

EXHIBIT 3



KENTUCKIANA
— COURT REPORTERS —

CASE NO. 19 L 10035

ALVIN WADDY

V.

CITY OF CHICAGO, ET AL.

DEPONENT:

DESIGNATED OFFICER NO. 4 JOHN HENEGHAN

DATE:

November 07, 2023



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1 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
2 COUNTY DEPARTMENT, LAW DIVISION
3 CASE NO. 19 L 10035
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5 ALVIN WADDY,
6 Plaintiff
7

8 V.
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10 CITY OF CHICAGO, ET AL.,
11 Defendant
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23 DEPONENT: DESIGNATED OFFICER FOR NO. 4 JOHN HENEGHAN

24 DATE: NOVEMBER 7, 2023

25 REPORTER: LAUREN TOUSSAINT


<p style="text-align: right;">Page 2</p> <p style="text-align: center;">APPEARANCES</p> <p>1</p> <p>2</p> <p>3 ON BEHALF OF THE PLAINTIFF, ALVIN WADDY:</p> <p>4 Scott Rauscher, Esquire</p> <p>5 Loevy & Loevy</p> <p>6 311 North Aberdeen Street</p> <p>7 Third Floor</p> <p>8 Chicago, Illinois 60607</p> <p>9 Telephone No.: (312) 243-5900</p> <p>10 E-mail: scott@loevy.com</p> <p>11</p> <p>12 ON BEHALF OF THE DEFENDANT, CITY OF CHICAGO:</p> <p>13 Daniel M Noland, Esquire</p> <p>14 Reiter Burns LLP</p> <p>15 311 S Wacker Drive</p> <p>16 Suite 5200</p> <p>17 Chicago, Illinois 60606</p> <p>18 Telephone No.: (312) 878-1291</p> <p>19 E-mail: dnoland@reiterburns.com</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p style="text-align: center;">APPEARANCES (CONTINUED)</p> <p>1</p> <p>2</p> <p>3 ON BEHALF OF THE DEFENDANT, OFFICER JONES, SMITH,</p> <p>4 BOLTON, GONZALEZ, LEANO, NICHOLS AND LEWIS:</p> <p>5 Brian Stefanich, Esquire</p> <p>6 Hale & Monico, LLC</p> <p>7 53 West Jackson Boulevard</p> <p>8 Suite 334</p> <p>9 Chicago, Illinois 60604</p> <p>10 Telephone No.: (312) 341-9646</p> <p>11 E-mail: bstefanich@halemonico.com</p> <p>12 (Appeared via Videoconference)</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 3</p> <p style="text-align: center;">APPEARANCES (CONTINUED)</p> <p>1</p> <p>2</p> <p>3 ON BEHALF OF THE DEFENDANT, KALLATT MOHAMMED</p> <p>4 Eric Palles, Esquire</p> <p>5 Daley Mohan Groble, P.C.</p> <p>6 55 West Monroe</p> <p>7 Suite 16</p> <p>8 Chicago, Illinois 60603</p> <p>9 Telephone No.: (312) 422-9999</p> <p>10 E-mail: epalles@mohangroble.com</p> <p>11 (Appeared via Videoconference)</p> <p>12</p> <p>13 ON BEHALF OF THE DEFENDANT, WATTS:</p> <p>14 Aleeza Mian, Esquire</p> <p>15 Johnson & Bell</p> <p>16 33 West Monroe Street</p> <p>17 Suite 2700</p> <p>18 Chicago, Illinois 60603</p> <p>19 Telephone No.: (630) 765-7766</p> <p>20 E-mail: mianajbltd.com</p> <p>21 (Appeared via Videoconference)</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 5</p> <p style="text-align: center;">INDEX</p> <p>1</p> <p>2</p> <p>3 PROCEEDINGS</p> <p>4 DIRECT EXAMINATION BY MR. RAUSCHER</p> <p>5</p> <p>6</p> <p style="text-align: center;">EXHIBITS</p> <p>7 Exhibit</p> <p>8 1 - Notice of Illinois Supreme Court Rule</p> <p>9 206(a)(1) Deposition</p> <p>10 2 - Department of Special Order CITY-BG-062130</p> <p>11 to CITY-BG-062147</p> <p>12 3 - Processing Narcotics Cases CITY-BG-062148 to</p> <p>13 CITY-BG-062165</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

<p style="text-align: right;">Page 6</p> <p style="text-align: center;">STIPULATION</p> <p>1</p> <p>2</p> <p>3 The deposition of DESIGNATED OFFICER NO. 4 - JOHN</p> <p>4 HENEGHAN was taken at 31 NORTH ABERDEEN STREET, THIRD</p> <p>5 FLOOR, CHICAGO, ILLINOIS 60607 on TUESDAY the 7TH day of</p> <p>6 NOVEMBER 2023 at 10:10 a.m. (CT); said deposition was</p> <p>7 taken pursuant to the CIRCUIT COURT OF COOK COUNTY,</p> <p>8 ILLINOIS Rules of Civil Procedure.</p> <p>9</p> <p>10 It is agreed that LAUREN TOUSSAINT, being a Notary</p> <p>11 Public and Court Reporter, may swear the witness.</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 8</p> <p>1 MR. STEFANICH: -- sorry. I'm going to go</p> <p>2 first here. Brian Stefanich for the Defendant</p> <p>3 Officers attending remotely from my home in</p> <p>4 Illinois.</p> <p>5 MR. PALLES: Eric Palles for Kallatt Mohammed,</p> <p>6 attending remotely from downtown Chicago.</p> <p>7 MS. MIAN: Aleeza Mian for Defendant Watts,</p> <p>8 attending remotely from my office in Chicago.</p> <p>9 THE REPORTER: All right. Will everyone but</p> <p>10 the -- oh, sorry. Officer, will you please state</p> <p>11 your full name for the record?</p> <p>12 THE WITNESS: My name is Evidence Technician</p> <p>13 John Heneghan, H-E-N-E-G-H-A-N.</p> <p>14 THE REPORTER: And do all parties agree that</p> <p>15 the witnesses is, in fact, John Heneghan?</p> <p>16 MR. STEFANICH: Yes.</p> <p>17 MR. NOLAND: Yes.</p> <p>18 MR. RAUSCHER: I'm sure that that is true.</p> <p>19 THE REPORTER: Okay. Can you please raise your</p> <p>20 hand? Do you solemnly swear or affirm that the</p> <p>21 testimony you're about to give will be the truth,</p> <p>22 the whole truth, and nothing but the truth?</p> <p>23 THE WITNESS: Yes.</p> <p>24 THE REPORTER: All right, you-all may begin.</p> <p>25 DIRECT EXAMINATION</p>
<p style="text-align: right;">Page 7</p> <p style="text-align: center;">PROCEEDINGS</p> <p>1</p> <p>2 THE REPORTER: We are now on the record. My</p> <p>3 name is Lauren Toussaint. I'm the online video</p> <p>4 technician and court reporter today representing</p> <p>5 Kentuckian Court Reporters. I'm here in person with</p> <p>6 the witness located at Loevy and Loevy, 311 North</p> <p>7 Aberdeen Street, Chicago, Illinois, 60607. Today is</p> <p>8 the 7th day of November of 2023, and the time is</p> <p>9 10:10 a.m. Central Time. We are convened by video</p> <p>10 conference and in person to take the deposition of</p> <p>11 the Designated Officer Number 4, John Heneghan, in</p> <p>12 the matter of Alvin Waddy v. City of Chicago, et</p> <p>13 al., pending in the Circuit Court of Cook County,</p> <p>14 Illinois. Number 19L10035. Will everyone, but the</p> <p>15 witness, please state your appearance, how you're</p> <p>16 attending, and the location you're attending from,</p> <p>17 starting with the Plaintiff's Counsel?</p> <p>18 MR. RAUSCHER: Scott Rauscher for Plaintiff,</p> <p>19 Alvin Waddy, attending in person at my firm's office</p> <p>20 in Chicago.</p> <p>21 MR. NOLAND: Daniel Noland for the City of</p> <p>22 Chicago and the witness, attending in-person at the</p> <p>23 Loevy firm.</p> <p>24 MR. STEFANICH: Brian Stefanich --</p> <p>25 MR. PALLES: Eric Palles --</p>	<p style="text-align: right;">Page 9</p> <p>1 BY MR. RAUSCHER:</p> <p>2 Q. I have given you a document we've marked as</p> <p>3 Exhibit 1, which is Notice of Illinois Supreme Court</p> <p>4 Rule 206A1 Deposition. You see that?</p> <p>5 (EXHIBIT 1 MARKED FOR IDENTIFICATION)</p> <p>6 THE WITNESS: I do.</p> <p>7 BY MR. RAUSCHER:</p> <p>8 Q. And do you understand -- well, what are you</p> <p>9 here to testify about today?</p> <p>10 A. It's my understanding that I'm here to testify</p> <p>11 -- designated -- let me read it word for word. I'm here</p> <p>12 on behalf of the City of Chicago pursuant to Rule 206A1,</p> <p>13 the following subjects. In the event that the -- that</p> <p>14 the defendant identifies and designates that more than</p> <p>15 one individual test on behalf specific to identify and</p> <p>16 designate which topics will testify on behalf of the</p> <p>17 Defendant. I'm here to talk about the City of Chicago's</p> <p>18 policies and practices in 2007, regarding fingerprinting</p> <p>19 of evidence in narcotics cases, including, but not</p> <p>20 limited to, fingerprinting packages and or baggies that</p> <p>21 contain alleged narcotics.</p> <p>22 Q. Okay. And that's Topic 4 on the notice?</p> <p>23 A. Yes, it is.</p> <p>24 Q. And you understand you're here to testify, not</p> <p>25 in your individual capacity, but as a representative of</p>

<p style="text-align: right;">Page 10</p> <p>1 the City of Chicago?</p> <p>2 A. Yes.</p> <p>3 Q. What did you do to prepare for today's</p> <p>4 deposition?</p> <p>5 A. I met with -- met with my attorney.</p> <p>6 Q. Is that Mr. Noland?</p> <p>7 A. Yes.</p> <p>8 Q. When did you meet with Mr. Noland?</p> <p>9 A. Last week. Was it Thursday? Well, Wednesday</p> <p>10 or Thursday.</p> <p>11 Q. Just the best that you remember?</p> <p>12 A. Last week.</p> <p>13 Q. Okay. And for about how long did you meet</p> <p>14 with him?</p> <p>15 A. I'd say approximately an hour.</p> <p>16 Q. Was that the only meeting you had?</p> <p>17 A. Yes.</p> <p>18 Q. Did you look at any documents?</p> <p>19 A. Yes.</p> <p>20 Q. What documents did you look at?</p> <p>21 A. This one.</p> <p>22 Q. Okay.</p> <p>23 A. I -- I -- I can't memorize all the documents</p> <p>24 that I looked at.</p> <p>25 Q. You looked at a bunch of documents?</p>	<p style="text-align: right;">Page 12</p> <p>1 THE WITNESS: I apologize.</p> <p>2 MR. NOLAND: Yeah, I -- I'm one of the worst</p> <p>3 offenders because it's just conversational, you're</p> <p>4 always talking over people, but, yeah, just as a</p> <p>5 reminder.</p> <p>6 THE WITNESS: Okay. Thank you.</p> <p>7 BY MR. RAUSCHER:</p> <p>8 Q. How many Special Orders do you recall looking</p> <p>9 at with -- in your meeting with Mr. Noland?</p> <p>10 A. I just recall one.</p> <p>11 Q. Okay. Did that Special Order speak to Chicago</p> <p>12 who -- city of Chicago's policies and practices with</p> <p>13 regard to fingerprinting evidence in narcotics cases?</p> <p>14 A. No.</p> <p>15 Q. Are there any policies or procedures that</p> <p>16 you're aware of from -- that were in effect in 2007 with</p> <p>17 regard to fingerprinting evidence in narcotics cases?</p> <p>18 A. Any written policy?</p> <p>19 Q. Written policy.</p> <p>20 A. Written policy? No.</p> <p>21 Q. And I assumed that you were aware of, but what</p> <p>22 I meant was, I -- I'm going to strike were you -- that</p> <p>23 you're aware of. So I'm going to re-ask that question.</p> <p>24 In your role today as the representative for the City of</p> <p>25 Chicago, can you tell us whether there were any written</p>
<p style="text-align: right;">Page 11</p> <p>1 A. I looked at a few documents. I don't know</p> <p>2 what a bunch means.</p> <p>3 Q. About how many documents did you look at</p> <p>4 during your meeting with Mr. Noland?</p> <p>5 A. In this moment, I really don't recall.</p> <p>6 Q. Okay. Do you recall what any of them were</p> <p>7 other than this notice?</p> <p>8 A. This -- there was something regarding</p> <p>9 narcotics -- narcotics arrests and processing of -- in</p> <p>10 narcotics cases.</p> <p>11 Q. When you say there was something about that,</p> <p>12 are you talking about a Chicago Police Department</p> <p>13 Policy?</p> <p>14 A. Yeah, it -- it was a Chicago Police Department</p> <p>15 Special Order.</p> <p>16 Q. Do you remember which Special Order it was?</p> <p>17 A. In this moment I don't recall.</p> <p>18 Q. Do you -- had you seen that Special Order</p> <p>19 before your meeting with Mr. Noland?</p> <p>20 A. Yes.</p> <p>21 Q. And --</p> <p>22 MR. NOLAND: Hey, John, just one -- make sure</p> <p>23 that Counsel is done with his question before you</p> <p>24 speak, so that the court reporter doesn't have to</p> <p>25 take things down at the same time. So --</p>	<p style="text-align: right;">Page 13</p> <p>1 policies in 2007, with regard to fingerprinting evidence</p> <p>2 in narcotics cases?</p> <p>3 A. There are no written policies regarding the</p> <p>4 fingerprinting of narcotics evidence --</p> <p>5 Q. And were there any written --</p> <p>6 A. -- in 2007.</p> <p>7 Q. I'm sorry, I didn't mean to --</p> <p>8 A. In 2007.</p> <p>9 Q. Were there any written policies in 2007 with</p> <p>10 respect to fingerprinting packaging or baggies that</p> <p>11 contained alleged narcotics?</p> <p>12 A. There were no written policies.</p> <p>13 Q. And were there any practices in the City of</p> <p>14 Chicago in 2007, with regard to fingerprinting evidence</p> <p>15 in narcotics cases?</p> <p>16 A. Yes.</p> <p>17 Q. And what were the practices in the City of</p> <p>18 Chicago with respect to fingerprinting evidence in</p> <p>19 narcotics cases in 2007?</p> <p>20 A. The practice was it wasn't done.</p> <p>21 Q. And same question with respect to</p> <p>22 fingerprinting packaging or baggies containing alleged</p> <p>23 narcotics in 2007, what were the practices?</p> <p>24 A. Again, the practice was it was not done.</p> <p>25 Q. Why was it not done? Why was fingerprinting</p>

<p style="text-align: right;">Page 14</p> <p>1 of narcotics or finger -- or packaging or baggies that</p> <p>2 contained alleged narcotics not done in 2007?</p> <p>3 MR. NOLAND: Objection to the extent it is</p> <p>4 beyond the scope of the notice, but go ahead and</p> <p>5 answer.</p> <p>6 THE WITNESS: I'd say the first reason is just</p> <p>7 the sheerer magnitude of what that would require</p> <p>8 both for the Chicago Police Department, the Illinois</p> <p>9 State Police Crime Lab, Cook County State's</p> <p>10 Attorneys. There's just not enough people.</p> <p>11 BY MR. RAUSCHER:</p> <p>12 Q. What is the basis for your belief that there</p> <p>13 aren't enough people with the State Crime Lab and the</p> <p>14 Cook County State's Attorney, to handle fingerprinting</p> <p>15 narcotics evidence or baggies or packaging of narcotics</p> <p>16 evidence?</p> <p>17 A. Just from my experience as a -- an evidence</p> <p>18 technician since 2006, the practice that they just</p> <p>19 didn't do it, that there was just -- there were just too</p> <p>20 many cases, you know, thousands and thousands of</p> <p>21 narcotics packaging. The State, you know, they just</p> <p>22 couldn't handle the workload, nor could the Chicago</p> <p>23 Police Department.</p> <p>24 Q. So you mentioned that you had been an evidence</p> <p>25 tech since 2006?</p>	<p style="text-align: right;">Page 16</p> <p>1 A. Approximately, 2003.</p> <p>2 Q. And then do you know why there was a delay of</p> <p>3 approximately three years before you became an evidence</p> <p>4 tech?</p> <p>5 A. No, I can't speak to why the City delayed the</p> <p>6 process.</p> <p>7 Q. And have you been an evidence tech since 2006?</p> <p>8 A. Yes.</p> <p>9 Q. What do you do as an evidence technician?</p> <p>10 A. My primary function is to respond to crime</p> <p>11 scenes and -- where I search and document the crime</p> <p>12 scenes through photographs, search and locate evidence,</p> <p>13 collect package evidence. Sometimes fingerprinting is</p> <p>14 required on scene, latent fingerprint friction-ridge</p> <p>15 detail development, photography.</p> <p>16 Q. Do you receive ongoing training as an evidence</p> <p>17 technician?</p> <p>18 A. Yes.</p> <p>19 Q. Do you -- have you been trained on collecting</p> <p>20 fingerprint evidence?</p> <p>21 A. Yes.</p> <p>22 Q. When did you first receive fingerprint</p> <p>23 collection training?</p> <p>24 A. In 2006.</p> <p>25 Q. Have you ever been asked to collect</p>
<p style="text-align: right;">Page 15</p> <p>1 A. Yes.</p> <p>2 Q. When did you join the Chicago Police</p> <p>3 Department?</p> <p>4 A. December 13th of 1999.</p> <p>5 Q. In what capacity did you join in December of</p> <p>6 1999?</p> <p>7 A. As a patrol officer.</p> <p>8 Q. How long were you a patrol officer?</p> <p>9 A. Until 2006.</p> <p>10 Q. Did you have to -- did you do any training</p> <p>11 before you became an evidence technician?</p> <p>12 A. Yes.</p> <p>13 Q. And what training did you do before you became</p> <p>14 an evidence tech?</p> <p>15 A. Training to be an evidence technician?</p> <p>16 Q. Yeah. That was a vague question. So yes,</p> <p>17 what training did you do to become an evidence</p> <p>18 technician?</p> <p>19 A. Well, you are required to take a test, so I</p> <p>20 passed a -- passed a written test.</p> <p>21 Q. Anything else.</p> <p>22 A. Before I became an evidence technician, that's</p> <p>23 what was required to become an evidence technician.</p> <p>24 Q. Okay. And when did you take that written</p> <p>25 test?</p>	<p style="text-align: right;">Page 17</p> <p>1 fingerprint evidence in a narcotics case?</p> <p>2 A. Never.</p> <p>3 Q. Do you -- when you're at a crime scene, are</p> <p>4 you making your own decisions about what evidence to</p> <p>5 collect, are people asking you to collect certain</p> <p>6 things, or is it some combination?</p> <p>7 A. It's a combination.</p> <p>8 Q. So is it accurate to say you've never been</p> <p>9 asked to collect fingerprint evidence in a narcotics</p> <p>10 case and also you have never collected fingerprint</p> <p>11 evidence in a narcotics case?</p> <p>12 A. Yes, that'd be accurate.</p> <p>13 Q. Did you read an expert report prepared by Matt</p> <p>14 Marvin in this case?</p> <p>15 A. No, I did not.</p> <p>16 Q. Did the Special Order that you reviewed in</p> <p>17 preparing for your deposition inform your testimony</p> <p>18 today at all?</p> <p>19 A. No.</p> <p>20 Q. And is that because it doesn't address</p> <p>21 fingerprinting, narcotics evidence, or baggies?</p> <p>22 A. Well, it does address -- it does address the</p> <p>23 recovery of narcotics, but it does not -- it does not</p> <p>24 require evidence to be fingerprinted.</p> <p>25 Q. It doesn't require it. It doesn't speak to it</p>

<p style="text-align: right;">Page 18</p> <p>1 at all, right?</p> <p>2 A. No, it doesn't.</p> <p>3 Q. Do you know whether plastic bags containing</p> <p>4 alleged narcotics could have been tested for</p> <p>5 fingerprints in 2007?</p> <p>6 MR. NOLAND: I think I know what you're asking,</p> <p>7 but I'm going to object to the form of the question.</p> <p>8 Are you asking if it's feasible to pull a print -- a</p> <p>9 latent print off of a plastic bag?</p> <p>10 BY MR. RAUSCHER:</p> <p>11 Q. Yes.</p> <p>12 A. Yeah. Clarify?</p> <p>13 Q. What -- is it feasible -- I'll ask it just</p> <p>14 like your Counsel did. Is it feasible to -- was it</p> <p>15 feasible in 2007, to test a narcotic -- a plastic bag</p> <p>16 containing alleged narcotics for fingerprints?</p> <p>17 A. It was physically possible.</p> <p>18 Q. Do you take issue with my use of the word</p> <p>19 feasible in that sentence?</p> <p>20 A. I do.</p> <p>21 Q. Okay. Why is that?</p> <p>22 A. Not -- because of the magnitude and the amount</p> <p>23 of narcotics cases that go on in the City of Chicago.</p> <p>24 Feasible lends itself -- the word feasible lends itself</p> <p>25 to the fact that it probably should have been done, but</p>	<p style="text-align: right;">Page 20</p> <p>1 Chicago saying you cannot -- I -- I've heard your</p> <p>2 testimony before about how it wouldn't have been</p> <p>3 feasible because of the resources, but was there</p> <p>4 anything saying you cannot test narcotics evidence?</p> <p>5 A. No.</p> <p>6 MR. RAUSCHER: I'm going to Mark Exhibit 2,</p> <p>7 which is a packet. And I'm given this basically as</p> <p>8 it was produced in this case, so it's City BG062130</p> <p>9 to 147. Dan, that'll be your copy.</p> <p>10 (EXHIBIT 2 MARKED FOR IDENTIFICATION)</p> <p>11 MR. RAUSCHER: And then I'm going to also mark</p> <p>12 Exhibit 3 at the same time, which is City</p> <p>13 BG0621482165.</p> <p>14 (EXHIBIT 3 MARKED FOR IDENTIFICATION)</p> <p>15 BY MR. RAUSCHER:</p> <p>16 Q. Take a look through those, and my question is</p> <p>17 just going to be are those the -- is somewhere in there</p> <p>18 the Special Order or Special Orders that you reviewed in</p> <p>19 preparing for today's deposition?</p> <p>20 A. This was the document I do --</p> <p>21 Q. Which one are you looking at?</p> <p>22 A. I -- I -- I'm sorry.</p> <p>23 Q. Exhibit 2?</p> <p>24 A. Exhibit -- yes, Exhibit 2.</p> <p>25 Q. And did you look at all of the -- it's, you</p>
<p style="text-align: right;">Page 19</p> <p>1 wasn't. That's the way I interpret that. So yes, it is</p> <p>2 possible that a plastic baggie of any sort could develop</p> <p>3 friction-ridge detail, but it's not feasible in the City</p> <p>4 of Chicago to develop latent finger -- ridge detail off</p> <p>5 of every narcotics package that's recovered.</p> <p>6 Q. So the issue with feasible in the -- in the</p> <p>7 question is not in the technological sense, but in the</p> <p>8 sense that in the City of Chicago's view, it just isn't</p> <p>9 realistic to be able to test all the baggies; is that</p> <p>10 fair?</p> <p>11 A. That is a fair statement.</p> <p>12 MR. RAUSCHER: Actually, can we go off the</p> <p>13 record? Can I talk to you for a second?</p> <p>14 THE REPORTER: Okay.</p> <p>15 MR. NOLAND: Yes.</p> <p>16 MR. RAUSCHER: Just before I start asking --</p> <p>17 THE REPORTER: Let me get us off record.</p> <p>18 (OFF THE RECORD)</p> <p>19 THE REPORTER: We are back on the record.</p> <p>20 BY MR. RAUSCHER:</p> <p>21 Q. Were there any prohibitions at the City of</p> <p>22 Chicago against fingerprinting narcotics evidence in</p> <p>23 2007?</p> <p>24 A. I don't know what you mean by prohibitions.</p> <p>25 Q. Well, was there anything at the City of</p>	<p style="text-align: right;">Page 21</p> <p>1 know, it's a few different things, I think. Did you</p> <p>2 look at everything in there?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Did you look at Exhibit 3 also or --</p> <p>5 A. I did not.</p> <p>6 Q. Okay. And were there any other Special Orders</p> <p>7 other than Exhibit 2 that you looked at to prepare for</p> <p>8 your deposition today?</p> <p>9 A. In this moment, I don't recall.</p> <p>10 Q. All right. Any -- did you look at any general</p> <p>11 orders?</p> <p>12 A. In this moment, I -- I don't recall.</p> <p>13 Q. There's a reference here to -- if you look at</p> <p>14 the first page of Exhibit 2, there's a reference to</p> <p>15 certain general orders, including inventory system for</p> <p>16 property taken into custody and then processing waste</p> <p>17 complaints. Do you see that?</p> <p>18 A. My responsibilities -- no, I don't.</p> <p>19 Q. So look at the top.</p> <p>20 A. Oh, I see.</p> <p>21 Q. We have related directives.</p> <p>22 A. Okay. I do see it.</p> <p>23 Q. Are you familiar with the directive about</p> <p>24 inventory system for property taken into custody?</p> <p>25 A. Yes.</p>

<p style="text-align: right;">Page 22</p> <p>1 Q. And does that speak at all to fingerprinting</p> <p>2 narcotics evidence?</p> <p>3 A. No, it does not.</p> <p>4 Q. Do you know if it speaks to narcotics evidence</p> <p>5 at all?</p> <p>6 A. Yes, it does.</p> <p>7 Q. All right. What -- do you know what it says</p> <p>8 about narcotics evidence?</p> <p>9 MR. NOLAND: Objection. Overly broad, but go</p> <p>10 ahead.</p> <p>11 THE WITNESS: The answer is yes. It -- it -- it</p> <p>12 -- it spells out when a narcotics arrest is made,</p> <p>13 what the -- what the preliminary investigator is</p> <p>14 required to do.</p> <p>15 BY MR. RAUSCHER:</p> <p>16 Q. Okay. And do the evidence techs have any role</p> <p>17 in that stage?</p> <p>18 A. No.</p> <p>19 MR. RAUSCHER: I actually don't think I have</p> <p>20 any more questions.</p> <p>21 MR. NOLAND: Okay. Anybody on the Zoom have</p> <p>22 any questions? Actually, before you guys answer,</p> <p>23 Scott and I spoke out briefly off the record, and I</p> <p>24 think you -- we -- you want -- the question is,</p> <p>25 would the City stipulate that the answers that</p>	<p style="text-align: right;">Page 24</p> <p>1 MR. RAUSCHER: We don't need a copy.</p> <p>2 THE REPORTER: No copy. And for you,</p> <p>3 Mr. Nolan?</p> <p>4 MR. NOLAND: No, thank you.</p> <p>5 THE REPORTER: No copy. Ms. Mian, did you want</p> <p>6 a copy of the transcript?</p> <p>7 MS. MIAN: Not at this time.</p> <p>8 THE REPORTER: Ms. -- Mr. Palles, did you want</p> <p>9 a copy of the transcript?</p> <p>10 MR. PALLES: No, I don't.</p> <p>11 THE REPORTER: Nope. And for you,</p> <p>12 Mr. Stefanich?</p> <p>13 MR. STEFANICH: Nope.</p> <p>14 THE REPORTER: Alrighty. We are now off the</p> <p>15 record.</p> <p>16 (DEPOSITION CONCLUDED AT 11:36 A.M. ET)</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 23</p> <p>1 Officer Heneghan, ET Heneghan, has given today,</p> <p>2 would they be applicable through a broader time</p> <p>3 frame, not just 2007, which would include, I think,</p> <p>4 what you're asking '99, to '11?</p> <p>5 MR. RAUSCHER: 1999, to 2012.</p> <p>6 MR. NOLAND: Or '12.</p> <p>7 MR. RAUSCHER: 2012.</p> <p>8 MR. NOLAND: And the City will stipulate that</p> <p>9 the answer would be the same.</p> <p>10 MR. RAUSCHER: And I think, based on that, we</p> <p>11 will not have to cover these topic -- this topic</p> <p>12 again in the coordinated proceedings.</p> <p>13 MR. NOLAND: Great. Okay. With that said,</p> <p>14 does anybody on the Zoom have any questions?</p> <p>15 MR. STEFANICH: Nothing for the Defendant</p> <p>16 Officers.</p> <p>17 MS. MIAN: Nothing for Defendant Watts. Thank</p> <p>18 you.</p> <p>19 MR. PALLES: Nothing for Kallatt Mohammed.</p> <p>20 Thanks.</p> <p>21 THE REPORTER: Okay. And before we go off the</p> <p>22 record, let's see, is it Rauscher?</p> <p>23 MR. RAUSCHER: Rauscher.</p> <p>24 THE REPORTER: Did you want a copy of the</p> <p>25 transcript?</p>	<p style="text-align: right;">Page 25</p> <p>1 CERTIFICATE OF REPORTER</p> <p>2</p> <p>3</p> <p>4 I do hereby certify that the witness in the foregoing</p> <p>5 transcript was taken on the date, and at the time and</p> <p>6 place set out on the Title page hereof, by me after</p> <p>7 first being duly sworn to testify the truth, the whole</p> <p>8 truth, and nothing but the truth; and that the said</p> <p>9 matter was recorded digitally by me and then reduced to</p> <p>10 typewritten form under my direction, and constitutes a</p> <p>11 true record of the transcript as taken, all to the best</p> <p>12 of my skill and ability. I certify that I am not a</p> <p>13 relative or employee of either counsel and that I am in</p> <p>14 no way interested financially, directly or indirectly,</p> <p>15 in this action.</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> <p style="text-align: center;">  LAUREN TOUSSAINT, COURT REPORTER/NOTARY MY COMMISSION EXPIRES: 08/13/2028 SUBMITTED ON: 11/10/2023 </p>

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