that's when he likes to mess
4 around and stuff and when he's not, he's the nicest guy..you know.

5 Q: What's his favorite drug of choice?

6 WEST: ..You know, I didn't know him that well to..basically, I don't think he did real well
7 with any of it, you know, I mean, alcohol and marijuana-

8 Q: Have you seen, have you seen (inaudible)

9 WEST: (inaudible) you know.

10 Q: Except for maybe not acting the way you like to see the officers handle that situation
11 because you knew what was happening, do you think he might think what their mind
12 set was when they arrived there, you know, (inaudible) but, did they do anything that-

13 WEST: I just, I mean, it's (inaudible) what's going on there, I mean, just like, why..first of all
14 he never should've run, obviously, he got himself into, he's got to take some
15 responsibility for that, but just my whole taste of the thing was that, you know, he's
16 this guy, this imposing guy and sure he's black, (inaudible) had to and then-

17 Q: (inaudible)

18 WEST: and that's what freaked out the neighbor and so these guys-

19 Q: Was there any racial.. (inaudible)-

20 WEST: No.

21 Q: being thrown out by (inaudible) police officers?

22 WEST: But if he wants a smoking gun, he's got it right there, literally and that's what's crazy.
23 I don't understand how it gets to that point. I don't know what went on along around
24 the corner, you know, I mean, I know he didn't have any firearms of any kind,
25 (inaudible) figured that all out, but, oh, wow. I just can't imagine what happened
26 around that corner, it was beyond belief. (inaudible)

27 Q: Is there, is there anything else, Randy, that you know about (inaudible)

28 WEST: Nothing else. (inaudible)

29 Q: (inaudible) intentionally or just, (inaudible) question or..

WEST: No (inaudible)

1 Q: I mean there's no point, um, I (inaudible) didn't want to tell you this, but he did not
2 live. He did not. So it's very important that we know everything-
3 WEST: Oh, my God.
4 Q: even if it may be..not to his benefit, because there's, well, he will be drug tested in the
5 hospital, (inaudible) acting very irrational for just a simple police contact. And there,
6 you're right, there are, probably got 10, 15 witnesses who..um, described in detail
7 what happened around that corner. And it wasn't pleasant for the officers.
8 WEST: (inaudible)
9 Q: I think you knew what he did and you don't expect not to have something happen, you
10 know, these things happen very quick, they escalate very quick when people act
11 irrational, um, (inaudible) officers (inaudible)
12 WEST: (inaudible)
13 Q: (inaudible) he actually went into the neighbors and laid on their bed...and the girl came
14 upstairs and of course she was freaking out.
15 WEST: Right.
16 Q: And then, (inaudible) probably, probably ask you to just keep him out of there-
17 WEST: Yeah.
18 Q: (inaudible) and maybe at that point, but you got to, all the officers know, they get the
19 radio calls, a (inaudible) progress, I mean, they, you know, they're thinking the worst
20 (inaudible)
21 WEST: Yeah.
22 Q: (inaudible) real big guy and he's acting a little funny-
23 WEST: I didn't think anything like that was going on, I mean I heard them talking.. (inaudible)
24 you know-
25 Q: Does he ever talk about wanting to make a girl or, I mean, you know, I'm wondering
26 if it's just possible that he got twisted, you know, he's drunk or messed up on drugs,
27 he got twisted around, walking around the apartment.
28 WEST: Yeah, I think, obviously, I think he just probably thought it would be..um.. I think him
29 just being up there, maybe, would be a shock to whoever lived there,
Q: Sure.

1 WEST: kind of thing, just kind of like, and then everything would be okay. Oh, yeah, I live
2 right there, hi, how're you doing, but.. and then he might've lied down and then like
3 got real comfortable and fell asleep. Who knows, you know-
4 Q: (inaudible) real tired, was he burned out from the sun and the beer..
5 WEST: He could've been, or he just could've lied down there and..fall asleep and uh.. yeah, or
6 just like he never should've lied down, obviously, but-
7 Q: I mean, was he out there around sunset or pretty close to it, I think, wasn't it?
8 WEST: Yeah..it was like (inaudible)-
9 Q: But he put the officers in a no-win situation. (inaudible)
10 WEST: There's no other way they could've taken him down?
11 Q: Well, he just, you know, they were just toys to him. They were throwing, he was
12 throwing them all over the place, took their weapon and..
13 WEST: What kind of weapons?
14 Q: Nunchakus.
15 WEST: Oh, but not the gun-
16 Q: Oh, like you said, maybe he didn't realize what he was doing, I don't know. It's
17 certainly irrational behavior. You don't fight with cops, take their nunchakus and
18 come at 'em and expect them just to stand there.
19 WEST: Uh huh, but he might've gotten them in that, like when the flashlight fell and all that,
20 (inaudible)
21 Q: I hear he was fighting with them pretty good. (inaudible) according to witnesses.
22 WEST: Oh yeah?
23 Q: Yeah, they caught up with him and the fight went on. Yeah, it's very sad.
24 WEST: (inaudible) cops showed up (inaudible) shot him.
25 Q: (inaudible) that would've been nice if other cops would've been there, they could've
26 just physically probably taken him in custody.
27 WEST: Uh...
28 Q: He was a big guy, he was very strong.
29 WEST: They had their guns drawn and.. he keeps coming at 'em?
30 Q: Yeah, according to witnesses. And the officers. (inaudible) maybe he had a death
31 wish, you know?

1 WEST: How long uh, I mean, was he dead on the spot or did he make it -
2 Q: Yeah, he died in (inaudible)
3 WEST: You know what, that's another thing, I mean, it seemed like hours, it took so long to
4 get there.
5 Q: (inaudible) cops were going to be in a little bit of shock too and (inaudible) shoot
6 somebody (inaudible) been there 20, 30 seconds, you know, they'd just pulled up on a
7 call to, you know, fight for their life. I mean, they thought they were. I sure
8 (inaudible)
9 WEST: Um, I don't know.
10 Q: (inaudible)
11 WEST: The guys that chased him (inaudible)
12 Q: Witnesses don't see the officer with a gun out, he might've put it away and started
13 running (inaudible)
14 WEST: I can clearly see (inaudible)
15 Q: (inaudible) already got (inaudible)
16 WEST: That's what-
17 Q: (inaudible)
18 WEST: That's the thing, I just saw them like, I don't remember which corner they turned
19 necessarily..I mean, I guess..I'm just sitting there like..he's running away and then I
20 seen him going down and I can see the guy with his hand out in front of him so and,
21 that's, I distinctly, that made an impression on me, just, what's going on, you know, I
22 was-
23 Q: (inaudible)
24 WEST: thinking like, okay, this is not good, this is something to shoot someone over and then
25 (inaudible)
26 Q: (inaudible)
27 WEST: actually heard the shots, yeah, and then (inaudible) couldn't imagine what-
28 Q: If he had just been wrestling with them, they wouldn't have shot, it got, it got worse
29 than that. This wasn't good, you know, because he is dead. (inaudible) You got any
numbers at home that might..
WEST: Yeah (inaudible) look through his stuff.

1 Q: Who else, who else does he hang with, I mean who else was he close to?
2 WEST: (inaudible) volleyball players down at the beach..just unreal.. you know, I mean...I
3 don't know, I mean I don't want to, like, worry about how it affects my life, but, it
4 does, I can't believe it, I was sitting there, praying for him and I'm not even, you
5 know-
6 Q: (inaudible)
7 WEST: (inaudible)
8 Q: Was there anything else? Again, it's...
9 Why don't we do this, I'll have one of the officers take you back home (inaudible)
10 WEST: I think I left my keys (inaudible)
11 Q: Where're they at?
12 WEST: They're in his car.
13 Q: Oh, you had his car. I'll give you a card in case you need to talk to me or you
14 remember something else or whatever or if you, you know, or if you can help me try
15 to find some family.
16 WEST: Yeah.
17 Q: We don't really know anything about him (inaudible)
18 WEST: Alright.
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1 *****

2 WEST, DAVID ("RANDY")

3 *****L

4 LEGEND:

5 Q: DET. JOHN R. YOUNG, SDPD

6 WEST: DAVID RANDALL WEST

7 *****

8 Q: This is Detective J. R. Young, San Diego Police Department. Uh, it's July 26th, 1999.

9 The time is approximately 1430 hours. I'm at the residence of Randy West at

10 [Personal data deleted] Present is Detective Teft, Mr. West and Mr. West's girlfriend

11 and I'm sorry, your-

12 FEMALE: [Personal data deleted]

13 Q: [Personal data deleted]. How do you spell your last name, [Personal data deleted]?

14 FEMALE: [Personal data deleted]

15 Q: Okay. What's your date of birth? How old are you?

16 WEST: [Personal data deleted]: 27.

17 Q: 27 years old. Uh, I hope this comes out. Is uh, anything else come up, anything that

18 you want to tell me about or ask any questions?

19 WEST: Uh, ..I was able to come home and get some sleep and..

20 Q: You were pretty wasted, uh huh.

21 WEST: and think, no, actually I was –

22 Q: I mean tired.

23 WEST: Yeah, yeah. I was uh.. I was totally drained emotionally and you know, I didn't even

24 know if he was alive or dead until you told me.

25 Q: Right.

26 WEST: And you know, it's just kind of, I was still trying to figure out what happened, more

27 or less.

28 Q: Is there anything that you told me not accurate?

WEST: Uh, I think I tried to protect him a littlebit..in that he told me what he did before we

went down and uh..

Q: What did he tell you?

WEST: He told me that he went in there and uh, lied on the bed and then he fell asleep.

1 Q: Did he say why he did that?

2 WEST: He didn't answer, he just like, he does weird things sometimes, you know, and uh, he

3 was like test boundaries and, with people, just to freak them out, even though he's

4 harmless, it's like, they don't know he's harmless, he gets a rise out of 'em, he gets

5 them to..trip on him a little bit and..he gets some kind of thrill out of that, just like, he

6 knows they're focusing on him, 'cause he's black, a big black guy, and then, once he

7 notices, and then he'll try to do something weird, he notices that, uh, ..and then he,

8 (inaudible) little, stupid things and this was something that he knew he blew it, I

9 think, he looked (inaudible) he went in there and went up on bed then I fell asleep.

10 You know, so I think he was hoping he could maybe, someone saw him (inaudible) I

11 think he'd been up on the deck before, that's the one boundary and that wasn't the

12 boundary because no one had noticed him up there, so then, this time he goes inside

13 and then maybe he's waiting for them, I'm just guessing but he just told me what he'd

14 done and then he, then he lied down and then he falls asleep, then he can't really like,

15 if defuse the situation right away, you know. So then he, he came out here and

16 (inaudible) and he like, (inaudible) you got to vouch for me, they're calling the cops

17 and then he told me what he did and I was like (inaudible), so we went down there

18 and then that's when he started talking about me.

19 Q: Did he say, what words did he use when he said he went into the apartment?

20 WEST: He just said, I was up there.

21 Q: Did he say he broke into the apartment?

22 WEST: No, I thought, you know, the way he told it that the door was already like open,

23 (inaudible) and that's why he walked inside. But she was standing there that the lock

24 was broken or something, so I don't know, that's just something I found out-

25 Q: Have you met her before?

26 WEST: Uh, yeah, just within this past month, yeah. There was one time we were both sitting

27 out there-

28 Q: (inaudible)

WEST: Yeah, she gave us this green uh, carpet for her deck and-

Q: Had Demetrius met her before?

WEST: Yeah, we both met her that..that time and I guess he had seen more than I had that she

just told me.

1 Q: You have any idea why he would have gone in that room?

2 WEST: Like I said, just...you know, I think he was like, bored out there, I was sitting here

3 doing stuff, we were waiting to go to a, a barbecue or something and, he was just like,

4 I said he had a few beers at the beach, so that gives him the right sometimes he fails

5 to do, to act weird, you know when he's not, he's just the most normal guy, he's so

6 intelligent.

7 Q: Has he ever talked about, like when he'd go out with [Personal data deleted] or dating

8 her or anything like that?

9 WEST: No, he never mentioned (inaudible)

10 Q: Do you think he went in there to intentionally do any harm to her?

11 WEST: No. (inaudible)

12 Q: Did he go in there with the intention of, of stealing something?

13 WEST: No, I mean, no.

14 Q: He's used to going there, does he have a place there he sleeps-

15 WEST: He, he's, he's really, he's, he's very well off financially, um,... The only reason he's

16 here is because this is business that he's investing in that's at the Kal King

17 headquarters, pro beach volleyball. He's here during the summer and he's going to

18 be back to Mammoth in the winter. He keeps a place in Mammoth. He pays rent for

19 that, you know, and he doesn't even stay on, he's just too, too lazy basically, I guess,

20 this summer to get a place and, get his own place, 'cause , so he's, he liked it here, it

21 was working out okay and uh, you know, and he, he didn't need to take anything

22 (inaudible)

23 Q: At the night of uh, when I talked to you the other night, I asked you if you'd ever seen

24 him fight with other guys or people or cops-

25 WEST: Uh huh.

26 Q: Are you aware that he has?

27 WEST: Um, I, I mean, I think that there's been some incidents though, you know, I mean.

28 Q: I mean, with, with the police or with other people?

WEST: Um (inaudible)

Q: Do you know where?

WEST: I think there was something in Mammoth, you know. Um, not with, well, yeah, and I think that was getting dropped, actually.

1 Q: Did he tell you the story about it or?
2 WEST: Yeah and I think he told me under the attorney/client privilege.
3 Q: Well, you're not an attorney alright?
4 WEST: Yeah.
5 Q: I mean, you passed the bar but are you a practicing attorney?
6 WEST: Well, not since he was, he asked me to, I mean that's was the reason to tell me-
7 Q: Was he asking you for advice or what?
8 WEST: Yeah and I, and then I ended up referring him to another attorney after he told me the
9 story.
10 Q: Let's talk about his financial situation, uh, and obviously we've gotten a lot more
11 information on him since I talked to him-
12 WEST: Uh huh.
13 Q: And uh, do you know about his house in Del Mar, why he lost that house?
14 WEST: I don't know if he lost it, I think he just wanted to get more liquid... 'cause he told me
15 he sold it, I don't know.
16 Q: Are you aware it was foreclosed?
17 WEST: I don't know when he sold it.
18 Q: (inaudible)
19 WEST: (inaudible)
20 Q: When did he invest the eight thousand dollars you were talking about?
21 WEST: Um, the first four thousand was in uh, I guess April 4 or something, just, that's when
22 we met and talked about it and then he actually gave me the money and it's shortly
23 after that. And then he gave like another two thousand, um, I have the exact dates in
24 the records, and then,
25 Q: So it's not all at once.
26 WEST: The last couple thousand were um, recently, just to kind of keep the tour going and
27 uh,
28 Q: It just went for equipment and that sort of thing?
WEST: It's for expenses for the tour, you know, prize money and we had some sponsors and
we had just made a big deal with the big pro tour and he was going to invest the rest
of the money to make, um, make us get through this season so next year we're getting

1 the money from the big tour to run it and he was going to be like a 40 percent owner
2 in the company and he was excited about, about that, you know.

3 Q: Did he talk to you about trying to become a coach back in Notre Dame?

4 WEST: In Notre Dame?

5 Q: Last year.

6 WEST: He was doing some stuff with some kids, just an inner city kids, uh, just some little
7 program, I don't know exactly which one, I don't, that's the only thing I can think of .

8 Q: Did he talk to you about any problems he had back in South Bend?

9 WEST: Uh, not in detail. Um, I think he said he had an incident there, though, you know.

10 Q: Did he, do you know how much he made in the N.F.L.? What he was making?

11 WEST: No, I don't. I know he was drafted in the 2nd round and he got a pretty good signing
12 bonus.

13 Q: Do you know why he was cut?

14 WEST: Um, I think he played, you know, he was like the backup for Hardy Nickerson in, in
15 Tampa. And he was like the pro Bowler for, so he was like, kind of stuck there
16 behind and he wanted to start so he tried out for the Jets and it was in his contract that
17 if he didn't start, that he had to start, so they had to cut him because I think Parcel
18 was not going to start him so, you know, and...who knows, I mean, I, it, it is
19 something that I got to talk to him, a little, you know, when he first moved in here, it
20 wasn't a subject, I talked to him about before that just because, I figured it was a
21 touchy subject, you know.

22 Q: Now I think we, you've known him for about two years.

23 WEST: Yeah and we're trying to figure it out, it was like the Sup-, one of the Super Bowls in
24 the January of, so maybe two and a half years, um,

25 Q: Prior to, prior to May, had he stayed with you before?

26 WEST: Uh, no.

27 Q: You'd just see him down in this area or..

28 WEST: Yeah, he'd, like during the summers, mostly, I mean, he was there one January, like I
said, he was there for..a long time, then I saw him the next summer, which was
probably last summer and then he showed up here around..sometime in March, I
guess, April, probably March, late March and he's been here since, so yeah, and uh..

Q: Now you said you, you saw him sleeping in his car or truck or..

1 WEST: Yeah, there was, he was staying with another friend of ours, um, who has a wife and
2 he was kind of wearing out the welcome there.

3 Q: Who is that?

4 WEST: His name is [Personal data deleted].

5 Q: [Personal data deleted].

6 WEST: yeah.

7 Q: Okay.

8 WEST: And uh, he was tak-, he's been taking this pretty hard, but he's the one who notified,
9 the mother yesterday. Um, he was was staying there and then I didn't realize..he
10 would, he might've stayed a couple nights in his car. He had already had invested
11 and I was like (inaudible) in fact I was, we went out to dinner over here at Quivera
12 Beach and came back and, and my key broke off, I was going to let him stay the night
13 that night. So he went and slept in his car that night and we went to, to Mexico for
14 the weekend and then when he came back I gave him a key until he got on his, his,
15 until he figured out to get his own place.

16 Q: You had no intentions of him staying there this long did you?

17 WEST: Well, I, I told him it was going to be a problem as far as, I, I thought I needed my
18 space and I need to be very organized and when things are chaotic I can't work very
19 well and that's just how I am and he said alright, we'll just, we'll deal with that and
20 he, uh, yeah, at the beginning of (inaudible) June, he was telling me he had lined up a
21 place, so, I let things slide during that month, the beginning of July comes here and
22 he's like I want to stay.

23 Q: I know we talked about alcohol and drug use that day.

24 WEST: Uh huh.

25 Q: I know you said you guys had drank a little beers but you didn't really know how
26 much, but a few beers, that's it.

27 WEST: It was nothing, I mean, I've seen him wasted, you know, and it didn't seem to me he
28 was wasted that day, I mean, but he was under the influence of something, I know.

Q: And you know him quite well.

WEST: Yeah.

Q: I mean and I probably didn't hit on the right drug that night with you, I mean if I did,
I know you would've tell me, but uh, you know that he uses ketamine, right?

1 WEST: Um, I, I know he had experimented with it, yeah.

2 Q: Do you know if he used it that day?

3 WEST: I don't, I, I'm-

4 Q: 'Cause (inaudible)

5 WEST: pretty positive he didn't. Here's, here's the deal. I saw him drinking beer at the

6 beach and then I know he was looking to smoke some marijuana and I didn't see him

7 do it but I, I'm pretty sure he went over there and did it.

8 Q: You think that was laced with some PCP?

9 WEST: I was, the rest of the time he was here with me and he didn't, I didn't, I didn't want

10 him having anything like that here. No, nothing, I've never, he never even spoke of

11 PCP.

12 Q: Who knows.

13 WEST: Yeah.

14 Q: He might've smoked some dope, who knows, but uh, do you know that he's had some

15 problems with ketamine before?

16 WEST: Um.

17 Q: He talked to you about it, right?

18 WEST: Problems, I don't know, just..

19 Q: Did he ever tell you he was arrested before?

20 WEST: He thinks it's legal, I think.

21 Q: I don't know. But did he tell you he'd been arrested once before?

22 WEST: I know he told me stuff like that and it ended the same thing, you know.

23 Q: Now his, you know, his behavior I know is described as being like disoriented, you

24 know, kind of out of it and, you know, -

25 WEST: I think he knew-

26 Q: I'm a big time drinker, I mean, I drink a lot and it doesn't do that to me.

27 WEST: He didn't mean to, he didn't mean to fall asleep and then you wake up and you go,

28 oh, I blew it or you don't put it together right away and then you go, oh, and I think

he, you know, he was back over here when they were talking, I never even realized he

had went over there. So I think he realized he was in the wrong, and kind of came

back over here. But, you know, they were freaked out which is kind of probably what

he wanted to do, just from knowing him do other things, just wants to get some sort

1 of reaction, though meaning no harm and it, it's too bad and I think. I mean, the truth
2 is going to come out with everything as far as what actually happened... And Demo is
3 definitely partly to blame for the whole thing and it was just the whole interaction,
4 um, between the police and him, um... You know, and he felt he was being treated
5 unfairly and he didn't want it, type of thing. And uh.

6 Q: Let's talk about why did he feel like he was being treated unfairly, I mean, the man
7 knew he was just in somebody's house, where he shouldn't have been.

8 WEST: Well, here's the thing, we were all standing out there. Okay? And we were already
9 pretty much worked it out. They were already relieved, okay? He's with you, um,
10 they weren't sure exactly what the reasoning was behind everything yet, and then it
11 was like, well, we already did call the cops, okay, so, 10, 15 seconds later, like I said,
12 a cop car. So we're all just standing there calm, you know, and I could see, oh,
13 burglary in progress, description of such suspect, big black man, right? But then they
14 get there and, and it's definitely a poor assessment... of the situation because there is
15 no burglary in progress. We're all just standing there, you know, calmly, talking out,
16 and then it's like, this is the guy, right, okay. You go over here, sit down. Okay.
17 Now who's this guy? Now you guys are, okay, you, you know, they, so we're just
18 letting them do their little organization, right, 'cause we don't want to step on their
19 toes. I mean, I, I, when people say not for me to blame myself, but I thought I
20 should've said, hey, this is just a neighbor misunderstanding. We're going to work
21 everything out. You guys want to hang out, I mean, we'll be done in a second.
22 Whatever. But I just let them do it. But I don't want to blame myself, so, I, then they
23 go okay, you're the neighbor, or you're the, you're his roommate, okay, you, you,
24 you get behind him, you know and it's like, man, what were you doing up there, you
25 know? But, and he goes, well, I was up there before, I've been up there before, you
26 know, it's going to sound weird, 'cause it's bazaar behavior, you know, and okay,
27 what have you been arrested for, what, he was just calmly answering their questions,
28 you know, and then, and then all of sudden they're just like, to me it was out of the
blue, honestly. Okay, why don't you just turn around here and we're going to put
these handcuffs on you. And he looks at the back of me like, like, what have I done
wrong at this point, you know, I'm, there's no need for this and I was like right there
with him, like, like this is, doesn't make sense. And then it's like, okay, these guys

1 are cops, I know, maybe they're just intimidated by your physical presence or
2 prowess or whatever I said and I was just like, I was telling him a message to calm
3 down, it's okay, and then we'll sort it out, just let 'em, and at the same time, he's just
4 like slowly getting up, he's like, no, you know, it's just like, and they're kinda' like,
5 c'mon, turn around, you know and then he just like, like I said, he's like, looking at
6 me, he's like, I'm calling the cops. I'm calling the cops, like, these guys aren't
7 putting their handcuffs on me, like I need someone to get these guys away from me.
8 Q: On the night I interviewed you, the statement that you told was, I'm going to get me
9 some cops. I'm going to get me some cops. That's what you told me the first night.
10 Of course that's on tape, so.
11 WEST: Well, the same kind of thing, I'm, I'm getting the cops, I'm getting the cops. Is that
12 what I said, like, you mean, that's, what I remember is, I'm calling the cops, I'm,
13 meaning I'm going to get the cops to protect me from these guys.
14 Q: I mean if he's afraid of these guys what he, what does he think calling other cops are
15 going to do for him?
16 WEST: No, it, it was just, you know, it's, it's his mind, he's like, it's he's pretty intelligent, I
17 mean, it doesn't make sense, but that's why it made sense.
18 Q: In, in your, in your view did he appear disoriented to you?
19 WEST: Well, I was telling him, I'm like come on man, don't you trust me type of thing, like
20 just, I mean I didn't say that, don't you trust me, but I figured he would, but he
21 wasn't, he wasn't, he wasn't, it was obvious he was like going to be stubborn on this
22 point and then as soon as they maced him, you know, they started closing in and,
23 maced, boom, I mean, obviously you're going to be like getting away from that and
24 then from what I saw, you know, they were trying to close in on him. They might
25 have all gone to the ground, but the way I pictured it, you know, as far as happening
26 because it was all kind of like a big clump, I guess, is that they just tried to tackle him
27 and they weren't able to you know, or, he shut 'em pretty quickly, I'm like, you
28 know, the flashlight went flying, one of the officers was down longer, you know, I
don't know if the other one went down, I know at least one went down. But he
started, Demo was out in front and the other one's like, right behind him and I know,
I'm thinking, I'm thinking two things. First of all, I can't believe that he's running
and then I can't believe that, you know, one of the officers has a gun drawn already,

1 you know, and I know you're telling me the time your, no, there wasn't any, the gun
2 wasn't drawn 'till up there and I'm thinking, you know, like, alright, so maybe I
3 didn't see a gun, you know, I'm pretty sure I did. You know, I'm like, that's when I
4 was tired and that's kind of what I was talking to you before, I thought you were kind
5 of looking back, that you maybe, like, you took advantage of me.

6 Q: It sounded like nothing really changed except maybe that the statement, uh, and that's
7 uh, there's only a couple words different there, I mean, I thought it was kind of
8 unusual that you made the statement to me, that's why I remember that I'm going to
9 get me some cops rather than I'm going to call some cops. Why is he going to go call
10 some cops wouldn't make sense, why, even if he was going to get some cops 'cause
11 he's upset with cops, I could see that, but, you know.

12 WEST: Get some cops, no, I wouldn't have said that. I'm getting the cops, maybe.

13 Q: (inaudible)

14 WEST: Or I'm, I'm call-, meaning I'm going to get some cops, like, get, get me, get some
15 cops for him to protect him from them, you know.

16 Q: In the past, in your privileged client's relationship and you're aware that he does fight
17 with cops.

18 WEST: No, here's, okay, so obviously, I don't know what happened around the corner and
19 uh, I, I didn't know at the time when, you know, and I'm just picturing, you know,
20 and telling I heard shots and I couldn't believe and you're telling me he's fighting
21 with the cops around the corner. And you're saying, so then I'm thinking, gosh, you
22 know, that doesn't seem right, you know and you're telling me that these guys are in
23 the battle of their lives and this and that, so it's like, okay, if he did that, then yeah,
24 they're, they're probably justified in, in shooting him but I've heard a lot of
25 information and that's what needs to be investigated and comes out, I mean that's a
26 whole different issue as to what happened there, this is like minute compared to what
27 I've heard actually happened around there and uh,

28 Q: And who's telling you about what happened there around the corner?

WEST: People around the neighborhood, you know.

Q: Anybody that was there that night that witnessed it (inaudible) Are they just hearing it
third hand, you know.

WEST: Yeah, probably like that kind of stuff-

1 Q: (inaudible) tainted toward-

2 WEST: But I haven't heard anyone say that he made a lunge for 'em at the critical point and

3 that's the key thing. I think, obviously, once he ran, I think he got around the corner

4 and he stopped, right like, realized alright, I've taken this too far and then they come

5 around the corner, one, the first guy comes at him with the nunchakus or whatever. I

6 heard he threw that, you know, took that guy and threw them in a pool or something,

7 you know, as, and then maybe he's distracted and maybe they're going to pick up the

8 nunchakus off the ground and then the other one's hitting him with the nunchakus on

9 the back of the head. He grabs those nunchakus from that guy and throws him

10 wherever, and then he took a step back, like, here I am, I got your nunchakus, you

11 guys on the ground, you know, what now? And that's when I think they regrouped,

12 had their pistols drawn or whatever and I heard words were exchanged, right

13 (inaudible) just like, maybe drop the nunchakus or ..and then, you know, they

14 dropped him and there was no talk of him coming out, I mean, just the whole thing is

15 like, it went bad. Everyone who saw it was like-

16 Q: Is there one specific person that's telling you this?

17 WEST: bad news, just like, trigger happy, and, and I think what happened is that the guys just

18 took it personal, you know? (inaudible)

19 Q: It would behoove us to know who these guys are because (inaudible) that night.

20 WEST: Well, someone told me that 36 people were, that they were just one of 36 and she was

21 told that she wasn't supposed to talk to anyone so she didn't tell me stuff, you know.

22 That all she was saying was bad news and I hope that justice happens quick and this

23 and that, and uh, yeah, so she's saying that.

24 Q: The witnesses we talked to pretty much told us just the opposite, I mean, the scenario

25 is pretty much the same, but, uh-

26 WEST: She was saying right then that he's coming at 'em with the nunchakus and that, so

27 they had to shoot him? I mean if that happened, didn't, didn't those people will say

28 that and then fine, whatever, but-

Q: (inaudible) to where these people hear little bits and pieces and then, you know, they

just stretch way out and then come up with their own story, but if somebody was an

eyewitness that we haven't talked to, we need to talk to them.

1 WEST: (inaudible) I've heard the media giving the police reports (inaudible) and I've heard
2 of nothing else like that, I've heard everyone else saying, bad news, it wasn't good.
3 And I know that-

4 Q: Has he ever talked to you about he's tired of life and where he's sick of this shit and
5 wants out or..

6 WEST: No. And see that's what-

7 Q: Has he ever expressed any suicidal thoughts to you?

8 WEST: No and I know we talked about that and I was thinking that was maybe the on-, that
9 was making sense, 'cause nothing else was making sense. You know, why would he
10 be coming at the cops and why would, you know, I mean, so he snapped there, I saw
11 him kind of like wouldn't submit to handcuffs, even though it was unjustifiable in a
12 way, but it was not necessary and he was sticking to that point rather than just sorting
13 out later, you know, whether it's right or wrong, just let 'em do it, and he blew it
14 there, obviously, but you know, when I was, I was, I woke up in the morning and I
15 was still angry at him, you know and then, and then I just started, you know, talking
16 to people and telling them what happened, and, and remembering what happened and
17 then, and then hearing that, that didn't really happen out around the corner, and, and
18 this was like... and I, I think there's going to be like kind of a, a private investigation
19 by the family and um, I just hope the truth comes out either way. I, that's what I'm
20 just hoping for and I'm not-

21 Q: Well, the thing that we're, that you brought up is, are you aware of anybody that we
22 didn't talk to that witnessed this event and has a different out, a different look on it? I
23 mean, your describing something different to us.

24 WEST: Um, yes, have you talked to the, the shop owner there?

25 Q: Yeah, uh huh.

26 WEST: [Personal data deleted] or whatever it is?

27 Q: Yeah, we did talk to him. (inaudible)

28 WEST: Is she one out of 36-

Q: It's not, it's not uncommon for people to tell us one side, one story and then friends or
relatives not to create any problems with you and not side with your side.

WEST: Uh huh, yeah.

1 Q: I mean it's, it's not uncommon, but we want to make sure we didn't miss anybody
2 that was actually an eyewitness to it.

3 WEST: Right, right.

4 Q: (inaudible) but we did talk to her, yes.

5 WEST: Yeah, and she said she was the one of 36, so, um, I mean

6 Q: I mean, is there anything else that's come up since Saturday that.

7 WEST: Um, let me think, I mean, maybe you can answer this for me, 'cause I went to law
8 school and all that and I kind of remember a small, little loophole and it's probably
9 just a case by case basis as far as my detention, I mean, what happened to me showed
10 you how much those guys weren't able to assess the situation and know what was
11 going on. Where they thought I was some kind of suspect in something, and put me
12 in handcuffs and just because I was with him at the time, you know, I walked on my
13 own volition down to there to see if he'd actually been shot, 'cause I heard the, and
14 then I was telling them, I can't believe it, you know, they still had their guns drawn, I
15 seen 'em call an ambulance already and, and then they're like, the guy put 'em on real
16 tight, so I'm sitting there, you know, I'm not going to run from him, he's going to
17 shoot me (inaudible) handcuffs on me-

18 Q: I don't know that I can answer that to be honest with you.

19 WEST: So, so, that's not the question, but it's like, I'm asking officers like, okay, what's my
20 status here and my, I know I'm not un-, haven't been placed under arrest and that,
21 with no reason for me to be placed under arrest and am I free to go or am I being-,
22 what is going on here, you know, what's my status and then I, then they, they like put
23 me in another car finally, take me downtown, are you sure you need to take me
24 downtown, can't we just, I'll have to answer your questions, and wait here and, no,
25 I'm just told to do this, so-, I'm in like limbo, you know.

26 Q: When we were called, you were identified as a suspect. That's the information we
27 got when we came in to see him. Now if we asked why is he a suspect, uh, we don't
28 know the answer to that, other than the call came out that two guys were involved in a
burglary. So they detained you until they figured out what the hell you did. And it
kind of took us to figure that out, but,

WEST: I was asking someone to ask a question, why am I here?

Q: I understand, no, I-

1 WEST: And it's like, no, and then they're like, well, I was just told to take you downtown.

2 Q: Yeah, the cop that took you downtown-

3 WEST: I don't know anything (inaudible) don't you know any criminal procedure and he was

4 real nice and this and that but-

5 Q: Who was the one that actually put cuffs on you, was it the bald headed one or the

6 other one?

7 WEST: No, the other one. And uh, you know, the first cop was real nice, he got me, he

8 loosened 'em, not of those two but, it was just a different guy, I don't know if it was

9 his car or not. He got me in different cuffs and, you know, and then-

10 Q: Do you really think he meant that if you weren't part of the burglary, you know, once

11 the shooting happened and the burglary kind of, you know, took a back seat so they

12 wanted to make sure they still had you detained to figure out what, if you were

13 involved in that situation once they, we found out you weren't (inaudible).

14 WEST: So it's, look, see, I wasn't allowed a phone call or anything, so I wasn't under arrest,

15 but I, I was being detained for questioning, I just want to know, so here's my ordeal

16 right which pales in comparison to his whole ordeal obviously and it's just like ... I

17 was, you know, I was having to answer your questions just so I could get a ride home,

18 you know what I mean, here I'm stuck out there somewhere and ..it was like relieved

19 when you finally got there and (inaudible) drained but, you know,

20 Q: I understand-

21 WEST: So it's like-

22 Q: I had the same questions, so-

23 WEST: So I mean, like you said, you know, you had me convinced practically that maybe he

24 had a death wish or this or that, you know, just like, yeah, it doesn't make sense, if he

25 went around the corner-

26 Q: (inaudible)

27 WEST: and he's fighting-

28 Q: The man was acting irrational-

WEST: his mind had just snapped and-

Q: He doesn't normally act that way, right?

WEST: Um, from time to time, he'll just do weird stuff like that, you know, I mean not quite

that bad, I mean, that was kind of pretty weird for him, but uh, um, as far as being,

1 having never been with him in a situation like that where cops are actually with him,
2 you know, he's told me about stuff, you know, but I thought if I was with him that I
3 could like make sure that they didn't do anything wrong or, so let them put the
4 handcuffs on you and then we'll like get him later or whatever it is, you know and uh,
5 as far as any wrong going there, sort it out later, but no, you know (inaudible)
6 Q: You know, I wish that would have happened-
7 WEST: Yeah, so do I, so do I. But, you know, and I know this, like I said, I think they, they
8 took it personal and I hope the truth comes out, I don't care about anything happening
9 to them here, I think they know and that they're going to have to live with that and
10 who knows if they're going to have to
11 END OF SIDE 1
12 Q: Uh, the tape had run out and I just flipped it over.
13 Q: Okay, when the officers contacted the three of you standing out there, did they
14 (inaudible)
15 WEST: No.
16 Q: Were they, did they call you by any names or anything like that?
17 WEST: Uh, no, all they did was go straight for Demo.
18 Q: Okay, that, that was the source of the radio problem , that was the description given to
19 the police officers.
20 WEST: Right.
21 Q: Okay, now, the officers told him to turn around and they were going to handcuff him,
22 is that correct?
23 WEST: Not right after that, but-
24 Q: Okay, but at one point they asked him to stand up and turn around that they were
25 going to handcuff him-
26 WEST: Well they asked him to just kind of like
27 Q: Put your hands behind your back.
28 WEST: turn around, yeah.
Q: Now.
WEST: They didn't say he was under arrest or anything.
Q: They told him to put his hands behind his back, okay, uh, now I think, you know
you've been to law school and everything-

1 WEST: Yeah.

2 Q: you know it's a crime to go in somebody else's house, don't you?

3 I mean, you can be arrested for that.

4 WEST: Right, unless uh, they say it's like okay or sorry-

5 Q: But, but-

6 WEST: we're just goofing around or-

7 Q: but when someone calls the police and reports that a burglary had just occurred and

8 describes this man-

9 WEST: Yeah, yeah.

10 Q: If someone came in your house and you thought you got burglarized and the guy's

11 standing out there you'd want the police to take, to investigate it would you not?

12 WEST: Well, I, I think they didn't assess the situation right because he was behind me, we

13 were already talking and there wasn't any burglary going on anymore.

14 Q: (inaudible)

15 WEST: I know, and everyone was calm, just sitting there, I mean it's okay for them to come

16 up and talk and stuff but they didn't ask them was everything okay. Um, is this guy

17 still, you know, what's, it was just there's the description, grab him, not grab him but

18 pissed that everything was calm so they were just like, they were a little calm at first

19 too, but then they were just like, yeah, put the handcuffs on him, so, they didn't even

20 give us a chance to say everything's okay now. He just started down this line of what

21 have you done in the past.

22 Q: Right. Alright, so, but the bottom line is that there is probable cause to take this

23 person into custody, you being an attorney, you know that. And if you got a radio

24 call of a burglary in progress,

25 WEST: But there was no problem any more, there was no conflict.

26 Q: Well, in your mind, but you don't, you're not the, you don't know what's going on

27 here, the man on the phone is not telling the police to disregard, he actually tells him

28 to continue, so if he's on the phone with him when the police arrive, so-

WEST: Uh huh

Q: He's not telling the police everything's okay, you can go about your business, he

doesn't tell the police that.

WEST: He didn't say anything.

1 Q: Well, that's my whole point is that, they still have to investigate those kind of things.
2 So, so anyway, alright, well we're going to get into a debate here rather-

3 WEST: I'm sorry.

4 Q: I just wanted to clear that up with you 'cause you keep making the comment that you
5 don't think they have a right to put the handcuffs on. There was a crime that was
6 committed, it's a minimum of trespass, uh, and a maximum of burglary. And so
7 people can be taken into custody and you can physically detain someone and take 'em
8 into custody and handcuff them until you straighten out the investigation.

9 WEST: Well, sure, sure, sure.

10 Q: I just wanted to make sure that you, you understood all that because there seemed to
11 be some confusion in your mind here.

12 WEST: Yeah.

13 Q: The second thing is, the other question I'd like to ask you is you say he didn't, he
14 wasn't hurting for money at all, huh?

15 WEST: I didn't believe so. He was talking about how he was going to give me eight, ten
16 thousand dollars on Tuesday, you know.

17 Q: You find it odd that someone that's well off for money would sleep in their car?

18 WEST: He was too lazy to get a place. He just wanted, you know.

19 Q: Was he paying rent here?

20 WEST: He was basically funding the business which generated the rent money, so, you know.

21 Q: Okay, that's all I have.

22 Q: Alright, if he'd just turned around and got handcuffed, do you think maybe this
23 other stuff would have happened?

24 WEST: No, I mean, he, 'cause he would've just been sitting there in handcuffs (inaudible) but
25 he didn't want to do that 'cause I'm sure he thought because he was black, you know
26 what I mean?

27 Q: But why, why does he think that?

28 WEST: Because he just, he knows it's out there but...and because of that he-

Q: I mean, did the cops use any racial epithets, I mean, did they infer all, that they're
only doing this because he was black?

WEST: No, and, but it's just like, you could tell what they were like, freaked out by him and
who wouldn't be...and that was his whole thing, it's like, why does it have to be like

1 that. He knows it's like that, but he doesn't, he just wants to refuse to believe that
2 and he, and just say, no, I don't have to put handcuffs on. It's the wrong way to go
3 about it, but yeah. It's just like ... you know, and what I'm really concerned with this
4 .. casualty, fatal accident, like I said, all this is just nothing compared to, I want to
5 find out if he actually, if those guys were actually in danger or if they just, were like
6 .. a little freaked out and maybe made the wrong decision or .. they took it a little
7 personally and just thought they could get away with it, who knows where their mind
8 set was. As long as (inaudible) you know...

9 Q: Well, we talked to a lot of witnesses and of course talked to the officers and forensic,
10 you know, there's the forensic involved in it and the District Attorney will have
11 everything, it's their decision.

12 WEST: Yeah.

13 Q: But, you know-

14 WEST: 'Cause you know-

15 Q: Sometimes you got to protect yourself too, you know.

16 WEST: Oh, sure and he's scary, and an imposing guy but, I don't know, man, it's just too
17 bad.

18 Q: (inaudible) Do you know a guy named [Personal data deleted]?

19 WEST: No.

20 Q: He's up in Leucadia.

21 WEST: It doesn't ring a bell, no.

22 Q: Did Demetrius ever talk about him?

23 WEST: To be honest, no, I don't remember.

24 ? Okay. Which (inaudible)

25 Q: Do you know how I can get ahold of (inaudible)?

26 WEST: Yeah.

27 Q: You have his number? I'll talk to him.

28 WEST: [Personal data deleted].

Q: Were they just friends, they play football together or..

WEST: Uh, I was there the day they met and they just hit it off, you know, right away and he
was closest to him from that day and uh..

Q: Does he live here?

1 WEST: He's supposed to be coming over this afternoon to get the car and, and take his stuff
2 so his mom could, you know..but, I don't know..

3 Q: You didn't find any drugs in his stuff, did you?

4 WEST: No, like I said he was, he was uh, he was looking for weed. I found a pipe (inaudible)
5 his mom knew he was on drugs and stuff (inaudible)

6 Q: (inaudible)people (inaudible) don't consider marijuana a big time thing (inaudible) is
7 the mom aware of other drugs he was on, do you know?

8 WEST: On alcohol that day.

9 Q: Well, this ketamine thing.

10 WEST: I, I know he had done it in the past-

11 Q: Had-

12 WEST: (inaudible) said he'd done it in the past, I don't know.

13 Q: Had you personally seen him use ketamine?

14 WEST: Um, yeah.

15 Q: Where was that at?

16 WEST: One of the first days he was here he did it and after that I was like, I don't want
17 anything like that around here, you know.

18 Q: What, what form was it in?

19 WEST: Uh, it was liquid and then he like, put it under a heat lamp.

20 Q: Did it turn power?

21 WEST: Yeah.

22 Q: White powder.

23 WEST: Yeah.

24 Q: Now does he sniff it or how does he do it?

25 WEST: Uh..

26 Q: He didn't inject it, did he?

27 WEST: Let's see, no, he didn't.

28 Q: How did he act?

WEST: He wasn't doing any of that that day though, that's why I know.

Q: How did he act the day he took the ketamine?

WEST: Um, kind of like, actually .. I ..just.. I don't know, just, kind of like-

Q: How do you know for sure Randy that he didn't take it that day or something else?

1 WEST: Um..
2 Q: You weren't with him the entire time, huh?
3 WEST: 'Cause, well, we were at the beach the whole day and you know, we had the beer
4 there, and then we were done playing and it's like, there's no more beer, so it's like
5 trying to find, you know, someone around the beach that might have some marijuana,
6 try and find some marijuana, I think he found that, and then uh, you know, 'cause he
7 wasn't saying he was looking for anything else..and then uh, we got back here and we
8 were only here like an hour or so and, kind of walking around and sure, who knows,
9 he could've had something out there, he went out there and I didn't even know what
10 he was doing.
11 Q: Do you know, do you know how long he was over there?
12 WEST: No.
13 Q: Where, where's your phone at, where were you at physically?
14 WEST: Yeah, I was like doing stuff, kind of sitting right here on the computer and (inaudible)
15 he would walk by and he'd be out here and I was kind of annoying him more or less,
16 I, I just kind of got caught up in this project, and we were going to go somewhere,
17 maybe, to this barbecue and it just never happened, obviously, but..
18 Q: Okay. Well, we'll terminate the interview. It's approximately 3:12.

END OF STATEMENT