

EXHIBIT 47



Planet Depos®
We Make It Happen™

Transcript of Robert Gonzalez

Date: October 16, 2019
Case: Watts Coordinated Cases

Planet Depos
Phone: 888.433.3767
Email: transcripts@planetdepos.com
www.planetdepos.com

Transcript of Robert Gonzalez
Conducted on October 16, 2019

1 (1 to 4)

1	IN THE UNITED STATES DISTRICT COURT	1 APPEARANCES:
2	FOR THE NORTHERN DISTRICT OF ILLINOIS	2
3	EASTERN DIVISION	3
4		4 ON BEHALF OF CERTAIN PLAINTIFFS:
5		5 Theresa Kleinhaus, Esq.
6 IN RE:) Master Docket	6 Joshua Tepfer, Esq.
7 WATTS COORDINATED CASES) Case No.	7 Loevy & Loevy
8) 19-cv-01717	8 311 N. Aberdeen Street, 3rd Floor
9		9 Chicago, Illinois 60607
10		10 312-243-5900
11		11
12	VIDEOTAPED DEPOSITION OF ROBERT GONZALEZ	12
13	Chicago, Illinois	13 ON BEHALF OF CERTAIN PLAINTIFFS:
14	October 16, 2019	14 Joel A. Flaxman, Esq.
15	11:00 a.m. - 5:15 p.m.	15 Kenneth N. Flaxman, PC
16		16 200 South Michigan Avenue, Suite 201
17		17 Chicago, Illinois 60604
18		18 312-427-3200
19		19
20		20
21	Job No. 262548	21
22	Pages: 1-210	22
23	Reported by: Annette M. Montalvo, CSR, RDR, CRR	23
24		24
2		2
1	Videotaped deposition testimony of ROBERT	1 APPEARANCES: (Continued)
2	GONZALEZ, held at the office of:	2
3		3
4	Loevy & Loevy	4 ON BEHALF OF DEFENDANTS ALVIN JONES, ROBERT
5	311 North Aberdeen Street, 3rd Floor	5 GONZALEZ, MIGUEL CABRALES, DOUGLAS NICHOLS, JR.,
6	Chicago, Illinois 60607	6 MANUEL S. LEANO, BRIAN BOLTON, KENNETH YOUNG, JR.,
7		7 DAVID SOLTIS, ELSWORTH J. SMITH, JR., JOHN
8		8 RODRIGUEZ, GEROME SUMMERS, JR., CALVIN RIDGELL,
9		9 JR., LAMONICA LEWIS, REBECCA BOGARD, FRANKIE LANE,
10	Pursuant to agreement, before Annette M.	10 KATHERINE MOSES-HUGHES, and DARRYL EDWARDS:
11	Montalvo, a Certified Shorthand Reporter,	11 Anthony E. Zecchin, Esq.
12	Registered Diplomate Reporter, and Certified	12 Hale & Monico, LLC
13	Realtime Reporter for the State of Illinois.	13 53 West Jackson Boulevard, Suite 337
14		14 Chicago, Illinois 60604
15		15 312-870-6933
16		16
17		17
18		18 ON BEHALF OF DEFENDANT KALLATT MOHAMMED:
19		19 Gary Ravitz, Esq.
20		20 Ravitz & Palles, PC
21		21 203 North LaSalle Street, Suite 2100
22		22 Chicago, Illinois 60601
23		23 312-558-1689
24		24

Transcript of Robert Gonzalez
Conducted on October 16, 2019

2 (5 to 8)

5	7
1 APPEARANCES: (Continued)	1 INDEX
2	2 WITNESS PAGE
3	3
4 ON BEHALF OF DEFENDANT RONALD WATTS:	4 OFFICER ROBERT GONZALEZ 11
5 Ahmed A. Kosoko, Esq.	5
6 Johnson & Bell, Ltd.	6 EXAMINATION ON BEHALF OF THE LOEY & 11
7 33 West Monroe Street, Suite 2700	7 LOEY PLAINTIFFS BY MS. KLEINHAUS
8 Chicago, Illinois 60603	8
9 312-372-0770	9 EXAMINATION ON BEHALF OF THE FLAXMAN 148
10	10 PLAINTIFFS BY MR. FLAXMAN
11	11
12 ON BEHALF OF DEFENDANTS CITY OF CHICAGO, PHILIP	12 EXAMINATION ON BEHALF OF THE DEONENT 197
13 CLINE, DEBRA KIRBY, KAREN ROWAN, JOSE LOPEZ, JEROME	13 AND THE HALE & MONICO DEFENDANTS
14 A. FLUDER, MIKE RYLE, EDWARD W. GRIFFIN, and	14 BY MR. ZECCHIN
15 JERROLD BOSAK:	15
16 Paul A. Michalik, Esq.	16 EXAMINATION ON BEHALF OF DEFENDANT WATTS 201
17 Reiter Burns LLP	17 BY MR. KOSOKO
18 311 South Wacker Drive, Suite 5200	18
19 Chicago, Illinois 60606	19 FURTHER EXAMINATION ON BEHALF OF THE 202
20 312-982-0900	20 FLAXMAN PLAINTIFFS BY MR. FLAXMAN
21	21
22	22
23	23
24	24
6	8
1 APPEARANCES: (Continued)	1 INDEX: (Continued)
2	2
3	3 EXHIBIT DESCRIPTION MARKED
4 ON BEHALF OF DEFENDANTS MICHAEL SPAARGAREN and	4 Exhibit 1, answers to interrogatories 81
5 MATTHEW CADMAN:	5 Exhibit 2, Spaargaren affidavit 84
6 Kevin Zibolski, Esq.	6 Exhibit 3, photograph 94
7 Leinenweber Baroni & Daffada LLC	7 Exhibit 4, McNairy arrest report 94
8 120 North LaSalle Street, Suite 2000	8 Exhibit 5, McNairy arrest report 98
9 Chicago, Illinois 60602	9 Exhibit 6, inventory 102
10 312-663-3003	10 Exhibit 7, trial transcript excerpt 108
11	11 Exhibit 8, McNairy affidavit 108
12	12 Exhibit 9, Sanders arrest report 118
13 ALSO PRESENT:	13 Exhibit 10, case incident report 120
14 Rick Kosberg, Legal Videographer	14 Exhibit 11, Sanders vice case report 122
15	15 Exhibit 12, prisoner transportation 124
16	16 transmittal form
17	17 Exhibit 13, Sanders affidavit 126
18	18 Exhibit 14, photograph 130
19	19 Exhibit 15, Almond arrest report 131
20	20 Exhibit 16, Almond affidavit 133
21	21 Exhibit 17, photograph 135
22	22 Exhibit 18, Delaney arrest report 136
23	23 Exhibit 19, Delaney vice case report 139
24	24 Exhibit 20, Delaney affidavit 142

Transcript of Robert Gonzalez
Conducted on October 16, 2019

3 (9 to 12)

	9		11	
1	Exhibit 21, photograph	143	1	MR. KOSOKO: Ahmed Kosoko on behalf of
2	Exhibit 22, arrest reports	144	2	Ronald Watts.
3	Exhibit 23, Scott affidavit	146	3	MR. MICHALIK: Paul Michalik for defendant
4	Exhibit 24, photograph	153	4	City of Chicago and various municipal defendants.
5	Exhibit 25, arrest reports	154	5	MR. ZECCHIN: Anthony Zecchin on behalf of
6	Exhibit 26, arrest report	163	6	the deponent, Officer Gonzalez, and the officers
7	Exhibit 27, arrest report	164	7	represented by Hale & Monico.
8	Exhibit 28, Shenault arrest report	174	8	(WHEREUPON, the witness was duly sworn.)
9	Exhibit 29, arrest reports	184	9	OFFICER ROBERT GONZALEZ,
10			10	called as a witness herein by the Plaintiff, having
11	(Exhibits attached to transcript.)		11	been first duly sworn, was examined and testified
12			12	as follows:
13			13	EXAMINATION ON BEHALF OF THE LOEY & LOEY
14			14	PLAINTIFFS
15			15	BY MS. KLEINHAUS:
16			16	Q Good morning, sir.
17			17	A Good morning.
18			18	Q Obviously, you have been deposed before,
19			19	correct?
20			20	A Yes.
21			21	Q And just to remind you, during today's
22			22	deposition I am going to do my best not to talk
23			23	over you, if you can do your best not to talk over
24			24	me, it makes it easier for the court reporter to
	10		12	
1	P R O C E E D I N G S		1	take it down; is that fair?
2	THE VIDEOGRAPHER: This is the video		2	A Yes.
3	deposition of Robert Gonzalez, taken by Loevy &		3	Q Are you on any medications or do you have
4	Loevy in the matter of the Watts Coordinated		4	any medical conditions that would prevent you from
5	Pretrial Proceedings, Master Docket No.		5	providing accurate testimony today?
6	19-CV-01717, held at Loevy & Loevy, 311 North		6	A No.
7	Aberdeen Street, Chicago, Illinois.		7	Q Okay. If you answer a question, I am going
8	Today is October 16, 2019. The time is		8	to assume that you understood my question; is that
9	11:42.		9	fair?
10	The court reporter is Annette Montalvo.		10	A Yes.
11	The videographer is Rick Kosberg.		11	Q If you don't understand it, let me know and
12	And counsel can now introduce themselves,		12	I will rephrase it, okay?
13	and the court reporter is free to administer the		13	A Okay.
14	oath.		14	Q What did you do to prepare for today's
15	MS. KLEINHAUS: Theresa Kleinhaus on behalf		15	deposition?
16	of the Loevy & Loevy plaintiffs.		16	A Met with my counsel.
17	MR. TEPFER: Josh Tepfer on behalf of		17	Q Which attorney did you meet with?
18	Loevy & Loevy.		18	A Attorney Zecchin.
19	MR. FLAXMAN: Joel Flaxman for the Flaxman		19	Q Anyone else?
20	plaintiffs.		20	A And Brian -- I forgot his last name.
21	MR. ZIBOLSKI: Kevin Zibolski for		21	Sorry.
22	defendants Spaargaren and Cadman.		22	Q Brian Stefanich?
23	MR. RAVITZ: Gary Ravitz for Kallatt		23	A No.
24	Mohammed.		24	Q At the Hale firm?

Transcript of Robert Gonzalez
Conducted on October 16, 2019

4 (13 to 16)

	13		15
1	A Yes.	1	the arrests of Watts and Mohammed, what else were
2	Q Okay. And was anyone else present when you	2	you told about the ongoing investigation?
3	met with your attorneys?	3	A I have not been told anything specific.
4	A No.	4	Are you asking about the -- from the police
5	Q How many times did you meet with your	5	department?
6	counsel to prepare for today's deposition?	6	Q Yes. About the reason that you have been
7	A Twice last week and then once this week.	7	placed on administrative duty?
8	Q Did you review any documents in preparation	8	A I haven't been told anything exactly.
9	for your deposition?	9	Q Who told you that being placed on
10	A Yes.	10	administrative duty was related to the arrests of
11	Q What did you review?	11	Watts and Mohammed?
12	A I reviewed some arrest reports, some	12	A I recall approximately two years ago I was
13	inventories.	13	notified that I was being placed on administrative
14	Q Any other documents?	14	duty, and that was subsequent to whatever
15	A Not that I can think of at this time.	15	investigations that are related to the Watts and
16	Q And which arrests did the arrest reports	16	Mohammed case.
17	relate to?	17	Q And who told you that?
18	A Various. I believe it was in conjunction	18	A I have a recollection of it being Captain
19	with whatever the matters we'll be discussing	19	Moore, from the 2nd District.
20	today.	20	Q Okay. Did he tell you that in person?
21	Q Okay. And the same is true for the	21	A I don't recall if it was through a phone
22	inventories?	22	call or in person.
23	A I believe that's the case, yes.	23	Q When he told you that it was related to the
24	Q What's your current role with CPD?	24	arrest of Watts and Mohammed, did you ask any
	14		16
1	A Chicago police officer.	1	questions about that?
2	Q And what's your assignment?	2	A I recall asking why, but not being given
3	A Assigned to the 2nd District.	3	much information. It was just information that he
4	Q And are you on administrative duty?	4	was relaying to me, that he didn't have much
5	A I believe so, yes.	5	information at the time, is what I recall.
6	Q When you say you believe so, tell me why	6	Q Okay. So when you asked why, what did
7	you believe so.	7	Captain Moore tell you?
8	A I am inside conducting administrative	8	A It was related to the Watts and Mohammed
9	duties.	9	cases and investigation, something that had hit the
10	Q Okay. Were you told that you were being	10	media.
11	placed on administrative duty?	11	Q Since that conversation with Captain Moore,
12	A Yes.	12	13 have you had any other conversations about the
13	Q Were you told the reason why you were being	13	14 reason that you have been placed on administrative
14	placed on administrative duty?	14	duty?
15	A I don't recall the exact reason, I was just	15	A No.
16	told that I was being placed on administrative	16	Q Have you asked anyone for any information
17	duties due to ongoing investigations.	17	18 since your conversation with Captain Moore about
18	Q And is it your understanding that those	18	19 why you have been placed on administrative duty?
19	ongoing investigations remain ongoing as of today?	19	A I don't believe that I have. I don't
20	A Yes, I believe they are still ongoing.	20	recall any times where I have sought out to ask.
21	Q Okay. What did the investigations concern?	21	Q Okay. What are your responsibilities on
22	A Related to the arrest of Ronald Watts and	22	23 administrative duty in the 2nd District?
23	Kallatt Mohammed.	23	A Currently nonoperation -- inputting
24	Q Okay. And other than knowing as related to	24	nonoperational data.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

5 (17 to 20)

	17		19	
1	Q	What does "nonoperational data" mean?	1	duty?
2	A	Just information that is accrued through various forms of paperwork, and then it is just transferred and inputted into the computer.	2	A No, ma'am.
3	Q	And you are the one transferring it into the computer?	3	Q Why not?
4	A	Yes. That's one of my duties, yes.	4	A Why?
5	Q	Okay. So one of your duties is data entry; is that fair to say?	5	Q (Indicating).
6	A	Yes. Nonoperational data entry.	6	A It is something that I don't like to discuss too much. I believe it's a personal matter for me. And then later on as investigations came on, it is litigation issues.
7	Q	Okay. And what are your other duties?	7	Q Have any of those officers ever approached you or asked you about the reasons that you have been placed on administrative duty?
8	A	It is what my main duties that are there.	8	A I can't recall if that's happened at this time.
9	Q	Okay. When were you put on administrative duty?	9	Q So it may have happened?
10	A	Almost two years ago, in November, I believe.	10	A It is possible.
11	Q	Do you know if other former members of the Watts team are on administrative duty?	11	Q Outside of your conversation with Captain Moore where you asked why, have you ever complained or protested your placement on administrative duty?
12	MR. MICHALIK:	Object to the form.	12	MR. ZECCHIN: I am going to object to the form.
13	Argumentative.		13	You can answer, if you understand the question.
14	Q	Go ahead.	14	A I don't understand "complain" or "protest."
15	A	I believe that there's numerous officers, but the only other officers that I would know would be the three that were in the -- in our district	15	Q Okay. You understand -- let's just take it one at time.
16	and then names that I have heard, and I haven't been given an official list of people that have been -- but I know different ones.		16	You understand what it is to complain about a work condition, right?
17	Q	Okay. Tell me the ones you do know.	17	A Yes, I do.
18	A	Officer Doug Nichols. Officer Manuel Leano. Officer Brian Bolton. Officer Jerome Summers. Officer Darryl Edwards. Officer Elsworth Smith. Right now, that is what I can recall.	18	Q Okay. Have you ever complained about being placed on administrative duty?
19	Q	Are any of the officers that you just mentioned assigned to the 2nd District?	19	A Not to anyone verbally, no.
20	A	Officer Nichols, Officer Leano, and Officer Edwards, and Officer Smith. I don't know their actual assignment, but they are in the 2nd District. I don't know if they are under a detail status or not, but they are in the 2nd District.	20	Q Okay. Have you ever complained in any manner?
21	Q	Tell me what you mean by detail status, please.	21	A To myself.
22	A	Sometimes you can be detailed out and not be assigned to a district. So I don't know if their previous assignment was a detail, and then they were working in the 2nd District.	22	Q Okay. Outside of your own thoughts about it, have you ever complained?
23	Q	Have you ever had any conversations with any of the officers that you just listed about the fact that you have been placed on administrative	23	A Like in an official capacity, I have not.
24			24	Q Okay. What about in an unofficial capacity?
			25	A I don't understand the question. Like outspoken to people, or I don't understand.
			26	Q Well, you said you haven't complained in an official capacity?
			27	A Right. Like I haven't officially complained or anything to the police department about my duty status, so.
			28	Q Okay.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

6 (21 to 24)

	21	23
1 A Outside of that, I wouldn't have done	1 of your team after Sergeant Huffman?	
2 anything like that, in any other form.	2 A The most recent that I can remember would	
3 Q Okay.	3 be Sergeant Gochi.	
4 A Outside of complaining to myself or --	4 Q How do you spell that last name?	
5 Q Okay.	5 A "G" as in George, Ocean, Charlie, Henry,	
6 A -- feeling the emotional impact or what's	6 Ida. I believe that's how it's spelled.	
7 occurred.	7 Q Okay. Other than Sergeant Huffman and	
8 Q Okay. So you've never complained to	8 Sergeant Gochi, do you remember any other sergeants	
9 another person about it?	9 that you reported to in the time period after Watts	
10 A No. No.	10 left the team?	
11 Q Sorry, I think I asked a bad question.	11 A I don't recall any other supervisors at	
12 Am I correct that you have never complained	12 this time.	
13 to another person about it?	13 Q Okay. During the 2012 to 2017 time period,	
14 A Not that I can recall at this time, I don't	14 what shift did you work?	
15 believe that I have.	15 A We were -- we would change our hours. So	
16 Q Okay. And have you -- strike that, please.	16 we would rotate from days to afternoons.	
17 Prior to being placed on administrative	17 Q And what were the hours if you were on	
18 duty, what was your assignment for CPD?	18 days?	
19 A I was in the tactical unit for the 2nd	19 A It varied anywhere between 0800 starts to	
20 District.	20 0900 starts on days, to 1700, which is 5:00 to	
21 Q And what was the time frame that you were	21 1800, 6:00, on afternoons. And then periodically	
22 assigned to the tactical unit in the 2nd District?	22 we would get changed depending on departmental	
23 A Since 2004, approximately.	23 orders.	
24 Q So was it fair to say that you were	24 Q I'm sorry, can you tell me the start time	
	22	24
1 assigned to the tactical unit in the 2nd District	1 when you were on afternoons?	
2 from 2004 to 2017?	2 A 5:00 p.m. or 6:00 p.m., were mainly the	
3 A That's an approximation, yes.	3 start times.	
4 Q What were your duties when you were	4 Q During the period of time that you were	
5 assigned to the tactical unit in the 2nd District?	5 assigned to the 2nd District tactical unit, so 2004	
6 A Chicago police officer, just mostly in	6 to 2017, were your responsibilities as a tactical	
7 civilian attire, but in the -- under the tactical	7 officer consistent throughout that time?	
8 unit.	8 A Yes, I would say so, yes.	
9 Q Okay. During the time period that you were	9 Q And prior to being assigned to the 2nd	
10 assigned to the tactical unit after Sergeant Watts	10 District tactical team, what was your assignment?	
11 left, so I think this period of time would be	11 A I was in the public housing unit.	
12 approximately 2012 to 2017?	12 Q And what was the time period when you were	
13 A Uh-huh.	13 assigned to the public housing unit?	
14 Q Were you on a particular team?	14 A I believe it was in 1999 to 2000 to '04.	
15 A Yes.	15 Q Who was the sergeant that you were reported	
16 Q Okay. Who was the sergeant of that team?	16 to during that time period?	
17 A I think my first -- the first sergeant that	17 A In '99 to 2000, I had -- there were	
18 I had after Mr. Watts was arrested was -- or was	18 different supervisors I believe that I had. I	
19 Sergeant Huffman. Sharon Huffman.	19 can't recall their names. And then later on I was	
20 Q For what period of time was Sergeant	20 assigned to work for Ronald Watts.	
21 Huffman your sergeant?	21 Q Is it fair to say that Watts was your	
22 A I don't recall exactly how long. Maybe a	22 supervisor from approximately 2000 to 2012?	
23 few years, couple years.	23 A Yes, around that time period, yes,	
24 Q Did you have a sergeant who was in charge	24 approximately.	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

7 (25 to 28)

<p>1 Q At some point was the public housing unit 2 disbanded?</p> <p>3 A Yeah, they were -- it was changed into a 4 pilot program.</p> <p>5 Q And what was the pilot program?</p> <p>6 A They would just patrol the areas of the 7 public housing units by districts as opposed to in 8 one unit, is my understanding.</p> <p>9 Q And where were you assigned to patrol when 10 you were part of the public housing unit?</p> <p>11 A Any areas that were considered CHA 12 controlled areas. We would get changed to 13 different parts throughout the city.</p> <p>14 Q Okay. And then when you became part of the 15 2nd District tactical team, what public housing did 16 you patrol?</p> <p>17 A Mostly the Ida B. Wells, Washington Park 18 Homes. There were some still remnants of State 19 Street early on, on Cottage. Anywhere in the 2nd 20 District that was CHA controlled was our primary 21 responsibility.</p> <p>22 Q Okay. Did you spend more time in Ida B. 23 Wells than the other areas that you mentioned?</p> <p>24 A I don't know if I did. Certain -- maybe at</p>	<p>25</p> <p>1 responsibilities as us, yes.</p> <p>2 Q Okay. So moving forward in time, so not 3 right when it switched from public housing unit to 4 TAC team, but going forward throughout the rest of 5 the time that you were assigned to the tactical 6 team in the 2nd District, were there other tactical 7 teams with the responsibility of patrolling the 8 public housing units within the 2nd District?</p> <p>9 A It would have been any of the -- any of the 10 tactical teams that we had in the office. Gang 11 teams and patrol units as well. It was all part of 12 the 2nd District, so they would have all been 13 patrolling those areas as well.</p> <p>14 Q And did the tactical team that you were 15 part of in the 2nd District have a specific subject 16 that you were dedicated to? For example, you 17 mentioned there were gang teams. Did you have a 18 specific focus for your tactical team?</p> <p>19 A I don't know if it was outlined, but 20 whatever the more prevalent criminal activities 21 that were the issues at the time for the 2nd 22 District was what we focused on.</p> <p>23 Q During your time assigned to the tactical 24 team in the 2nd District, would you say that most</p>
<p>1 certain time periods more focused on there, but 2 early on there were a lot of other CHA buildings 3 there that had a lot of activity.</p> <p>4 Q Were there other tactical teams within the 5 2nd District besides the one that you were on that 6 had the responsibility of patrolling public housing 7 units within the 2nd District?</p> <p>8 A I believe maybe there was one other team or 9 two other teams. I can't remember exactly how many 10 other teams that had been assigned there from the 11 housing unit.</p> <p>12 Q Okay. But you believe there was at least 13 one other TAC team?</p> <p>14 A I think there was. I don't know --</p> <p>15 Q Okay.</p> <p>16 A -- if there was.</p> <p>17 Q Do you know who the sergeant of that TAC 18 team was?</p> <p>19 A No, I do not. I don't recall at this time.</p> <p>20 Q Do you know -- well, did that tactical team 21 have the same areas to patrol that your team did?</p> <p>22 A If they came over from public housing and 23 they were assigned and they were part of that pilot 24 program, then they would have had the same</p>	<p>26</p> <p>1 of the focus was on narcotic crimes?</p> <p>2 A I would say that's fair, narcotics and gun 3 offenses.</p> <p>4 Q And what was the difference between the 5 type of work that the tactical team would do in the 6 public housing units within the 2nd District as 7 opposed to a patrol team?</p> <p>8 A I would say the biggest difference is that 9 you're not assigned any calls through the OEMC. 10 You may be called to respond to certain things 11 depending on the manpower, but mostly that would be 12 the biggest difference.</p> <p>13 Q Okay. Would it be fair to say it is 14 considered a more proactive policing than the 15 patrol teams?</p> <p>16 A I don't know if that's fair to patrol, 17 but -- I don't know if that's how it is looked at.</p> <p>18 Q Okay. Have you heard that term before, 19 "proactive policing"?</p> <p>20 A Yes.</p> <p>21 Q Do you believe it applies to the tactical 22 teams?</p> <p>23 A Well, when you're not -- when you don't 24 have the responsibilities of generic calls, then</p>

Transcript of Robert Gonzalez
Conducted on October 16, 2019

8 (29 to 32)

	29		31
1 you can focus on other things, yes. So I don't		1 did you ever make a request to leave the 2nd	
2 know if that falls under proactive, but.		2 District?	
3 Q Did you ask to be assigned to public		3 A I don't know if I ever put in any -- what	
4 housing in the 2nd District?		4 they call par forms. So I don't know if I did to	
5 A No, I was transferred over from the public		5 go to maybe a different area. I don't remember.	
6 housing unit over to the 2nd District.		6 It is possible and I didn't make the cut for it.	
7 Q And prior to your time working in the		7 But I don't recall doing that, no.	
8 public housing in the 2nd District, what was your		8 Q Okay. Putting aside whether or not you	
9 assignment?		9 made a request, did you ever want to leave the 2nd	
10 A I was in the 22nd District.		10 District to go work somewhere else?	
11 Q And what was your role in the 22nd		11 A No. I don't believe that I ever had the	
12 District?		12 feeling of wanting to get to leave, unless it would	
13 A Police officer there. Same.		13 be in an area where I thought I could -- thought	
14 Q Where -- what were your responsibilities?		14 it'd be better for me.	
15 Was it patrol or TAC team or something else?		15 Q Were there times when you thought there was	
16 A It was like a year and a half I was		16 another area that would be better for you?	
17 assigned there after the academy time there where I		17 A Sure. I would have liked to have gone to	
18 did part of my probationary period there.		18 the airport unit or any other areas that would have	
19 Q And so during that time period, were you		19 been just a little bit closer to home.	
20 assigned to patrol?		20 Q Other than wanting to be closer to home,	
21 A Yes, I was under watch, different watches.		21 are there any other reasons that you wanted to	
22 Q Did you request to leave the 22nd District?		22 leave the 2nd District?	
23 A Yes, I put in a request to go to the public		23 A No. Not that I can remember.	
24 housing unit.		24 Q Did you ever request a change in your	
	30		32
1 Q And why did you want to go to the public		1 duties within the 2nd District? So staying	
2 housing unit?		2 assigned there, but doing something different. Did	
3 A At the time it was just I wanted to learn a		3 you ever make a request like that?	
4 little bit more.		4 A As far as? I don't understand.	
5 Q And --		5 Q Any request to change what your assignment	
6 A I wanted to be in a busier area.		6 was?	
7 Q Sorry. Didn't mean to talk over you.		7 A I don't recall making any requests.	
8 What was it that you were interested in		8 Q Okay.	
9 learning in the public housing unit?		9 A To change my status.	
10 A Anything I could about policing.		10 Q Okay. You mentioned earlier that you were	
11 Q When you requested to go to the public		11 assigned to the 22nd District after the academy.	
12 housing unit, did you know anyone who was assigned		12 So when did you complete the academy?	
13 to the public housing unit at that time?		13 A I believe it was -- I want to say maybe	
14 A No, I don't believe that I did. I don't		14 June of -- well, my academy entry point was	
15 recall if I did at that time.		15 December 14 -- or 1998. But I don't know if that's	
16 Q During the time that you were assigned to		16 when I started the academy or that's when I started	
17 the 2nd District either in the public housing unit		17 my probationary period, I can't remember. But my	
18 or on the TAC team, did you ever request to leave		18 start date is officially December 14, 1998.	
19 the 2nd District?		19 Q Your start date for starting with the	
20 A I am not understanding the question. Can		20 Chicago Police Department?	
21 you repeat it. I'm sorry.		21 A Yes. As being employed, yes.	
22 Q Sure.		22 Q Okay. When you were in the academy, did	
23 During the time period 1999 or 2000 until		23 you receive any training about what different	
24 2017 when you were placed on administrative duty,		24 tactical units did or what units in public housing	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

9 (33 to 36)

	33		35
1	were assigned to do?	1	either Vincennes or Ash -- Halsted. I can't
2	A I don't recall any specific training for	2	remember. I think it was Halsted.
3	tactical units or public housing units.	3	Q When you were at the Chicago police
4	Q Other than believing that the public	4	academy, did you receive training on police report
5	housing unit would be busier than your assignments	5	writing?
6	in the 22nd District, was there anything else about	6	A I believe that I did, yes.
7	working in public housing that you were interested	7	Q And what did that training consist of?
8	in?	8	A How to document reports, various different
9	A No. I just wanted to learn as much as I	9	types of reports.
10	could and get as much experience as I possibly --	10	Q And what were the various types of reports
11	as much as I could.	11	that you were trained on?
12	Q What types of skills were you hoping to	12	A I don't recall at this time, the types. I
13	learn in the public housing unit?	13	think mostly general offense case reports.
14	A Well, at the time I really didn't know -- I	14	Everything was on paper back then.
15	didn't have a well rounded opportunity to see	15	Q And were you given some training about what
16	different types of jobs and things, so I wanted to	16	information should be included in the narrative
17	just be exposed to as much -- as much activity or	17	section of the police reports?
18	jobs as I possibly could so I could learn.	18	A I believe, yes, I was.
19	Q Were there more arrests, typically, when	19	Q Okay. What were you trained should be
20	you're on a tactical team than if you are working	20	included in the narrative portion of the report?
21	patrol?	21	A I can recall just being trained to write
22	A I don't know. I don't know what the	22	out a summation of the facts of the incidents that
23	statistics bear out. There could be times when	23	you were involved in or observed for the general
24	there's patrol officers that make more arrests than	24	offense case reports. For arrest reports it was
	34		36
1	TAC officers. I don't know. I don't know how	1	establishing probable cause.
2	those statistics bear out.	2	Q And what were you taught you needed to
3	Q Okay. Putting aside statistics, what was	3	include in the arrest reports to establish probable
4	your reason for your belief that it would be busier	4	cause?
5	on the TAC team than public housing unit?	5	MR. KOSOKO: I am going to object to the
6	A Well, I believe there was more criminal	6	form of the question.
7	activity in that area, so, therefore, I believed	7	MS. KLEINHAUS: Go ahead.
8	that I would be able to be exposed to more	8	A I'm sorry, can you repeat it, please.
9	opportunities to learn.	9	Q Sure.
10	Q When you were assigned to the 22nd	10	What were you taught you needed to include
11	District, I don't know if the boundaries have	11	in the narrative section of the arrest reports for
12	changed, but at that time, where in the city was	12	probable cause?
13	the 22nd District?	13	A The elements of the offense that the person
14	A Southwest side of the city.	14	was being arrested for.
15	Q And what neighborhoods would it encompass?	15	Q Were you trained at the academy on how to
16	A It would be from -- well, it would be the	16	complete the vice case report?
17	Mount Greenwood area, and then I don't know the	17	A I don't have any recollection of being
18	other names of the neighborhoods.	18	trained, but I believe that that would have been
19	Q Do you know --	19	part of it, but I can't remember. I just remember
20	A Cragin, maybe. I don't know.	20	the general offense case report.
21	Q Do you know what the geographic boundaries	21	Q For the general offense case report, were
22	of that district were?	22	you trained on which officer should complete the
23	A At the time I recall it to be 87th to 111th	23	narrative portion of that report?
24	or 115th, Pulaski to -- I believe the cutoff was	24	A I don't remember if there -- I don't

Transcript of Robert Gonzalez
Conducted on October 16, 2019

10 (37 to 40)

	37		39
1	remember if they gave like a specific person, but,	1	A During processing.
2	I mean, it would be whoever -- it is whoever has	2	Q Okay.
3	decided to write out the report. Depends on the	3	A Variety of different ways.
4	circumstances, I think.	4	Q So other than an undercover officer, what
5	Q Sure.	5	are the other factors that it depends on to decide
6	Were you ever told that it should be the	6	who can sign off on the reports?
7	person who had the most knowledge of the facts of	7	A The size of the arrest, maybe there's
8	what happened?	8	multiple processing, maybe an injury issue with the
9	A I don't recall if that's how it was put,	9	officer.
10	but that would be one part of an aspect of it. I	10	Q Okay. So taking the first one of those
11	think it would be part of it, yes.	11	two, the size would be --
12	Q Even if that wasn't something that you	12	A We are talking about like the generalities
13	recall being told in the academy, at some point it	13	of the report, correct? Not the actual narrative?
14	was explained to you that the person writing it up	14	Are you referring to the narrative?
15	should be the person who knows the facts, right?	15	Q Yes.
16	A I don't recall anybody putting it in that	16	A I'm not referring to the narrative.
17	fashion, that only that person would be allowed to	17	Q Who can sign off on the report?
18	fill out a case report.	18	A Whoever completes the report would
19	Q Could someone who didn't have knowledge of	19	generally be the person to sign off on, unless
20	the fact complete the general offense report?	20	there's factors that I can't think of right now,
21	A As part of the narrative? I don't believe	21	unless it would be factors of those people not
22	that that's the case, but maybe headings or other	22	being able to sign them.
23	nonfactors in the case report would be. Maybe it	23	Q Okay. So is it fair to say that the person
24	is part of the assisting process.	24	who writes the narrative should be the person who
	38		40
1	Q And what headings are you referring to?	1	signs off on it?
2	A Well, just generalities, general -- general	2	A I don't know about should. I am not --
3	information that would be part of an incident.	3	should? Generally, that's the case, but there
4	THE COURT REPORTER: Part of?	4	could be times, maybe, when that wouldn't be the
5	THE WITNESS: Part of an incident. I'm	5	case.
6	sorry.	6	Q Tell me those times.
7	Q Okay. So someone assisting could fill out	7	A Again, I just said, like outside factors I
8	the generalities?	8	can't really think of, maybe injuries or undercover
9	A I don't think I have been told that wasn't	9	officers or maybe their inability to sign off on
10	something you can do, no.	10	the case report, but most of the time you would
11	Q Okay. So what were you told about who	11	sign off on it, yes.
12	should write the narrative?	12	Q Did you ever write up a narrative for a
13	A I don't recall being specifically told who	13	report and have someone else sign it?
14	should write the narrative at this time.	14	A Sign my -- sign my name or sign their name
15	Q Okay. Was the person who writes the	15	to it?
16	narrative the person who signs off on the report?	16	Q Let's start with sign their name.
17	A It depends on the situation.	17	A Because I'm still a little confused about
18	Q What does it depend on?	18	the question.
19	A Well, if in the cases of -- in the cases of	19	Q Okay. What's confusing about the question?
20	undercover officers sometimes, they may not have	20	MR. ZECCHIN: Objection to the form.
21	the ability to fill out the entire case report.	21	Argumentative.
22	Q Okay. And why not?	22	A I'm just confused about you -- we were
23	A To keep their identity concealed.	23	talking about generalities, and now you are
24	Q Okay.	24	focusing on the narrative summary. I am just still

Transcript of Robert Gonzalez
Conducted on October 16, 2019

11 (41 to 44)

41 1 a little confused about what we're talking about 2 here. 3 Q You said there's no should on who can sign 4 off on a report. You can imagine circumstances 5 where someone else might sign off on a report. So 6 let's focus on you. 7 A Okay. 8 Q Did you ever write the narrative of a 9 report and have someone else sign off on it? 10 A At this time, I don't recall if that 11 would -- that's something that I ever did. 12 Q You don't know either way? 13 A I can't recall at this time. 14 Q Okay. Did you ever have occasion where 15 someone else wrote up the narrative of a report and 16 you signed your name? 17 A The narrative of a report? I -- I don't 18 believe that's the case, no. 19 Q And why wouldn't you do that? 20 A If it was my arrest of the incident that I 21 was involved in, generally, I would have written 22 the narrative of the case report. 23 Q And why would it be important for you to 24 write the narrative of the case report if it is	43 1 Q Go ahead. 2 A Can you repeat the question, please. 3 MS. KLEINHAUS: Can you read it back. 4 (WHEREUPON, the record was read by the 5 reporter, as requested.) 6 A Yes. Generally, that would -- is something 7 I would do. 8 Q And why, generally, if you are the 9 reporting officer and it is your arrest, would you 10 be the one to write the narrative? 11 A Again, it would be my responsibility. 12 Q And would it be your responsibility because 13 you are the one who observed the activities 14 described in the narrative? 15 A It would -- 16 MR. KOSOKO: I am going to object to the 17 form again. 18 Q Go ahead. 19 A It would be my responsibility. 20 Q Why? 21 A If I am the reporting officer, that's my 22 assignment. That's my assignment would be to -- to 23 fill out the report. That would be my 24 responsibility as the arresting officer,
42 1 your arrest? 2 A It's -- would be -- it would be my 3 responsibility as the officer. 4 Q And when you say "as the officer," do you 5 mean as the arresting officer? 6 A Or the reporting officer. 7 Q Okay. What's the distinction between those 8 two? 9 A The arresting officer -- to my 10 understanding, the arresting officer is the person 11 who has physical custody of the person after 12 they've committed an offense. 13 Q And what about the reporting officer? 14 A Generally, the reporting officer is a 15 person creating the report, whether it is a general 16 offense case report or whatever report is being 17 documented. 18 Q So if it is your arrest, you would be the 19 reporting officer and you would write the 20 narrative? 21 MR. KOSOKO: I am going to object to the 22 form of the question. 23 MR. MICHALIK: Join. 24 MR. ZECCHIN: Join.	44 1 reporting officers, to fill out the report. 2 Q If there are multiple officers present for 3 an arrest, how do you decide who's going to be the 4 reporting officer? 5 A Depends on the circumstances, but, 6 generally, generally would be person who has the 7 most information, but there could be other officers 8 that have other contributing factors for that on 9 the case report. Depends how the incident plays 10 out. 11 Q And tell me what you mean by that, there 12 might be other officers who have contributing 13 factors? 14 A Right. Some officers might have observed 15 one thing and other officers observed another. 16 Q Is it the responsibility of the reporting 17 officer to summarize the observations of the other 18 officers in the narrative section? 19 A The reporting officer would try to gather a 20 summation of the facts of the incident and try to 21 put his -- as much as he could, he or she could 22 into the narrative. 23 Q Were you trained that prosecutors would be 24 relying on the narrative section of the reports

Transcript of Robert Gonzalez
Conducted on October 16, 2019

12 (45 to 48)

	45		47
1	that you wrote?	1	required to complete police reports?
2	A I believe it was a combination of the	2	A Yes.
3	reports, evidence, reports and evidence,	3	Q And did someone review your reports and
4	inventories, things like that. Things of that	4	give you feedback on them?
5	nature.	5	A I had an FTO at the time, during that time
6	Q Sure.	6	period, and so if there was any feedback, I believe
7	So they might have been relying on more	7	that that's where it would come from.
8	than just your reports, but at a minimum you knew	8	Q Do you recall getting any feedback about
9	that prosecutors were relying on the narrative you	9	the police reports that you were writing when you
10	wrote up in your reports?	10	10 were assigned to the 22nd District?
11	A They would -- from my recollection, I	11	A At this time, I don't recall any specific
12	remember them relying on the arrest reports and	12	types of feedback.
13	case reports, yes.	13	Q Okay. During the time that you were
14	Q And that was something you were trained on,	14	assigned to the 2nd District, either in the public
15	right?	15	housing unit or on the tactical team, did you ever
16	A I don't recall the specific training on it,	16	16 author a report and have it sent back to you for
17	but it was something that I learned to do so I	17	17 changes to be made?
18	believe I was trained. I just don't recall the	18	A I don't recall any specific time. It is
19	exact training on it.	19	possible for administrative issues or spelling
20	Q Were you provided some training on what it	20	errors, things like that. Grammar.
21	means to sign a report as the attesting officer?	21	Q Okay. I know what spelling and grammar
22	A During what time period?	22	22 are, but what would be the administrative issues
23	Q Well, were you ever trained on that?	23	23 that would cause a report to be sent back to you?
24	A I believe when we transferred over to the	24	A Maybe something wasn't filled in, needed to
	46		48
1	computer system, I can't remember how extensive our	1	be filled in.
2	training was for that.	2	Q Was there a report ever sent back to you
3	Q Prior to transferring over to the computer	3	when you were assigned the public housing unit or
4	system, were you told that when you were signing as	4	the tactical team at the 2nd District because it
5	an attesting officer you are signing under the	5	5 was inaccurate?
6	penalty of perjury?	6	A I don't recall at this time whether that's
7	MR. KOSOKO: Objection to the form of the	7	something that happened.
8	question.	8	Q Did you ever have a report sent back to you
9	MR. ZECCHIN: Join.	9	9 at the 2nd District because it wasn't detailed
10	MR. MICHALIK: Join.	10	10 enough, or it was incomplete?
11	A I believe that's the case, yes.	11	A I don't recall anything specific, but it's
12	Q You knew that since the academy, right?	12	possible. I don't recall at this time anything
13	A To not lie on reports? Yes.	13	specific, as far as reports.
14	Q During the time period that you were on	14	Q By the time that you left the 22nd District
15	probation in the 22nd District, were you required	15	15 and you came over to the 2nd District to join the
16	16 to practice the skill of writing police reports?	16	16 public housing unit, did you feel that you had
17	MR. MICHALIK: Object to the form of the	17	17 received sufficient training on police report
18	18 question. On probation.	18	18 writing that you knew what was expected of you and
19	MR. ZECCHIN: I'll join in that.	19	19 how to do it?
20	Q Maybe I used the wrong word. There's a	20	A Well, by the time I had gotten to the
21	21 period of time when you're being trained by a field	21	public housing unit, and maybe had two and a half
22	22 training officer, correct?	22	22 years or three years, is that what you are asking,
23	A Yes.	23	23 at that time frame?
24	Q Okay. During that time period, were you	24	Q The question is a little different. By the

Transcript of Robert Gonzalez
Conducted on October 16, 2019

13 (49 to 52)

49

51

1 time you got to the 2nd District after two and a
2 half or three years on the police force, did you
3 feel you had had adequate training on police report
4 writing, you knew what was expected of you, you
5 knew how to do it?

6 **A You mean after being in public housing,
7 transferring over to the 2nd District, or from
8 22nd -- from the 22nd -- what time frame?**

9 Q When you left 22nd District.

10 **A I had two and a half to three years, so I
11 am not sure if I was confident -- that confident,
12 but I believed in my abilities at the time, I
13 think.**

14 Q Did you ever request additional training on
15 police report writing?

16 **A Request? No, I don't believe that's
17 something I did. I don't remember. It is
18 possible.**

19 Q When you came over to the public housing
20 unit in 1999 or 2000, you were reporting to
21 Sergeant Watts, correct?

22 **A Not initially, no.**

23 Q Okay. Who were you initially reporting to?

24 **A I believe that it was a Sergeant Bennett**

1 **A I don't recall. I don't recall any
2 training like that. I mean, we went through the
3 court system process and the procedures, but I
4 don't remember specific -- anything specific about
5 testifying or preparing.**

6 Q Okay. And in the course of your time at
7 the 2nd District, there were occasions when you
8 testified in court, correct?

9 **A Yes, ma'am.**

10 Q And how would you prepare to testify in
11 court?

12 **A Maybe reviewing the case report,
13 inventories, the best that I could recall from my
14 memory, of whatever incident that I was asked to
15 testify for.**

16 Q Would you typically prepare with the
17 prosecutor in advance of your testimony?

18 **A Sometimes yes, sometimes no. For
19 preliminary hearings, it may be a brief meeting
20 with the counsels, and then trials would be a
21 little bit more extensive because of their --
22 because of the need for more information.**

23 Q And when you had prepared to testify for
24 hearings or trials, when you would prepare with the

50

52

1 **was my first.**

2 Q What's Sergeant Bennett's first name,
3 please?

4 **A I don't remember his first name.**

5 Q Can you describe him?

6 **A In what fashion, ma'am? Physical?**

7 Q What did he look like?

8 **A Physical description?**

9 **He's a male, male white. I don't know how
10 old he was at the time.**

11 Q Okay. During your time working for the
12 Chicago Police Department, have there been
13 supervisors that you could have asked if you had
14 questions on police report writing?

15 **A I am sure that there were supervisors, yes,
16 that I could have asked for assistance in something
17 I may not have been confident in, yes.**

18 Q When you were at the Chicago police
19 academy, did you receive any training on how to
20 testify in court?

21 **A No, I don't believe we received training on
22 testifying.**

23 Q Okay. Did you receive any training on
24 preparing for court?

1 prosecutor, would other police officers also be
2 present?

3 **A In preliminary hearings? Or in court -- or
4 in actual trial hearings?**

5 Q I guess let's -- putting aside preliminary
6 hearing, but, for example, preparing for a motion
7 to suppress or a trial, when you would prepare with
8 the prosecutor, would other police officers be
9 present?

10 MR. KOSOKO: I am going to object just to
11 the form.

12 MR. RAVITZ: Join.

13 **A Can you repeat the question. Sorry.**

14 MS. KLEINHAUS: Can you read it back.
15 (WHEREUPON, the record was read by the
16 reporter, as requested.)

17 **A It depends on the case, if other police
18 officers were involved.**

19 Q So is it fair to say sometimes other
20 officers would be present for the prep session?

21 **A Yes, at certain times, yes, sometimes,
22 depending on what information they had for the
23 attorneys.**

24 Q Were there occasions when prosecutors would

Transcript of Robert Gonzalez
Conducted on October 16, 2019

14 (53 to 56)

	53		55
1 ask to have all the officers listed on a set of 2 reports for a particular arrest, have everybody 3 come in together to discuss what happened in that 4 arrest?		1 team that you were assigned to from 2000 to 2012, 2 okay?	
5 A I don't know how attorneys request 6 officers. We would just be requested. I don't 7 know what -- how they determined who to request. 8 We'd just get subpoenaed.		3 A Yes.	
9 Q Okay. And when you got subpoenaed, were 10 there occasions when every other officer on the 11 reports was also subpoenaed?		4 Q Okay. So with that understanding in place, 5 was there ever a time that you were subpoenaed by a 6 prosecutor and you show up and the other members of 7 the team that you were assigned to were also 8 present?	
12 MR. ZECCHIN: Objection. Foundation, from 13 this witness.		9 MR. KOSOKO: I'm going to object to the 10 form.	
14 Q Go ahead.		11 A Yes. It is possible we were all subpoenaed 12 or got notified for court on different cases, but I 13 don't -- we had different team members at different 14 times throughout that time. So when you say Watts' 15 team, I don't exactly know exactly who you are 16 referring to besides me and sergeant -- and Ronald 17 Watts.	
15 A Sometimes. I don't know. Sometimes they 16 might have. Through the court notification system, 17 maybe an officer doesn't get called or doesn't show 18 up, or I don't know. It would have been -- I don't 19 know how they determine who gets called, how they 20 make their assessment.		18 Q I am referring to all the different people 19 who worked with you on that team that you worked on 20 from 2000 to 2012.	
21 Q Sure.		21 A So during that time period, there probably 22 was not that time when we would have an arrest 23 situation and we would get notified. Different 24 team members would get notified.	
22 Putting aside how you think they make their 23 assessments, were there occasions when you would 24 respond to a subpoena and show up, and the other	54	25 members of the Watts team were also there and had 26 been subpoenaed?	56
3 MR. MICHALIK: Object to the form of the 4 question. Argumentative.		27 Q Okay. Was it something that happened for 28 you where you would get subpoenaed and your partner 29 would also get subpoenaed?	
5 MR. KOSOKO: Join.		30 A That would occur, yes, sometimes, yes.	
6 MR. ZECCHIN: Join.		31 Q Okay. And would it occur more often than 32 not that if you and your partner were both on an 33 arrest report, you would both get subpoenaed?	
7 A Watts team, I'm not sure who you are 8 relating to Watts, the Watts team.		34 MR. KOSOKO: I'm going to object to 35 foundation.	
9 Q You know who Sergeant Watts is, right?		36 A For the preliminary hearings, sometimes it 11 would just be one officer to be notified.	
10 A Are you referring to Mr. Ronald Watts?		37 Q What about outside of preliminary hearings? 38 Preparing for a motion hearing, preparing for a 39 trial?	
11 Q Sure.		40 MR. KOSOKO: Object as to foundation.	
12 So we'll call it the Watts 264 team that 13 you were on from 2000 to 2012, the TAC team that 14 you were on. If I call it the Watts 264 team, do 15 you know what I am referring to?		41 A That would determine on the State's 17 attorneys and who they wanted to have discuss the 18 case, aspects of the case. But there were times 19 that my partner and I were called in to, that I can 20 recall in general fashion that we were notified for 21 an arrest.	
16 A I know the name and the tactical team you 17 are referring to that I was on, but I am not really 18 sure what team -- what team you are referring to. 19 As far as more, you know, the people assigned to 20 the team.		42 Q During the 2000 to 2012 time period, 23 what -- what was your shift? What was the, you 24 know, the hours and the day that you were assigned	
21 Q Okay. Well, you were assigned to that team 22 for that period of time from 2000 to 2012?			
23 A Yes.			
24 Q When I say the Watts 264 team, I mean the			

Transcript of Robert Gonzalez
Conducted on October 16, 2019

15 (57 to 60)

	57		59
1 to work?		1 Did Officer Spaargaren leave the tactical	
2 A I believe we rotated out. I don't exactly		2 team at some point?	
3 know the hours. I don't remember the hours.		3 A Yes.	
4 Q What were the hours, approximately?		4 Q Do you know where he transferred to?	
5 A We would have been on days, and we would		5 A I don't recall where he had gone to.	
6 have been on afternoons. But I can't remember if		6 Q Have you maintained contact with Officer	
7 we were under the ten hour days then or not at that		7 Spaargaren?	
8 time, in early 2000, or how many days of the week		8 A It has been years since I have talked to	
9 we were working.		9 him.	
10 Q When you were first assigned to the team		10 Q Do you know if you have talked to him since	
11 commanded by Sergeant Watts, who was your partner?		11 Sergeant Watts was arrested?	
12 A I don't think I had a partner initially		12 A I have not talked to him since that time,	
13 when I went on his team. It may have been Officer		13 no.	
14 Bolton or I was working a three-man car between		14 Q What about Officer Cadman, how recently	
15 Officer Bolton and Officer Cadman.		15 were you in touch with him?	
16 Q For what period of time were you working a		16 A Years ago, and I haven't talked to Officer	
17 three-man car with Bolton and Cadman?		17 Cadman in years.	
18 A Between '99 and 2000. And then subsequent		18 Q Who else from the 264 team do you maintain	
19 to that I think I was assigned to work with Officer		19 contact with?	
20 Spaargaren. Michael Spaargaren.		20 A In what fashion? Like outside of work?	
21 Q For what period of time were you partnered		21 Q Well, do you work with anyone who's a	
22 with Michael Spaargaren?		22 former member of the 264 team, currently?	
23 A I don't recall the exact time period.		23 A Now I'm on administrative duty.	
24 Q Approximately how long was it?		24 Q Okay.	
	58		60
1 A Maybe a couple years, two years maybe,		1 A So I don't have a partner anymore.	
2 approximately.		2 Q Okay. So are there any former members of	
3 Q Who was your next partner after Spaargaren?		3 the 264 team that you see in the course of your	
4 A It was Officer Bolton.		4 administrative duties?	
5 Q And for how long were you partnered with		5 A Yes.	
6 Officer Bolton?		6 Q Who do you see?	
7 A Maybe a little after 2012, 2013.		7 A The other administrative officers.	
8 Q It started a little bit after 2012?		8 Q We talked about them a little bit earlier.	
9 A I think -- yeah, I don't remember when he		9 A Yes.	
10 transferred.		10 Q Okay.	
11 Q At some point he transferred off of that		11 A Right. They are in the same building.	
12 team?		12 Q Okay. Outside of the officers who are in	
13 A He -- yes.		13 the same building with you presently, do you keep	
14 Q Okay. Do you know where he transferred to?		14 in contact with any other former members of the 264	
15 A To a district up north somewhere.		15 team?	
16 Q Have you kept in touch with Officer Bolton?		16 A No, not in consistent contact or anything	
17 A Occasionally, yes.		17 like that, if we happen to see each other or maybe	
18 Q Are you friends -- are you social friends		18 somebody I recognize.	
19 with him, meaning do you spend any time with him		19 Q The officers that you mentioned earlier who	
20 outside of work?		20 are also on administrative duty, who are former	
21 A Maybe once or twice a year. Unless there's		21 members of the 264 team, have any of them	
22 a special occasion.		22 approached you to complain about the fact that they	
23 Q Okay. Do you know -- I'm sorry, strike		23 have been placed on administrative duty?	
24 that, please.		24 A I don't recall any incidents like that.	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

16 (61 to 64)

	61		63
1 It's possible.		1 call?	
2 Q Okay. It's only been in the last two years		2 A Generally, if -- generally he would be. If	
3 that you have been on administrative duty, right?		3 not, it would be our lieutenant, or a combination	
4 A I was -- from what I can recall, it has		4 of the supervisors that were there, depending on	
5 been approximately two years since I have been		5 what type of information that needed to be relayed	
6 assigned to administrative duties.		6 to us for the day.	
7 Q Okay. Is it your testimony that during		7 Q And where would the roll call take place?	
8 that time, you haven't had any conversations with		8 A During which time period, ma'am?	
9 Nichols, Leano, Bolton, Summers, Edwards, or Smith,		9 Q 2000 to 2012 time period when you worked	
10 about being placed on administrative duty?		10 for Sergeant Ronald Watts.	
11 MR. ZECCHIN: Objection to form.		11 A Well, early on it would be in one of the	
12 Q Go ahead.		12 smaller stations in the housing unit, and then	
13 A I don't recall any conversation outside		13 after '04 it would have been in the 2nd District.	
14 with then counsel.		14 Q And where would it take place within the	
15 Q So you have had conversations about that		15 2nd District?	
16 with counsel present?		16 A Generally in the TAC, in the TAC office	
17 MR. ZECCHIN: I am going to object.		17 unless we had -- we had to use the larger -- the	
18 MS. KLEINHAUS: That's fair.		18 larger room for more officers to receive	
19 Q During the time period from 2000 to 2012		19 information about the events for the day.	
20 that you were assigned to Sergeant Watts' team, did		20 Q Did Sergeant Watts have work space or an	
21 you ever have a work cell phone that you		21 office other than the TAC office?	
22 maintained?		22 A I think he was assigned to the sergeant's	
23 A I'm sorry, a work cell phone? That was		23 office that was there, that he shared. You mean	
24 assigned by the department?		24 after 2004?	
	62		64
1 Q Yes, sir.		1 Q Right. At the 2nd District.	
2 A No.		2 A Okay.	
3 Q Did Sergeant Watts have your personal cell		3 Q Would Watts sometimes go out into the field	
4 phone number?		4 with members of the 264 team?	
5 A It is possible. I don't know if he did or		5 A I don't understand "field."	
6 not. I'm not sure.		6 Q I'm sorry. I mean other -- leave his	
7 Q Did you have his personal cell phone		7 office. Leave the 2nd District. Did he ever go	
8 number?		8 out with you into the 2nd District, not at the	
9 A It is possible. I think that I did. I		9 station, but out in the district itself?	
10 don't know. I can't remember.		10 A To patrol the areas?	
11 Q What about for other members of the 264		11 Q Sure.	
12 team, did you exchange cell phone numbers with		12 A I'm sure that we patrolled together at some	
13 them?		13 point.	
14 A It's possible. I don't recall exactly		14 Q Which car would Watts be assigned to?	
15 whose number I had or whose I didn't.		15 A I don't recall which car.	
16 Q Would you communicate with members of the		16 Q You mentioned earlier that you would	
17 264 team using your cell phones during work hours?		17 typically be in civilian dress when you were on the	
18 A Yes, I believe there were times when that		18 TAC team?	
19 happened, yes, but I don't recall anything		19 A Yes.	
20 specific.		20 Q What did that consist of?	
21 Q Would there typically be a roll call for		21 A Just casual wear, and I would wear my outer	
22 your team at the beginning of your shift?		22 vest cover with my star and my duty belt,	
23 A Typically, yes.		23 handcuffs, weapon, whatever that I was trained in.	
24 Q And would Sergeant Watts conduct the roll		24 Q Did the other members of the 264 team also	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

17 (65 to 68)

	65		67
1	wear civilian dress, typically?	1	A Yes.
2	A Yes.	2	Q What type of information would you
3	Q And what about Sergeant Watts, what did he	3	communicate that way?
4	wear, typically?	4	A Location, status.
5	A I don't recall his dress attire. If we	5	Q Is your answer complete?
6	were in civilian attire, I am sure that he wore	6	A Those are some of the things I can
7	casual wear or field gear.	7	remember. I mean, there's probably more, I'm sure.
8	Q What does "field gear" mean?	8	Q How did you first learn that Sergeant Watts
9	A Anything that's appropriate for the setting	9	had been arrested?
10	10 of going out to patrol in the district, cargo	10	A I believe I saw it on the news.
11	11 pants, things like that. I don't know if he ever	11	Q And did someone from the police department
12	12 wore those.	12	communicate to you about Watts being arrested?
13	Q Did you ever work undercover during your	13	A No.
14	time on the 264 team?	14	Q You say no?
15	A I don't recall instances of me working	15	A No.
16	16 undercover at this time.	16	Q Up until today, did anyone from Chicago
17	Q That's something that you would likely	17	Police Department --
18	remember, right?	18	A You mean -- oh, I thought you were talking
19	A Maybe. I'm not sure if it would be	19	about on that day.
20	something. Unless there was something that	20	Q I'm sorry. Let me be clear.
21	21 resulted as a result of working in that capacity, I	21	You first heard about it on the news.
22	22 don't know if I would necessarily remember it.	22	Subsequent to that --
23	Q Okay. So you don't know if you ever worked	23	A I recall hearing it on the news, and then
24	undercover between 2000 and 2017?	24	24 subsequent to that I believe there was some -- one
	66		68
1	A Yeah. It is possible I did. I don't	1	1 of our -- I don't remember which commander, but it
2	recall any specific instances.	2	2 was somebody -- one of our superiors had informed
3	Q Did any members of the 264 team smoke	3	3 us of it.
4	cigars?	4	Q What were you told about it?
5	A It's possible. I don't recall.	5	A We weren't given much information.
6	Q Okay. Do you know if Sergeant Watts smoked	6	Q Were you given any information?
7	cigars?	7	A No. Not that I can recall, outside of his
8	8 A I don't recall if he smoked cigars or not.	8	8 situation of the arrest.
9	Q During the time period that you were	9	Q Did you later learn what he had been
10	assigned to the tactical team, did you ever take	10	arrested for?
11	notes about any arrest?	11	A Yes, through whatever came out in the news.
12	12 A I don't recall taking any notes for	12	Q Okay. Other than the commander telling you
13	13 arrests. Unless it was information from the	13	with very little information that Watts had been
14	14 victim, or a notification, things like that nature.	14	arrested, did anyone else from CPD ever communicate
15	Q Okay. Did you maintain a notebook or other	15	with you about the fact that Watts was arrested?
16	paper on your person to take notes?	16	A I don't recall having any other people come
17	A No, ma'am.	17	17 up to us to talk -- come up to me to talk about it.
18	Q When you were working on the tactical team,	18	Q Who else was present when the commander
19	did you have a radio that was assigned to you?	19	told you that Watts had been arrested?
20	A No.	20	A I don't recall.
21	Q Did you and the other members of the 264	21	Q Where were you?
22	team ever communicate over a radio?	22	A I believe when I was officially notified of
23	23 A Over the CPD channel frequencies?	23	23 it, it was -- it had to be in the 2nd District.
24	Q Right.	24	Q Did you have any discussions with other

Transcript of Robert Gonzalez
Conducted on October 16, 2019

18 (69 to 72)

<p>1 members or former members of the 264 team about 2 Watts' arrest?</p> <p>3 A I don't recall having conversations. At 4 this time, I don't recall any of that conversation.</p> <p>5 It is possible.</p> <p>6 Q You don't recall any conversations?</p> <p>7 A Not at this time I don't. It is possible, 8 though.</p> <p>9 Q I mean, that was a surprising revelation 10 that he was arrested, right?</p> <p>11 A Yes, ma'am. I believe we were very shocked 12 by it, but I don't recall anything specific. I was 13 shocked by it. I will speak for myself.</p> <p>14 Q Did you ever ask any of the 264 team 15 members or former team members if they knew 16 anything about why Watts was arrested?</p> <p>17 A I'm sorry. I don't believe -- no, outside 18 of getting information from any superiors, and that 19 was limited, I didn't feel that anyone else had any 20 other information.</p> <p>21 Q Okay. Did anyone from the Chicago Police 22 Department ever come to you seeking information 23 about activities on the 264 team or information 24 about any misconduct by any member of that team?</p>	<p>69</p> <p>1 A I don't recall any, any instances, any 2 specific instances at this time.</p> <p>3 Q Do you recall any civilian complaining to 4 you about any member of the 264 team?</p> <p>5 MR. KOSOKO: Object to the form.</p> <p>6 Q Go ahead.</p> <p>7 A At this time, I don't recall anything 8 specific.</p> <p>9 Q Do you remember any of the residents of Ida 10 B. Wells during the 2000 to 2012 time period?</p> <p>11 A Faces. Not many names.</p> <p>12 Q Tell me the names that you do remember.</p> <p>13 A Well, these are -- prior to whatever media 14 exposure has transpired, I would tell you that I 15 didn't remember any names. So whatever -- whatever 16 lawsuits or whatever things have come up as a 17 result of it are the only reason I remember -- is 18 how I can recognize names, but prior to that, I 19 would not have known any names, just faces.</p> <p>20 Q Do you recognize the name Wilbert Moore?</p> <p>21 A Sounds familiar.</p> <p>22 Q Do you know who Wilbert Moore was?</p> <p>23 A The name sounds familiar. I don't know 24 anything specific.</p>
<p>1 A No, ma'am. I don't recall anything like 2 that.</p> <p>3 Q How did you first learn about Mohammed's 4 arrest?</p> <p>5 A The same instance of that time period, that 6 day that they were arrested.</p> <p>7 Q And were you informed by the same commander 8 about that arrest?</p> <p>9 A I don't know, were they arrested at 10 different time periods? I thought they were 11 arrested together. I don't recall. On the same 12 day.</p> <p>13 Q Did you ever have any conversations with 14 any members -- or former members of the 264 team 15 about Mohammed's arrest?</p> <p>16 A I don't recall having any conversations, 17 no, at this time I don't.</p> <p>18 Q During the 2000 to 2012 time period that 19 you were patrolling the public housing units, did 20 you ever hear any civilians complain about Sergeant 21 Watts?</p> <p>22 A I don't --</p> <p>23 MR. MICHALIK: Object to form.</p> <p>24 Q Go ahead.</p>	<p>70</p> <p>1 A No, ma'am. I don't recall anything like 2 that.</p> <p>3 Q How did you first learn about Mohammed's 4 arrest?</p> <p>5 A The same instance of that time period, that 6 day that they were arrested.</p> <p>7 Q And were you informed by the same commander 8 about that arrest?</p> <p>9 A I don't know, were they arrested at 10 different time periods? I thought they were 11 arrested together. I don't recall. On the same 12 day.</p> <p>13 Q Did you ever have any conversations with 14 any members -- or former members of the 264 team 15 about Mohammed's arrest?</p> <p>16 A I don't recall having any conversations, 17 no, at this time I don't.</p> <p>18 Q During the 2000 to 2012 time period that 19 you were patrolling the public housing units, did 20 you ever hear any civilians complain about Sergeant 21 Watts?</p> <p>22 A I don't --</p> <p>23 MR. MICHALIK: Object to form.</p> <p>24 Q Go ahead.</p> <p>71</p> <p>1 A I don't recall any, any instances, any 2 specific instances at this time.</p> <p>3 Q Do you recall any civilian complaining to 4 you about any member of the 264 team?</p> <p>5 MR. KOSOKO: Object to the form.</p> <p>6 Q Go ahead.</p> <p>7 A At this time, I don't recall anything 8 specific.</p> <p>9 Q Do you remember any of the residents of Ida 10 B. Wells during the 2000 to 2012 time period?</p> <p>11 A Faces. Not many names.</p> <p>12 Q Tell me the names that you do remember.</p> <p>13 A Well, these are -- prior to whatever media 14 exposure has transpired, I would tell you that I 15 didn't remember any names. So whatever -- whatever 16 lawsuits or whatever things have come up as a 17 result of it are the only reason I remember -- is 18 how I can recognize names, but prior to that, I 19 would not have known any names, just faces.</p> <p>20 Q Do you recognize the name Wilbert Moore?</p> <p>21 A Sounds familiar.</p> <p>22 Q Do you know who Wilbert Moore was?</p> <p>23 A The name sounds familiar. I don't know 24 anything specific.</p> <p>72</p> <p>1 Q What about [REDACTED]? Do you know who 2 that is?</p> <p>3 A The name sounds familiar, but, again, the 4 name sounds familiar, but I don't have any specific 5 recollection at this time.</p> <p>6 Q Do you have any general recollection?</p> <p>7 A Yes. The names.</p> <p>8 Q Okay.</p> <p>9 A Names sound familiar.</p> <p>10 Q Okay.</p> <p>11 A And possible, if I was shown a photograph, 12 then possibly I would recognize the face.</p> <p>13 Q Did you know any staff assigned to work in 14 the public housing units?</p> <p>15 A Somebody who was employed by the -- by CHA 16 as a -- in a janitorial fashion?</p> <p>17 Q Or like a property manager, anything like 18 that.</p> <p>19 A It is possible during that time period, but 20 I don't recall any specific names. It is possible 21 I had interactions. You know, I don't know.</p> <p>22 Q Do you know who "Big Shorty" is?</p> <p>23 A The nickname sounds familiar, but I don't.</p> <p>24 Q Do you know what that person's proper name</p>

Transcript of Robert Gonzalez
Conducted on October 16, 2019

19 (73 to 76)

	73		75
1	is?	1	you recall?
2	A I do not. I have heard it many times and	2	A Prior to all of that, all of the exposure
3	more times in recent times, but prior to all of	3	to some of that information to litigation, I would
4	this, it would have been a nickname I remember, but	4	not have recalled very many names or very many
5	nothing specific to a face, that I can recall at	5	faces.
6	this time.	6	Q Okay. Which names do you now recognize?
7	Q Is it fair to say over the past few years	7	A Through litigation?
8	you -- or at least two years since you were placed	8	Q Sure.
9	on administrative duty, you have had an opportunity	9	A Ricky Henderson. Angelo Shenault. Some
10	10 to review reports and other information from the	10	guy named Little, last name of Little. Baker. You
11	11 time period 2000 to 2012?	12	know, some of those names that I associate with
12	A I don't understand your question.	13	litigation.
13	Q Okay. Let me see if I can make it better.	14	Q Okay. And are there people that you recall
14	A I'm sorry.	15	14 from your time patrolling Ida B. Wells who you
15	Q In answer to a lot of questions, you've	16	15 recall by nickname?
16	16 said that you don't recall at this time.	17	A There are nicknames that I remember, but
17	A Yes, ma'am.	18	none that I can remember being attributed to
18	Q And I am just trying to find out, at this	19	anybody specific, or their specific name.
19	19 time you have had an opportunity to review police	20	Q Okay. What are the nicknames that you
20	20 reports and other information and news reports	21	remember?
21	21 related to Ida B. Wells during the time that	22	A I did have a recollection of a J Rock.
22	22 Sergeant Watts was your supervisor, right?	23	Q Okay.
23	MR. KOSOKO: I am going to object to the	24	A But I did not know his name.
24	24 form of the question.	24	Q Any other nicknames that you remember?
	74		76
1	A Where I was asked to review it?	1	A No, ma'am. Not at this time.
2	Q You've had an opportunity, as part of being	2	Q Do you know why Officer Spaargaren left the
3	sued dozens of times, related to that time period	3	264 team?
4	4 to review reports and other information, correct?	4	A I have a recollection during that time
5	A Yes, during that time period I have had	5	period it was for scheduling issues, and he was --
6	some access to reports, for whatever litigation	6	he went to another district, but I believe it was
7	that has come up as a result of this, and I have	7	for the possibility of other -- outside employment,
8	reviewed some of those. I have looked at some of	8	maybe possibility of another police department for
9	those.	9	other job opportunities, but I don't know
10	Q Are there any reports or other categories	10	specifically why he had left outside of that, was
11	11 of information that you feel, well, if I had that,	11	my understanding at that time, that I can recall.
12	12 I think I could remember, but I don't have that?	12	Q Your understanding that it might have had
13	A Well, as I have gone through some of the	13	13 to do with scheduling issues, did that come from
14	course of looking at it, I have tried to recall	14	14 Officer Spaargaren, he told you that?
15	some of it, but most of the time it was a long time	15	A No. That would be just an inference.
16	ago. Most of those incidents took place a long	16	Q Okay. And you're understanding that he may
17	time ago, and there's a lot of arrests that I made	17	17 have left related to some outside employment, is
18	throughout my career. So nothing really has stuck	18	18 that something that came from him?
19	out yet. Some of it I vaguely remember, faces,	19	A That's my recollection as to why, because I
20	some names, some nicknames, and sometimes they are	20	remember it being a memory of mine that he -- that
21	conflated for me, and sometimes I can remember in a	21	he was seeking to pursue other employment.
22	general sense.	22	Q Okay. Did he tell you that?
23	Q Okay. Are there any names of people who	23	A I don't recall if he did. It is possible
24	24 were associated in your mind with Ida B. Wells that	24	that he gave me all that information and that's why

Transcript of Robert Gonzalez
Conducted on October 16, 2019

20 (77 to 80)

	77		79
1 I remember it.		1 headlines. Pictures.	
2 Q Do you know why Officer Young left the 264		2 Q Okay. What pictures did you see?	
3 team?		3 A Of Mr. Watts.	
4 A No, ma'am, I don't have a recollection at		4 Q Any other pictures?	
5 this time. I don't recall at this time.		5 A I recall one picture of Kallatt Mohammed.	
6 MS. KLEINHAUS: Okay. Let's take a short		6 Q And what headlines did you read related to	
7 break and go off the record, please.		7 this litigation?	
8 MR. ZECCHIN: Sure.		8 A I don't recall anything specific, any	
9 THE VIDEOGRAPHER: Off the record, 1:06.		9 specific headlines, I just remember seeing that on	
10 (WHEREUPON, a recess was had from 1:06		10 the news. I don't remember the exact headlines.	
11 p.m. to 1:21 p.m.)		11 Q Did I -- I'm sorry.	
12 THE VIDEOGRAPHER: Back on the record,		12 Did I understand you correctly that you	
13 1:21.		13 only read the headlines, you didn't read the body	
14 Q Did any resident of -- or visitor at Ida B.		14 of the article?	
15 Wells ever complain to you about an arrest, either		15 A No, it is possible I would have read the	
16 the reason they were arrested or the way they were		16 articles associated with the headlines, I just	
17 treated during an arrest?		17 don't recall which ones.	
18 A I don't recall anything specific. I mean,		18 Q Okay. What did you learn from reading	
19 it is possible somebody was complaining about		19 those articles?	
20 something, you know, so it's possible. But I don't		20 A Just a little bit more information about	
21 recall anything at this time.		21 the arrest situation, whatever the media was	
22 Q Okay. Do you recall anything generally		22 putting out there.	
23 about it?		23 Q And what was the more information that was	
24 A About?		24 new to you?	
	78		80
1 Q Any complaint?		1 A That was new to me was -- initially, when	
2 A No, not at this time.		2 it first came out?	
3 Q Did you know Sergeant Watts before you came		3 Q Sure. Let's start there.	
4 to the 2nd District?		4 A I just recall just the investigation, FBI	
5 A Well, he was my assigned sergeant during		5 investigations.	
6 public housing.		6 Q And what did you learn about the FBI	
7 Q Okay. Did you know him before you came to		7 investigations?	
8 public housing?		8 A Just that they were investigating him.	
9 A No, ma'am, I don't believe I did.		9 That's all.	
10 Q You mentioned earlier that you wouldn't		10 Q That the FBI was investigating Watts?	
11 have known names of people who lived or were		11 A From what I can recall, yes.	
12 associated with Ida B. Wells before, I think you		12 Q Other -- so, I'm sorry, was that news	
13 referred to some news media or all this litigation		13 articles you have seen in the last two years where	
14 occurred. Do you recall that testimony?		14 you learned that the FBI was investigating Watts?	
15 A A form of it, yes.		15 A Yes. The majority of the articles always	
16 Q Okay. What news articles have you reviewed		16 refer back to that FBI investigation and their	
17 that relates to this litigation?		17 arrest.	
18 A Nothing that I reviewed, I just recall		18 Q Okay. What else did you learn from the	
19 whatever pops up, or comes through normal media		19 media accounts that you have read related to this	
20 sources that I come across, over the course of the		20 litigation?	
21 time, maybe.		21 A Nothing that I can recall anything	
22 Q What articles popped up related to this		22 specific.	
23 litigation?		23 Q Are you familiar with the blog, Second City	
24 A I don't remember any articles, it is more		24 Cop?	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

21 (81 to 84)

	81		83
1	A Yes, ma'am.	1	to the 2nd District?
2	Q And what is that blog about, generally	2	A I don't know if it is actually this person,
3	speaking?	3	but I just attribute it to Kenneth Mann, but I
4	A It is whatever -- however one defines a	4	don't know if that's possible. I don't know if
5	blog. It's just a -- I believe it's just a place	5	that's who they are referring to on this.
6	for -- it's just a social media source.	6	Q Okay. Do you know of anyone who was
7	Q And it is written by a Chicago police	7	removed from the TAC team and sent to a beat car?
8	officer?	8	A No, I don't have any recollection of
9	A That I don't know.	9	anything like that.
10	Q It purports to be or it says that it is?	10	Q Do you have any idea who may have written
11	A I don't know how you would purport it to	11	11 this?
12	be. I don't know. It is just -- there's a lot of	12	A No. No, ma'am.
13	police -- Chicago police information, but I don't	13	Q Do you know anyone who left the TAC team in
14	know if it is actually --	14	14 2008?
15	Q Have you ever posted a comment on that	15	A I can't remember who had left during that
16	blog?	16	time period. It is possible somebody left, but I
17	A No, ma'am.	17	don't remember.
18	Q I will show you what we're going to mark as	18	Q Do you know when Officer Cadman left the
19	Exhibit 1.	19	19 tactical team?
20	(Exhibit 1, answers to interrogatories,	20	A No, ma'am. I don't remember when he left.
21	marked for identification.)	21	Q Okay. You can put that exhibit to the
22	Q I will represent to you, these are your	22	22 side.
23	answers to interrogatories in one of the	23	I am going to show what you we will mark as
24	coordinated proceedings.	24	24 Exhibit 2.
	82		84
1	Turn with me, please, to the second page,	1	(Exhibit 2, Spaargaren affidavit, marked
2	where it has the answers to interrogatories. Do	2	for identification.)
3	you see that heading?	3	Q I am going to ask you to review Exhibit 2,
4	A Yes, ma'am.	4	and then I am going to ask you some questions about
5	Q Review for me, please, the first	5	5 it.
6	interrogatory that's on that page, and it continues	6	Have you seen Exhibit 2 before today?
7	on to the following page, and the response. And	7	A It is possible I have seen something like
8	then I would like to ask you some questions about	8	this. I can't remember.
9	it.	9	Q Okay. Are you familiar with the
10	A Okay.	10	10 allegations included in Officer Spaargaren's
11	Q So having reviewed that interrogatory and	11	11 affidavit?
12	the response, first of all, did you have anything	12	A Familiar with the general sense of the
13	13 to do with posting this message that's excerpted on	13	allegations, yes.
14	14 page 3?	14	Q Okay. How did you first become familiar
15	A No, ma'am.	15	15 with his allegations about Sergeant Watts?
16	Q Okay. Do you know who wrote that?	16	A I don't know if it came up in conversations
17	A No, I do not.	17	with litigation, with attorneys.
18	Q Okay. Do you know a commander with the	18	Q Okay. Did you know about it --
19	19 initials "GL" who is assigned to the 2nd District?	19	A Wait. I'm sorry. Can you backtrack? Can
20	A From my memory, there was a commander at	20	you ask the question again? I'm sorry.
21	some point, I don't know what time periods,	21	Q Sure.
22	Commander Janessa Louis.	22	How did you first become familiar with the
23	Q Okay. And did you know of a retired	23	23 allegations that Officer Spaargaren makes in this
24	24 lieutenant with the initials "KM" who was assigned	24	24 affidavit about Sergeant Watts?

Transcript of Robert Gonzalez
Conducted on October 16, 2019

22 (85 to 88)

	85		87
1 A Oh, yeah. It was through conversations		1 A Yes, ma'am.	
2 with attorneys. I think it was the first time that		2 Q Okay. Are you familiar with the concept in	
3 I had been made aware of it.		3 narcotics of police work of trading up for	
4 Q Okay. And at the time that Officer		4 information?	
5 Spaargaren left the tactical team that you were on,		5 A No, ma'am. I don't understand trading up.	
6 was he your partner at that time?		6 Q Okay. You don't know how that phrase is	
7 A Around 2000, is that what this is		7 used as it's attributed to Sergeant Watts here?	
8 indicating?		8 A Not -- yes, I don't understand "trading	
9 Q I meant, I am asking you if in your memory		9 up."	
10 at the time that he left the team, was he your		10 Q Were there ever times when you were	
11 partner?		11 assigned to the tactical team where you or other	
12 A Yes, he was. He was my assigned partner.		12 members of the team would decide not to proceed	
13 Q Okay. Do you know whether the allegations		13 with an arrest because the arrestee gave you	
14 in this affidavit are true or false?		14 information about other individuals involved in the	
15 A I don't know whether they are true or		15 drug trade?	
16 false. I don't believe that they are. I don't		16 MR. ZECCHIN: I'll object to the form,	
17 know if they are or not.		17 beyond anything with regard to him specifically.	
18 Q Okay. Why don't you believe that they are		18 But you can answer. Go ahead.	
19 true?		19 A No, ma'am, I don't remember anything like	
20 A It just seems -- I don't know. It just --		20 that ever occurring.	
21 I just don't believe that it is something that		21 Q Okay. Are you aware of times where other	
22 would have occurred, but I'm not sure.		22 officers on your team would say, I am going to not	
23 Q Why don't you believe it is something that		23 proceed with this because this arrestee has given	
24 would have occurred?		24 us information about other drug dealers?	
	86		88
1 A Well, I don't have any information, I		1 A I don't have any recollection of anything	
2 wasn't there with the allegations present, so I am		2 like that occurring at this time.	
3 not really sure, but it is hard to believe based on		3 Q Okay. With regard to the conversation	
4 what I am seeing.		4 that's summarized in paragraph 8, if I understood	
5 Q What makes it hard for you to believe it?		5 your prior testimony, you don't know whether	
6 A It's just shocking. It's just a little		6 Spaargaren had this conversation with Watts or not,	
7 bit -- I didn't have any knowledge of any of this		7 right?	
8 ever occurring, so that's why it is a little bit --		8 A I do not know whether this conversation	
9 Q Do you know of any reason why Officer		9 occurred.	
10 Spaargaren would make these allegations, if they		10 Q Okay. Looking below that, there's a	
11 weren't true?		11 discussion -- I'm sorry, there's a description of a	
12 A No, I would have no reason to -- I just,		12 discussion between Lieutenant Spratt and Officer	
13 like I said, I don't have any knowledge of any of		13 Spaargaren. You read those paragraphs?	
14 this occurring.		14 A Yes, ma'am.	
15 Q Okay. Turn with me, please, to the second		15 Q Okay. You don't know whether those	
16 page. I want to focus your attention on paragraphs		16 conversations occurred as described here or not,	
17 6 through 8, and I am summarizing here, but,		17 correct?	
18 basically, according to Officer Spaargaren, he		18 A I do not, no.	
19 noticed a pattern where there would be arrests with		19 Q Okay. Were you aware that Officer	
20 money seized and then an inventory log that was		20 Spaargaren took a year and a half leave of absence	
21 empty. And according to him, he confronted		21 when he left the 264 team?	
22 Sergeant Watts about it and Watts said that he was		22 A Yes, I had recollection of that occurring.	
23 trading up for information. Do you see those		23 Q Did you have an understanding at the time	
24 paragraphs?		24 of why he took a leave of absence?	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

23 (89 to 92)

1 **A My understanding was to further other job
2 opportunities. I think it was related to the home
3 inspection real estate type of job opportunity.**

4 Q Did he tell you that?

5 **A I remember that, so it is possible that he
6 had informed me of that.**

7 Q Okay. Do you have a recollection of anyone
8 besides Officer Spaargaren giving you any
9 information about why he was taking a leave of
10 absence?

11 **A No, ma'am.**

12 Q Okay. Put that exhibit to the side.

13 Do you know who Officer Shannon Spalding
14 is?

15 **A Yes, I do.**

16 Q And how do you know Officer Spalding?

17 **A She had worked in the housing unit at some
18 point.**

19 Q Did you ever work with her in the sense of
20 being on the same team with her?

21 **A I believe at one point when I got there we
22 were on -- I believe the -- I forget the name of
23 the team, but we were assigned the vans, in
24 uniform.**

1 Q Is that during the time period that you
2 were assigned to the public housing unit?

3 **A Yes, early on.**

4 Q Okay. And was that when Sergeant Watts was
5 your supervisor?

6 **A No, ma'am.**

7 Q Is that when Sergeant Bennett was your
8 supervisor?

9 **A He was one of my supervisors. I think
10 there were others in that unit at the time that
11 were rotating in. I don't remember exactly who.**

12 Q Who do you remember as sergeants over the
13 team that you were on with Shannon Spalding?

14 **A At this time, I can't remember any specific
15 names.**

16 Q Do you know whether Watts was one of those
17 supervisors or not?

18 **A While I was -- during which time frame,
19 ma'am?**

20 Q During the time frame that you were on a
21 team that included Shannon Spalding?

22 **A No, I don't believe he was our supervisor
23 while I was working with her at all, or working on
24 the same team as her.**

89

1 Q Okay. When you said you were assigned to
2 vans?

3 **A Well, we were all assigned in a van --
4 utilizing a van patrolling the CHA, and that's what
5 I recall mostly, working with her in that capacity.**

6 Q Okay. Was she partnered with you for some
7 shifts?

8 **A It's possible.**

9 Q Are you aware that Shannon Spalding has
10 alleged that you were involved in shaking down drug
11 dealers for money?

12 MR. ZECCHIN: I am going to object to the
13 form of the question.

14 Q Go ahead.

15 **A Where me specifically, has named me
16 specifically?**

17 Q Are you aware of that allegation from
18 Shannon Spalding?

19 **A I am in a general sense, yes, but not me
20 specifically.**

21 Q Did you ever demand payment from an
22 arrestee in exchange for not being arrested?

23 **A No, ma'am.**

24 Q Did you ever lie on a police report?

90

92

1 **A No, ma'am.**

2 Q Did you ever frame anyone for a drug crime?

3 **A No, ma'am.**

4 Q Have you ever planted drugs on anyone?

5 **A No, ma'am.**

6 Q Are you familiar with the term "dumped" in
7 the context of someone being dumped from a tactical
8 team?

9 **A Yes. Yeah, I know that term.**

10 Q Okay. What does that mean?

11 **A Well, it is like -- it is a term that we
12 kind of throw around when you're removed from a
13 tactical team. That could be for a variety of
14 reasons.**

15 Q Do you know of anyone who was dumped from
16 the 264 team?

17 **A I don't remember anybody specific. It is
18 possible, but I don't know, in the sense of dumped.
19 Maybe left, but not dumped.**

20 Q Do you know whether Sergeant Watts had a
21 gambling problem?

22 **A No, ma'am.**

23 Q Did you ever go to any casinos with
24 Sergeant Watts?

Transcript of Robert Gonzalez
Conducted on October 16, 2019

24 (93 to 96)

	93		95
1	A No, ma'am.	1	Q Have you had a chance to review Exhibit 4?
2	Q Do you know anyone on the 264 team who	2	A I am just on the narrative now.
3	smoked cigars?	3	Q Okay.
4	MR. MICHALIK: Objection. Asked and	4	A Okay, ma'am.
5	answered.	5	Q Having reviewed that, does it refresh your
6	Q Go ahead.	6	recollection at all as to the arrest of Andre
7	A I don't recall who smoked cigars.	7	McNairy?
8	Q Okay. Do you smoke cigars?	8	A No, ma'am, at this time, it does not.
9	A On occasion.	9	Q When you say "at this time," is there some
10	Q Did you ever smoke a cigar while on duty?	10	10 other information that another time that would
11	A I don't recall if I have ever done that.	11	11 allow you to remember this?
12	Q Okay. Do you know if any other members of	12	A No. If I have an occasion to review the
13	13 the 264 team ever did that?	13	report maybe at a different time something might,
14	A I don't have any recollection of that at	14	but at this time I don't recall the incident or the
15	this time.	15	details of the case report.
16	Q I want to talk to you about my client Andre	16	Q Do you remember anything about this arrest?
17	17 McNairy. Do you know who Mr. McNairy is?	17	Putting -- if you can, putting aside what you have
18	A I know the name, yes.	18	just read in the narrative, do you have any memory
19	Q Okay. Other than knowing the name, do you	19	19 of anything related to this?
20	20 know anything else about Mr. McNairy?	20	A No, it was in 2008, ma'am. That was ten
21	A No, ma'am.	21	years ago. I do not.
22	Q Do you recall what he looks like?	22	Q All right. You're listed for this arrest
23	A No, ma'am.	23	23 as the first -- I'm sorry. That's not right. As
24	Q I am going to show you what we will mark as	24	24 an assisting officer. Do you see that?
	94		96
1	1 Exhibit 3. This is a photograph of Mr. McNairy.	1	A Yes, I see my name and my star number and
2	(Exhibit 3, photograph, marked for	2	my beat.
3	identification.)	3	Q Okay. Based on this report, do you know
4	Q Does looking at that photograph of	4	4 what you did to assist in this arrest?
5	5 Mr. McNairy refresh your recollection at all as to	5	A At this time, I do not know. If there were
6	6 who he is?	6	inventories involved, it is possible I may have
7	A No, ma'am.	7	initiated inventories for property, either personal
8	Q Okay. Did you review any documents related	8	or evidence.
9	9 to Mr. McNairy in preparation for your deposition	9	Q Okay. Someone listed as an assisting
10	10 today?	10	10 officer may have inventoried the property; is that
11	A I believe I just -- maybe arrest reports	11	11 right?
12	and inventories, if they were appropriate.	12	A Yes, that's one of the ways you would be
13	Q Outside of having reviewed documents in	13	listed as assisting, yes.
14	14 preparation for your deposition, do you have an	14	Q What are the other things that you could do
15	15 independent recollection of an arrest involving	15	15 as part of an arrest that would result in you being
16	16 Mr. McNairy where you were involved?	16	16 listed as an assisting officer?
17	A No, ma'am, I do not have an independent	17	MR. KOSOKO: I am going to object based on
18	recollection of an arrest involving Andre McNairy.	18	form.
19	Q I am going to show you what we will mark as	19	Q Go ahead.
20	20 Exhibit 4. I represent to you this is the original	20	A Searching, to be listed as searching or
21	21 case incident report for the McNairy arrest we are	21	organizing paperwork. Watching a prisoner or
22	22 here to talk about today.	22	watching a subject who's in custody. Assisting
23	(Exhibit 4, McNairy arrest report, marked	23	with complaints. And it is not exhaustive to that.
24	24 for identification.)	24	There's a variety of different things. I think

Transcript of Robert Gonzalez
Conducted on October 16, 2019

25 (97 to 100)

97

1 **there's more ways other than that. That's all I
2 can recall at this time about how you can assist.**

3 Q Were you ever told by the Chicago Police
4 Department what roles should result in someone
5 being listed as an assisting officer?

6 **A I don't recall ever being told a specific
7 role as to how you would be placed as an assisting
8 officer.**

9 Q Okay. What was your understanding of when
10 someone should be listed as an assisting officer on
11 a report?

12 **A If in some way, some form or fashion you
13 have helped out with the incident or have knowledge
14 of the incident.**

15 Q Turn back with me to the second page of
16 this exhibit. There's a section on pages 1 and 2
17 that lists suspects. We have talked about suspect
18 number 1, Andre McNairy.

19 Do you recognize the name Mohammed Blanden?

20 **A No, ma'am.**

21 Q Or Blanden Mohammed?

22 **A No, ma'am.**

23 Q What about Latice Delphie?

24 **A No, at this time I do not.**

1 **recall that -- I don't recall that at this time.**

2 Q Okay. Turn with me to the third page of
3 this exhibit. It lists Officer Nichols as the
4 attesting officer; do you see that?

5 **A Yes, ma'am.**

6 Q And am I correct that the attesting officer
7 should have personal knowledge of what happened in
8 the event?

9 MR. ZECCHIN: Objection to form.

10 Foundation.

11 You can answer.

12 Q Go ahead.

13 **A Yes. For -- I believe unless there's other
14 extenuating circumstances, then, yes, or human
15 error, yes.**

16 Q Okay. Are you aware of any extenuating
17 circumstances where the attesting officer doesn't
18 have to know about what happened in the event?

19 **A Unless he was knocked unconscious during a
20 struggle or anything like that.**

21 Q Okay. Officer Nichols is listed as the
22 first arresting officer. What does it mean for
23 someone to be listed as the first arresting
24 officer?

98

100

1 Q What about Mario Hollingsworth, do you
2 recognize that name?

3 **A At this time, I do not.**

4 Q What about Bert Gaines, do you recognize
5 that?

6 **A At this time, I do not.**

7 Q You can put that exhibit to the side.

8 I show you what we'll mark as Exhibit 5.

9 This is the arrest report for Andre McNairy.

10 (Exhibit 5, McNairy arrest report, marked
11 for identification.)

12 Q Having reviewed Exhibit 5, does it refresh
13 your recollection at all about the arrest of Andre
14 McNairy?

15 **A No, ma'am, at this time it does not.**

16 Q According to the police report, McNairy
17 dropped a plastic bag containing narcotics. Do you
18 know whether you saw that occur?

19 **A At this time, I don't know if that's
20 something that I had observed.**

21 Q Okay. Do you know whether you observed
22 Officer Nichols perform a custodial search of
23 Mr. McNairy?

24 **A At this time, I don't recall. I don't**

1 MR. KOSOKO: I will object to form.

2 Q Go ahead.

3 **A It is just one of the -- it is one of the
4 arresting officers on the incident.**

5 Q And should it be the person with the most
6 knowledge of what happened in the incident?

7 **A Not necessarily, no.**

8 Q Were you ever told anything by the Chicago
9 Police Department about who should be listed as the
10 first arresting officer?

11 **A I don't recall anything specific, as far as
12 the priority levels of first or second level
13 arresting officers. Generally, that is the case,
14 but sometimes a second arresting officer can have
15 more pertinent information than the first arresting
16 officer. I don't know if the one or two are
17 subsequent as priority numbers. I think it is just
18 two boxes.**

19 Q And putting aside the priority as between
20 first and second, were you ever told who should be
21 listed as arresting officers?

22 MR. MICHALIK: Object to the form of the
23 question.

24 MR. ZECCHIN: I will join that objection.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

26 (101 to 104)

	101		103
1	MR. KOSOKO: Form.	1	Q Have you had a chance to look at Exhibit 6?
2	Q Go ahead.	2	A Yes, ma'am.
3	A I don't recall anything specific being told	3	Q Okay. Having reviewed Exhibit 6, this
4	as far as the first and second, about arresting	4	refers to an inventory of money that was seized in
5	officers. It's generally the people who are	5	the course of the arrest of Andre McNairy; do you
6	placing that person in either physical custody or	6	see that?
7	it is their incident. They have general knowledge	7	A Yes.
8	of the incident.	8	Q Okay. There's a box about a third of the
9	Q Okay. You can put that exhibit to the	9	way from the bottom that says, found by name.
10	10 side.	10	Do you see that?
11	11 How would someone take on the role or be	11	A Yes, ma'am.
12	12 assigned the role of inventorying narcotics that	12	Q It says, Officer Nichols?
13	13 were seized in an arrest?	13	A Yes.
14	14 MR. KOSOKO: I'm going to object to the	14	Q Okay. And am I correct that "found by"
15	15 form of the question.	15	means that is the person who recovered the item
16	16 Q Go ahead.	16	listed on the inventory?
17	A Following the chain of custody, the	17	A Yes.
18	recovering officer would choose a person to	18	Q Okay. Do you see that there is another
19	inventory the items, depending on the evidentiary	19	box, if you go to the right and down a couple, the
20	value, the evidentiary value of the items. But it	20	20 second officer's name; do you see that?
21	would have to be maintained between one officer to	21	A Yes, ma'am.
22	the next, is generally how it works.	22	Q For this one, it shows Manuel Leano; do you
23	23 Q And the recovering officer would be the	23	see that?
24	24 person who actually collected the narcotics on	24	A Yes.
	102		104
1	1 scene; is that right?	1	Q Okay. Is the second officer that's listed
2	A It is however they came to recover the	2	2 there the person that's -- what is the significance
3	narcotics, whether it is on scene or in other	3	3 for someone to be listed as the second officer
4	circumstances.	4	4 there?
5	5 Q Okay. And should there be documentation	5	A It would either be your partner or it would
6	6 somewhere of who the recovering officer gave the	6	just be -- you would have to -- it would just be
7	7 drugs to?	7	your partner as the second officer. If it is
8	A Not necessarily. There's nothing that we	8	applicable, that's where you would place the name
9	have to document that, other than who's performing	9	9 for a partner.
10	the inventory. It would be known that they had	10	Q Okay. Is there a place on this form that
11	last custody of the items to be inventoried.	11	11 shows who's doing the inventory? In your earlier
12	12 Q Okay. So the person who does the inventory	12	12 testimony, I believe you said the recovering
13	13 is the person who received the narcotics from the	13	13 officer might hand the item off to another officer
14	14 recovering officer; is that correct?	14	14 to do the inventory. Does any place on this form
15	15 MR. KOSOKO: Object to the form of the	15	15 tell us who's doing the inventory?
16	16 question.	16	A Yes. Following the chain of custody, under
17	17 Q Go ahead.	17	17 it, there's what's called a PC number that's
18	A Generally, that's how, unless there's other	18	18 associated with all of us, and there's a PC number
19	circumstances that prevents that. I don't know.	19	19 on the lower left.
20	20 Q Let me show you an inventory, and maybe	20	Q Okay. And, I'm sorry, can you point to the
21	21 that will make it clear.	21	21 part you are talking about, please.
22	22 MS. KLEINHAUS: Mark this as Exhibit 6.	22	A Where it says created by, there's a PC
23	23 (Exhibit 6, inventory, marked for	23	23 number, and that's a unique number that's given to
24	24 identification.)	24	24 all of us.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

27 (105 to 108)

1 Q Okay. Are you able to tell whose PC number 2 that is?	105 1 A Yes, ma'am.
3 Q And whose is it?	2 Q Okay. Have you ever -- did you ever see it 3 auto populate where it would fill that in for you?
5 A It is mine.	4 A No, I don't recall.
6 Q Okay. And did you maintain the same PC 7 number throughout your time on the tactical unit at 8 the 2nd District?	5 Q You can put that exhibit to the side.
9 A I believe so, unless it was changed without 10 my knowledge by the department.	6 Am I correct that none of the documents 7 that you have seen related to the arrest of Andre 8 McNairy have refreshed your recollection at all?
11 Q So does the PC number there indicate that 12 you were the person who completed this inventory 13 form?	9 A At this time, no, ma'am.
14 A It states that, yes, I initiated and 15 completed it on the computer.	10 Q Okay. Would it assist your recollection to 11 review reports from the same date or the same time 12 period to know what happened with the McNairy 13 arrest?
16 Q Okay. Do you know how a prosecutor would 17 determine who they should call to talk about the 18 chain of custody? For example, how a prosecutor 19 would know to call you with regard to this 20 inventory?	14 A I'm sorry, I am not following you, your 15 question.
21 A No, ma'am, that's something you would have 22 to ask the prosecutor.	16 Q Would it help your recollection at all to 17 look at other arrest reports from the same date or 18 the day before or the day after, to put it in 19 context?
23 Q Other than using the PC number on the 24 inventory form, is there any other occasion as a	20 A I don't know. I would have to look at the 21 reports.
	22 Q Okay. It may help, it may not?
	23 A Right. It may help, it may not.
	24 Q Did you testify in Andre McNairy's trial?
106	107
1 police officer when you would use the PC number?	1 A At this time I don't recall if I did or 2 not. It is possible, if there was a trial.
2 A Either to log in their computer or sign in 3 for training so that they know you have received 4 certain training -- that sign in for training.	3 Q Okay. I show you what we will mark as 4 Exhibit 7.
5 Q Okay. Does -- go ahead.	5 (Exhibit 7, trial transcript excerpt, 6 marked for identification.)
6 A You know, other things that might be 7 required to be a unique reason for them to know 8 that it is specifically you, so outside of your 9 name or your star number.	7 Q Okay. Having reviewed Exhibit 7, does 8 reviewing your testimony from the McNairy case 9 refresh your recollection at all about this 10 incident?
10 Q Okay. And do you know if the PC -- if the 11 letters "PC" stand for anything?	11 A No, ma'am. Not at this time.
12 A I do not know --	12 Q Put that exhibit to the side.
13 Q Okay.	13 I am going to show you what we will mark as 14 Exhibit 8. I will represent to you, it is the 15 affidavit of Andre McNairy.
14 A -- at this time.	16 (Exhibit 8, McNairy affidavit, marked for 17 identification.)
15 Q Do you see below your PC number where it 16 says, disclaimer, inventory created by user other 17 than the first, second, or investigating officers?	18 Q Have you reviewed the affidavit of 19 Mr. McNairy before?
18 Do you see that part?	20 A I don't believe that I have, no.
19 A Yes, ma'am.	21 Q Take a moment to review it. I will ask you 22 some questions about it.
20 Q Is that something that when you were 21 filling out the inventory you would have to choose 22 to add to the form?	23 Okay. Have you reviewed Exhibit 8?
23 A No. I don't think that's part of the 24 actual active process of creating the inventory, I	24 A Yes, ma'am. There's some things I can't --

Transcript of Robert Gonzalez
Conducted on October 16, 2019

28 (109 to 112)

	109	111
1 aren't legible to me, but I have reviewed it, to 2 the best of my ability at this time.		1 in paragraph 3? 2 A Well, I don't have any recollection of 3 having this type of interaction with Mr. McNairy. 4 And that -- the words that he uses is something 5 that I don't believe that I would use. I would not 6 use -- I would not speak to people regarding that.
3 Q Okay. I want to turn your attention to the 4 first three paragraphs of the affidavit. 5 Mr. McNairy refers to an encounter that he had with 6 you and Officer Nichols a few weeks before his 7 arrest. Did reviewing paragraphs 1 through 3 8 refresh your recollection at all about an encounter 9 with Mr. McNairy?		7 Q Okay. 8 A The way he described it. 9 Q Okay. And what part of the way he
10 A No. I don't recall having an interaction. 11 Q Okay.		10 described it to you isn't something that you would 11 have done or would have said? 12 A Where he's saying, just give me the heroin, 13 we're going to work with you.
12 A With Mr. McNairy. 13 Q Okay.		14 Q And why do you believe that's something you 15 would not have said? 16 A I just don't believe that's something that 17 I would have said.
14 A The way he describes it. 15 Q Do you have a recollection of any 16 interaction with him at all?		18 Q Any particular reason? 19 A It is just something I probably -- I would 20 not have said.
17 A I do not at this time. 18 Q Okay. He describes interaction where you 19 and Nichols asked where the drugs were at, and he 20 said he didn't have anything, and you and Nichols 21 said, just give me the heroin, we are going to work 22 with you.		21 Q Is there anything wrong with telling 22 someone to give you the drugs or give you the drug 23 information?
23 Were there occasions where you would 24 approach people to ask for information about drugs?		24 A In this context, the way he's writing it,
	110	112
1 A Under an investigative -- legitimate 2 investigation, then, yes, it would be appropriate 3 for us to approach some people and ask about drug 4 sales in the area, if they were willing to give us 5 information.		1 to me, the way he's describing that incident 2 doesn't seem appropriate. But I don't recall 3 having any type of interaction with Mr. McNairy 4 like that. 5 Q And what would be inappropriate about an 6 interaction like that.
6 Q Okay. And so that would be part of doing 7 narcotic investigations, correct, to approach 8 people and ask for information about narcotic 9 sales?		7 A Just the way he's describing it. Just give 8 me the heroin? Something that I don't think I 9 would say. Not in the way he describes it.
10 A It depends. Depends on the situation and 11 what's going on during that time period.		10 Q What would you say instead to ask someone 11 about drugs or drug information?
12 Q Okay. Is there anything about the 13 conversation that Mr. McNairy summarizes in 14 paragraph 3 that you can -- would have been 15 improper to do?		12 A That I couldn't --
16 MR. ZECCHIN: I'll object. Form.		13 MR. ZECCHIN: Before you answer, I am going 14 to object to the incomplete hypothetical.
17 Q Go ahead, please.		15 MR. KOSOKO: I'm going to object to the 16 form of the question, also.
18 A Which part of it? I'm sorry.		17 Q Go ahead.
19 Q Look at paragraph 3. He summarizes a 20 conversation he had with you and Officer Nichols. 21 I understand your testimony is that you don't 22 recall this conversation.		18 A That would depend on the situation.
23 Assuming it happened as he describes it, is 24 there anything improper about what he's describing		19 Q Okay. I'm trying to find out what it is 20 about how he describes the approach that you think 21 would be inappropriate or something you wouldn't 22 do. 23 Can you explain why that would be 24 inappropriate or you wouldn't do it?

Transcript of Robert Gonzalez
Conducted on October 16, 2019

29 (113 to 116)

1 A The way this is described, after you had me
2 read it, doesn't -- it doesn't seem like something
3 that I would do.

4 Q All right. My question is why would you
5 not do that?

6 A Maybe in the way that he's saying some of
7 the words that he would say, that the way he has
8 quotes.

9 Q Okay.

10 A That doesn't sound like something that I
11 would say.

12 Q Is there anything wrong in a field
13 interview with telling someone to give you drugs or
14 give you drug information?

15 MR. KOSOKO: I'm going to object to the
16 form.

17 MR. ZECCHIN: I am going to join that
18 objection.

19 Q Go ahead.

20 A Use the word "give," I don't think it would
21 just be "give me." I would have more proper type
22 of interaction with people if I was requesting
23 information.

24 Q Okay. It might be a more -- like a more

113

115

1 a higher authority.

2 Q Did you on occasion get permission and do
3 those types of searches?

4 A No, ma'am. I don't recall at this time if
5 I had to do that. It is possible, I had -- we had
6 to do them, but I don't remember.

7 Q You don't know either way; is that fair to
8 say?

9 A Yeah, I don't recall whether I had to ask
10 permission to do that.

11 Q Okay. You don't know if you have ever done
12 one or not?

13 A I can't recall at this time.

14 Q Okay.

15 A But if it was, it would have been done with
16 the permission of a watch commander.

17 Q Looking at paragraph 8 of Mr. McNairy's
18 affidavit, he essentially describes a situation
19 where Watts told officers not to write up an
20 arrest. I know you don't recall anything about
21 Mr. McNairy, but were there occasions when Sergeant
22 Watts told you not to write up an arrest?

23 A I don't have any recollection of him
24 requesting for me to not write up an arrest.

114

116

1 formal --

2 A I would attempt --

3 Q -- way of speaking?

4 A I have always tried to keep my
5 conversations formal, as best as I could, but it
6 would depend on the circumstances.

7 Q Turn with me, please, to the following
8 page. If you look at paragraph 5, he describes a
9 strip search at the station that resulted in drugs
10 and money being confiscated. Do you see that
11 paragraph?

12 A Yes, ma'am.

13 Q Okay. Were there occasions -- I know you
14 don't remember anything about Mr. McNairy. Were
15 there occasions when you worked on the tactical
16 team in the 2nd District where you conducted strip
17 searches at the police station?

18 A No, ma'am. It would have to be authorized.

19 Q What do you have to do to get authorization
20 for a strip search?

21 A You would have to -- it is my
22 understanding, based on general order, from what I
23 can recall, is that you would have to get
24 permission from the watch commander or somebody of

1 Q You can put that exhibit to the side.

2 I want to talk to you about my client
3 Jamell Sanders. Do you know who Mr. Sanders is?

4 A I do know that name now, yes, ma'am.

5 Q Okay. And how do you know Mr. Sanders?

6 A I don't know him personally, but I know
7 he's suing me.

8 Q Okay. Do you have any recollection of
9 Mr. Sanders prior to learning about this -- prior
10 to learning that he's suing you?

11 A Once I knew -- once I saw his -- was able
12 to see his photograph, and his associated nickname,
13 I recognized the nickname and I do recall, I do
14 remember him.

15 Q Okay. What's the nickname that you
16 recognized?

17 A J Rock.

18 Q Okay. And what -- having had your
19 recollection refreshed somewhat by seeing his photo
20 and learning his nickname, what do you remember
21 about him?

22 A I have general memory of him as one of the
23 groups of the younger kids that would be around,
24 the lower extensions of the -- well, the Ida B.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

30 (117 to 120)

	117		119
1 Wells, and then also along the smaller housing 2 units that were just to the east of the extensions 3 that he would frequent.		1 Ida B. Wells development, received information from 2 a concerned citizen.	
4 Q What would he be doing when you saw him in 5 the extensions?		3 And that -- I assume that means the 4 arresting officers received that information?	
6 A I just remember him being just a, you know, 7 just a younger kid, being fascinated with the 8 police, coming out to us for, you know, to talk to 9 us and things like that. So I remember him having 10 interactions with him in that fashion, friendly 11 interactions.		5 A Yes.	
12 Q Okay. Anything else that you remember 13 about your interactions with Mr. Sanders?		6 Q Do you know who you got the information 7 from for this incident?	
14 A No. That's what I most -- most remember 15 him specifically.		8 A At this time, I do not recall. It was 9 June 4, 2006 when this event occurred.	
16 Q Okay. Did you know any members of his 17 family that lived in Ida B. Wells or the 18 extensions?		10 Q Did you have anyone in the Ida B. Wells 11 projects that you regularly relied on for 12 information like this about narcotic sales?	
19 A I don't recall knowing any of the family 20 members. It is possible during that time period I 21 may have known or had interactions with them.		13 A No, ma'am, I did not.	
22 Q I am going to show you what we will mark as 23 Exhibit 9. This relates to an arrest of 24 Mr. Sanders that I believe you participated in.		14 Q You are listed as the first arresting 15 officer for this arrest as well as the attesting 16 officer; do you see that?	
1 (Exhibit 9, Sanders arrest report, marked 2 for identification.)	118	17 A Yes, ma'am.	
3 Q Do you have any recollection of being part 4 of an arrest of Mr. Sanders?		18 Q And is it fair to say that means that you 19 have personal knowledge of the facts contained in 20 the narrative section?	
5 A I did not recall arresting him.		21 A Yes. I was the attesting and -- so I -- I 22 believe I wrote this report, yes.	
6 Q Have you had a chance to review the 7 exhibit?		23 Q And when you were attesting, you were 24 swearing that the facts contained in this report	
8 A Yes, ma'am.			120
9 Q Okay. Having reviewed the exhibit, does it 10 refresh your recollection about the arrest of 11 Mr. Sanders?		1 were truthful and accurate to the best of your 2 knowledge, correct?	
12 A At this time, it does not.		3 A To the best of my knowledge, information, 4 and/or belief, yes.	
13 Q Okay. If you look with me, please, in the 14 incident narrative section, it says the event 15 number, and then it says this is an on view arrest, 16 at the second housing TAC 264BCAO. Do you see that 17 part?		5 Q Okay. All right. You can put that to the 6 side.	
18 A Yes.		7 Okay. I will show you what we will mark as 8 Exhibit 10. This is the original case incident 9 report.	
19 Q Okay. What does AO stand for?		10 (Exhibit 10, case incident report, marked 11 for identification.)	
20 A It is meant -- I wrote this report so it is 21 meant to say arresting officer.		12 Q If you turn to the second page of this 13 exhibit, under personnel, you're listed as the 14 reporting officer. Do you see that?	
22 Q Okay.		15 A Yes, ma'am.	
23 A Arresting officer.		16 Q Does reporting officer on this report, on 17 this incident report, mean that you -- is that the 18 same thing as the attesting officer, the person 19 with knowledge of the facts?	
24 Q So the next line says, while patrolling the		20 MR. MICHALIK: Object to the form of the 21 question.	
		22 MR. ZECCHIN: I will join the objection.	
		23 MR. KOSOKO: Join.	
		24 Q Go ahead.	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

31 (121 to 124)

<p>1 A It is an original case incident report, so 2 it is slightly different than an arrest report. So 3 in this case, the reporting officer is just the 4 person generating the report, creating the report.</p> <p>5 Q All it means is that you made this two-page 6 document?</p> <p>7 A Yes, this is the officer who created this 8 document.</p> <p>9 Q Okay. So that could be -- in this case it 10 happens to be that you were someone with knowledge, 11 but it could easily be someone without knowledge, 12 right?</p> <p>13 MR. KOSOKO: Object. Form.</p> <p>14 MR. MICHALIK: Object.</p> <p>15 MR. ZECCHIN: I will join the objection.</p> <p>16 A Sorry, I don't understand. You are saying 17 a report would be generated without having any 18 knowledge of something?</p> <p>19 Q Yes. Could someone be listed as the 20 reporting officer on the original case incident 21 report, but not have any personal knowledge of the 22 incident?</p> <p>23 MR. KOSOKO: Object to form.</p> <p>24 A I can't speculate or think of any</p>	<p>121</p> <p>1 A Yes.</p> <p>2 Q What's your understanding of what it means 3 to be listed as the reporting officer on the vice 4 case report?</p> <p>5 A It is my understanding that in 2006 with 6 this general vice case report, it is the person 7 creating -- one of the officers generating the case 8 report, the vice case report.</p> <p>9 Q Okay. And the officer listed as the 10 reporting officer and signing as the reporting 11 officer is expected to have personal knowledge of 12 the events contained in the narrative section, 13 correct?</p> <p>14 MR. MICHALIK: Object to the form of the 15 question.</p> <p>16 MR. ZECCHIN: Join.</p> <p>17 MR. KOSOKO: Join.</p> <p>18 Q Go ahead.</p> <p>19 A Yes, ma'am, they would have some sort of 20 knowledge, whether observed or informed, I believe.</p> <p>21 Q Do you know in this case if you observed 22 the misconduct or were informed of the misconduct 23 alleged in the narrative section?</p> <p>24 A I'm sorry, ma'am, can you repeat that.</p>
<p>1 incidents, but I am sure there's times where the 2 reporting officer may have to report an incident 3 and may not have knowledge of it, of something 4 occurring.</p> <p>5 Q Did you ever do that?</p> <p>6 A I don't recall if I did or didn't.</p> <p>7 Q Okay. You can put that to the side.</p> <p>8 I am going to show you what we will mark as 9 Exhibit 11. This is the vice case report for the 10 arrest of Jamell Sanders.</p> <p>11 (Exhibit 11, Sanders vice case report, 12 marked for identification.)</p> <p>13 Q Have you reviewed this vice case report 14 recently?</p> <p>15 A I believe so. It is possible.</p> <p>16 Q Did you review it as part of your 17 preparation for today's deposition?</p> <p>18 A Yes, I believe so.</p> <p>19 Q Okay. And you're listed on the vice case 20 report as the reporting officer for the Sanders 21 arrest, correct?</p> <p>22 A Yes, ma'am.</p> <p>23 Q Okay. And your signature appears below 24 that, right?</p>	<p>122</p> <p>1 Q Sure.</p> <p>2 Do you know for this arrest whether you 3 observed what was described in the narrative, the 4 criminal activity described in the narrative, 5 versus having it relayed to you by another officer?</p> <p>6 A This is the same as the -- this is the 7 arrest -- the same report for the arrest?</p> <p>8 Q Yes, sir. It is the same Jamell Sanders 9 arrest.</p> <p>10 A Yes, I would have. I believe I would have 11 had knowledge when I generated this report, yes.</p> <p>12 Q All right. You can put that exhibit to the 13 side.</p> <p>14 I am going to show you what we will mark as 15 Exhibit 12. This is the prisoner transportation 16 transmittal form for the Sanders arrest.</p> <p>17 (Exhibit 12, prisoner transportation 18 transmittal form, marked for identification.)</p> <p>19 Q You're familiar with this type of form, 20 correct?</p> <p>21 A I have seen it, yes. It has been a while 22 since I have seen one of these.</p> <p>23 Q Okay.</p> <p>24 A It is a copy of one of these, right? Not</p> <p>124</p>

Transcript of Robert Gonzalez
Conducted on October 16, 2019

32 (125 to 128)

	125	127
1 the actual transmittal, it is a copy?		1 that with Mr. Sanders.
2 Q I am not sure I understand, but all of this		2 Q Turn with me, the fourth paragraph, he
3 is copies.		3 explains that you held him on the landing until
4 A Okay.		4 Watts arrived. Do you have any recollection of
5 Q But I want to direct your attention, under		5 pulling Mr. Sanders on the landing until Sergeant
6 special court consideration, do you see that		6 Watts arrived?
7 column? It is like underneath his photo.		7 A No, I do not have any recollection of that.
8 A Yes.		8 Q Do you know, either way, whether that
9 Q Okay. There's a note there that says,		9 happened?
10 resisted arrest; do you see that?		10 A Whether I -- whether how he describes it
11 A Yes, ma'am.		11 held me in the -- what is it?
12 Q Do you know who would have generated that		12 Q The landing?
13 note?		13 A Held me in the landing until --
14 A I do not know at this time.		14 Q Yeah.
15 Q Okay. Do you know who created -- can you		15 A Until arrived.
16 tell from looking at this form who created the		16 At this time, I don't recall.
17 form -- I'm sorry -- who filled it in as to		17 Q Okay. In paragraph 7 he describes being
18 Mr. Sanders?		18 taken to an apartment in the complex by police
19 A No, ma'am.		19 officers and being put in there, and he goes on to
20 Q Okay.		20 explain in paragraph 8 that there was a search
21 A At this time, I don't. I don't know.		21 conducted of the apartment. Do you know either way
22 Q Okay. If Mr. Sanders had resisted arrest		22 whether that occurred?
23 in some way, is that something that you would have		23 A I do not believe that that occurred. I
24 included in the narrative of the arrest report or		24 don't have any recollection of that incident, but I
	126	128
1 the vice case report?		1 don't believe that that occurred.
2 A I believe so, yes.		2 Q Why don't you believe that that occurred?
3 Q Okay. You can put that exhibit to the		3 A It is different than what I had documented
4 side.		4 in the case report, that this is associated with
5 I am going to show you what we'll mark as		5 this. If he's alleging that this did not happen
6 Exhibit 13.		6 with this? Is that what he's alleging?
7 (Exhibit 13, Sanders affidavit, marked		7 Q I just want to focus on -- you don't
8 for identification.)		8 believe that he was taken to an apartment --
9 Q This is the affidavit of Mr. Sanders. Have		9 A I don't have any recollection of any of
10 you seen this affidavit before?		10 that ever happening, ma'am.
11 A No, ma'am, I don't believe I have.		11 Q Okay. Other than not recalling that
12 Q Please take a moment to review it, and I		12 happening, do you have any other reason that you
13 will ask you some questions about it.		13 don't believe it?
14 A I've reviewed it.		14 A If he's alleging that -- if he's alleging
15 Q Sorry?		15 this in contrary to this, this is a documented
16 A I've reviewed it, to the best of my		16 incident, and I stand by that.
17 ability, yes.		17 Q Okay. In the following paragraphs he
18 Q Okay. Work with me, please. At the second		18 describes Officer Jones smacking him in the face.
19 paragraph, Mr. Sanders describes that you grabbed		19 Do you know either way whether that occurred?
20 him on the landing and said words to the effect of,		20 A I do not have any information or
21 I told you we would get you sometime.		21 recollection of anything like that ever occurring.
22 Do you recall an interaction like that with		22 Q Okay. You don't know either way; is that
23 Mr. Sanders?		23 fair to say?
24 A No, I do not recall an interaction like		24 A I do not know --

Transcript of Robert Gonzalez
Conducted on October 16, 2019

33 (129 to 132)

	129		131
1	Q Okay.	1	Did you review documents related to an
2	A -- if that occurred, at this time.	2	arrest of Mr. Almond in preparation for your
3	Q Looking at paragraph 11, he describes a	3	deposition today?
4	comment from you to this effect. Quote, you had	4	A I believe I looked at some reports.
5	the chance to say something, but you didn't, so now	5	Q Do you know if you looked at the vice case
6	you have to go to jail.	6	report for Mr. Almond's arrest?
7	Did you make a comment like that or	7	A Yes, I believe so.
8	something similar to that to Mr. Sanders?	8	Q Did reviewing the vice case report refresh
9	A I don't recall making a comment like that	9	your recollection about that arrest?
10	to Mr. Sanders, no.	10	A No, ma'am, at this time it does not.
11	Q Put that exhibit to the side.	11	Q Do you know what other documents related to
12	I would like to talk to you about my client	12	the arrest of Mr. Almond you reviewed in
13	George Almond. Do you know who Mr. Almond is?	13	preparation for your deposition today?
14	A I do now, yes.	14	A I'm sorry, can you repeat the question?
15	Q You do now?	15	Q Sure.
16	A I recognize the name from possible	16	Do you know what documents related to
17	interactions I had with somebody with that name in	17	Mr. Almond you reviewed in preparation for today?
18	the 2nd District, throughout my career.	18	A Just reports, maybe arrest reports, and in
19	Q Okay. Do you believe you had more than one	19	terms if they are applicable, case reports.
20	encounter with Mr. Almond?	20	Q I am going to show you the arrest report
21	A It is possible, yes.	21	for the arrest of Mr. Almond. I will mark it as
22	Q Do you know whether you did or not?	22	Exhibit 15.
23	A I do not know how many times, but it is	23	(Exhibit 15, Almond arrest report, marked
24	possible.	24	for identification.)
	130		132
1	Q What do you remember about Mr. Almond?	1	Q Have you had a chance to review it?
2	A Just the name. Possibly a face.	2	A Yes, ma'am.
3	Q Okay. I am going to show you a photo, see	3	Q Okay. It lists here, nickname or potential
4	if that refreshes your recollection at all.	4	nickname for Mr. Almond of Toby. Does that help
5	(Exhibit 14, photograph, marked for	5	you recall anything about Mr. Almond?
6	identification.)	6	A No, ma'am. Not a clue.
7	Q Having looked at the photo, do you recall	7	Q You reviewed the narrative section of this
8	anything more about Mr. Almond besides that his	8	arrest report?
9	name sounds familiar to you?	9	A Yes.
10	A No, he looks familiar to me, and the name.	10	Q Anything about the narrative section
11	I have a recollection of him being associated with	11	refresh your recollection about this arrest?
12	narcotic sales, but that's it.	12	A No, not at this time.
13	Q Okay. It looks like on this document	13	Q Okay. In this arrest report, two arresting
14	there's a spot where it says "requested by;" do you	14	officers are listed, Officer Mohammed and Officer
15	see that? It is really tiny.	15	Smith. In your experience as a police officer,
16	A Yes. Under report date?	16	17 could there have been additional assisting officers
17	Q Yes.	17	18 who weren't listed on the arrest report?
18	A Yes, ma'am.	18	MR. MICHALIK: Objection to form. Calls
19	Q Do you see, is that also a PC number next	19	for speculation.
20	to "requested by"?	20	MR. ZECCHIN: Join.
21	A Yes.	21	MR. KOSOKO: Join.
22	Q Do you know whose PC number that is?	22	Q Go ahead.
23	A No, ma'am.	23	A Yes, it is possible.
24	Q You can put that exhibit to the side.	24	Q Okay. You can put that objection to the

Transcript of Robert Gonzalez
Conducted on October 16, 2019

34 (133 to 136)

	133		135
1 side.		1 Milton Delaney. Do you know Mr. Delaney?	
2 Do you recognize the PC number PCOR964?		2 A I do not know him. I now know the name.	
3 A No, ma'am.		3 Q You now know the name from this litigation;	
4 Q You don't know who that is?		4 is that right?	
5 A No.		5 A Yes, ma'am.	
6 Q I am going to show you what we'll mark as		6 Q Okay. I am going to show a photo of	
7 Exhibit 16. It is the affidavit of George Almond.		7 Mr. Delaney and see if that refreshes your	
8 (Exhibit 16, Almond affidavit, marked for		8 recollection.	
9 identification.)		9 (Exhibit 17, photograph, marked for	
10 Q Having reviewed Exhibit 16, does it refresh		10 identification.)	
11 your recollection at all about an arrest of George		11 Q Does looking at Mr. Delaney's photo refresh	
12 Almond?		12 anything for you?	
13 A No.		13 A No, it does not.	
14 Q In paragraph 5, Mr. Almond alleges that		14 Q Okay. Do you recall being involved in an	
15 Officers Jones, Mohammed, you, Doug, quote, China		15 arrest involving Mr. Delaney?	
16 man, end quote, Coco, Smitty, and several others		16 A No, I do not. Not at this time.	
17 exited their vehicles. Further down he refers to		17 Q Okay. Did you review any reports related	
18 you and Mohammed and Jones being present.		18 to Mr. Delaney in preparation for today's	
19 Do you have any reason to deny that you		19 deposition?	
20 were present as part of this incident?		20 A I believe so. It is arrest reports, or I	
21 A Was I listed as an arresting officer on the		21 believe reports related to an arrest.	
22 incident where he was arrested?		22 Q Okay.	
23 Q I just want you to focus on his allegations		23 MR. RAVITZ: For the record, have you given	
24 here. Do you have any basis on which to deny being		24 this exhibit a number yet?	
	134		136
1 part of this incident?		1 MS. KLEINHAUS: Yes. It is Exhibit 17. We	
2 A Which incident are you referring to, ma'am?		2 just went a little bit quick.	
3 Q This is the same incident we have been		3 Q Okay. Sir, I am going to show you what we	
4 talking about. So we talked through the arrest		4 will mark as Exhibit 18. This is the arrest report	
5 report, just a moment ago.		5 for Milton Delaney.	
6 A If I am documented as assisting officer on		6 (Exhibit 18, Delaney arrest report,	
7 the report, then I would have assisted at some		7 marked for identification.)	
8 point throughout this incident. Throughout the		8 Q Have you had a chance to review the arrest	
9 arrest situation, yes.		9 report for Mr. Delaney?	
10 Q Okay. Other than whether or not you're		10 A Yes, ma'am.	
11 documented, do you have any basis in your own		11 Q Did reviewing the incident narrative for	
12 memory to confirm or deny whether you were present		12 that arrest report refresh your recollection at all	
13 for the incident?		13 about this incident?	
14 A Outside of the reports, I don't have any		14 A At this time, it does not. It was --	
15 independent recollection on whether or not.		15 Q I'm sorry, go ahead.	
16 Q Okay. You can put that to the side.		16 A I'm sorry, it was 2007. 12 years ago.	
17 MS. KLEINHAUS: I would like to take a		17 Q Okay. The narrative portion of the arrest	
18 quick break. We can go off the record.		18 report describes finding Mr. Delaney to be in	
19 THE VIDEOGRAPHER: Off the record, 2:57.		19 possession of MDMA or ecstasy. Do you see that	
20 (WHEREUPON, a recess was had from 2:57		20 part?	
21 p.m. to 3:08 p.m.)		21 A In the narrative, yes.	
22 THE VIDEOGRAPHER: Back on the record,		22 Q Was that drug a common narcotic for you to	
23 3:08.		23 see in the Ida B. Wells projects during the time	
24 Q Sir, I want to speak to you about my client		24 period you were part of the tactical team?	

PLANET DEPOS

888.433.3767 | WWW.PLANETDEPOS.COM

Transcript of Robert Gonzalez
Conducted on October 16, 2019

35 (137 to 140)

	137		139
1 A It was not uncommon, but there was a time		1 A It is possible, yes.	
2 period when it became an issue there, as far as		2 Q Okay. When you say it's possible, it means	
3 sales for the -- as a recreational drug.		3 that person's name may be included or it may not;	
4 Q And when was that time period?		4 is that fair?	
5 A Sometime during that time while I was		5 A Generally, whatever beat car you are	
6 working in the 2nd District, or while I was working		6 working with, that's who you would, and if they	
7 in the 2nd District. I don't remember the exact		7 assisted in the incident, that's who you would	
8 time periods. Whenever it became popular, more		8 document on the report, so, yes.	
9 popular than it is.		9 Q Okay. You can put that exhibit to the	
10 Q Okay. So sometime during the 2000 to 2017		10 side.	
11 time period?		11 I am going to show you what we will mark as	
12 A Yes. At some point, I recall it, you know,		12 Exhibit 19. This is the vice case report for the	
13 that particular drug became a little bit more		13 arrest of Mr. Delaney.	
14 popular for recreational use, and you would have		14 (Exhibit 19, Delaney vice case report,	
15 occasion to see it.		15 marked for identification.)	
16 Q Turning to page 3 of this exhibit, you're		16 Q Having reviewed this exhibit, does it	
17 listed as the attesting and arresting officer; do		17 refresh your recollection at all about this arrest?	
18 you see that?		18 A No, ma'am, at this time it does not.	
19 A Yes, ma'am.		19 Q If you look in the narrative section of the	
20 Q And as the attesting officer, you had		20 vice case report, it says, the event number, and	
21 knowledge of the facts contained in the narrative		21 then this is an on view arrest by 264, D, housing	
22 portion of the report, right?		22 TAC; do you see that?	
23 A Yes, knowledge, information, and/or belief,		23 A Yes.	
24 yes.		24 Q Okay. Who would be beat 264, "D" as in	
	138		140
1 Q Okay. And it lists as the second arresting		1 "David"?	
2 officer, Officer Leano; do you see that?		2 A Based on the -- I'm not sure who would have	
3 A Yes, ma'am.		3 been assigned as David, but it would be possibly	
4 Q And it looks like you were both assigned to		4 one of the group of officers that are listed in the	
5 beat 264, "B" as in boy; do you see that?		5 assisting.	
6 A Yes, I do.		6 Q Okay.	
7 Q And I apologize if I asked you this		7 A Outside of myself and Officer Leano.	
8 earlier, but was there a period of time when		8 Q Okay. On the previous report you and Leano	
9 Officer Leano was your regular partner?		9 are listed as B. Feel free to take a look, if you	
10 A No. Not as assigned regular partner, no.		10 prefer.	
11 Not that I could recall.		11 A Yes, ma'am.	
12 Q Okay. And so to the best of your		12 Q Do you know -- strike that, please.	
13 knowledge, would this have been an occasion when		13 Is there any way for you to tell from	
14 whoever was your regular partner was off or some		14 either one of those reports who was on 264, "D" as	
15 other scheduling reason that you were --		15 in "dog"?	
16 A Yes, furlough, vacations, yeah, for		16 A Yes, ma'am.	
17 whatever reason they had time off, you would get		17 Q Okay. Where can you see that?	
18 assigned to work with a different officer if your		18 A Under arrestee processing personnel.	
19 regular partner was off.		19 Q Yes. Can you show me where you are?	
20 Q If there had been a third officer assigned		20 A On the last page, page 5 of 5.	
21 to beat 264B, would that person's name appear		21 Q Thank you.	
22 somewhere in the arrest report?		22 Do you know whether Officer Smith had any	
23 A If we were assigned in a three-man car?		23 nicknames?	
24 Q Yes.		24 A I can't recall. Something related to	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

36 (141 to 144)

	141		143
1 Smith. I don't recall anything.		1 against you?	
2 Q Okay. What about --		2 A I don't believe that I have. I don't	
3 A I --		3 recall right now.	
4 Q Sorry.		4 Q Okay. I am going to show you what we will	
5 A I called him "L," that's it. That's how I		5 mark as Exhibit 21. This is a photo of Christopher	
6 refer to him, if it was any type of shortening of		6 Scott.	
7 his name.		7 (Exhibit 21, photograph, marked for	
8 Q What about Officer Mohammed?		8 identification.)	
9 A I would refer to him as Mo.		9 Q Does looking at the photo of Mr. Scott	
10 Q Any other nicknames that you know of that		10 refresh your recollection at all about who he is or	
11 he went by?		11 any arrests of him that you might have been	
12 A No, ma'am.		12 involved with?	
13 Q What about Officer Lamonica Lewis, do you		13 A His face looks familiar and there's a	
14 know any nicknames for her?		14 possibility that during my time in the 2nd District	
15 A I believe she -- Coco. I do recall her		15 I had interactions with him. Whether they were	
16 being referred to that on occasion.		16 arrest situations or contacts with him throughout	
17 Q Okay. And what about Officer Jones, do you		17 the district. His face looks familiar.	
18 know any nicknames that he went by?		18 Q Do you have any specific memories of	
19 A No, just Al, is how I referred to him. I		19 interacting with him?	
20 don't recall if he had any.		20 A No, ma'am. Not at this time.	
21 Q Okay. Can you put those exhibits to the		21 Q Okay. Put that exhibit to the side.	
22 side, please.		22 I am going to show you what we will mark as	
23 I am going to show you what we will mark as		23 Exhibit 22. This is a series of arrest reports,	
24 Exhibit 20. This is the Exhibit -- this is the		24 including Mr. Scott's arrest report from the	
	142		144
1 affidavit of Milton Delaney.		1 April 4, 2006 arrest.	
2 (Exhibit 20, Delaney affidavit, marked		2 (Exhibit 22, arrest reports, marked for	
3 for identification.)		3 identification.)	
4 A Okay.		4 Q Having reviewed that exhibit, does it	
5 Q Having reviewed Exhibit 20, does it refresh		5 refresh your recollection at all about several	
6 your recollection at all about the arrest of Milton		6 arrests on April 4, 2006, including the arrest of	
7 Delaney?		7 Christopher Scott?	
8 A No, ma'am, at this time it does not.		8 A No, at this time it does not. It is more	
9 Q All right. You can put that to the side.		9 than 13 years ago.	
10 I want to talk to you about Christopher		10 Q Do you know what role you played in these	
11 Scott. Do you know who Christopher Scott is?		11 arrests?	
12 A I do know now.		12 A Based on the -- based on these reports, I	
13 Q Okay.		13 may have been assisting. I don't know. I don't	
14 A Suing me.		14 recall at this time. I would have to look at the	
15 Q Outside of knowing that he's suing you, do		15 case report.	
16 you know anything else about Christopher Scott?		16 Q What would you have to look at?	
17 A No, at this time, I don't. The name sounds		17 A The case report. The general offense case	
18 familiar.		18 report, if my name is listed on.	
19 Q Have you reviewed the complaint that		19 Q Turn with me, please, to the page that's	
20 initiated Christopher Scott's lawsuit against you?		20 marked at the bottom, 26926.	
21 A The complaint?		21 A I got it.	
22 Q Yes.		22 Q There's a Bates label.	
23 A Which complaint, ma'am?		23 Okay. This is the arrest report for Lyles,	
24 Q The complaint that initiated his lawsuit		24 Victor Lyles. Do you know why you're listed as the	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

37 (145 to 148)

<p>1 attesting officer for the Lyles arrest?</p> <p>2 A I don't recall the -- I don't recall the 3 incident, but I can speculate that it is possible 4 that while we were generating the large number, the 5 processing for the large number of arrests, my 6 computer would have -- we would have been using 7 multiple computers and -- as a log in, and we would 8 have had to attest some of these arrests, and I was 9 the attesting officer for some of these arrests.</p> <p>10 Q Okay. Do you know whether you ever 11 provided any court testimony against Mr. Lyles?</p> <p>12 A I don't recall if I did.</p> <p>13 Q Okay. Is it fair to say if you are listed 14 as the attesting officer for some of these arrests, 15 you had some knowledge or some observation of the 16 criminal activity contained in the narrative 17 portion of the report?</p> <p>18 MR. KOSOKO: Object, based on the form of 19 the question.</p> <p>20 MR. ZECCHIN: I'm going to join.</p> <p>21 Q Go ahead.</p> <p>22 A Yes, ma'am, I would have had to have had 23 some sort of knowledge, information, and/or belief 24 of what transpired from the arrest report -- on the</p>	<p>145</p> <p>1 individuals in the projects to work for them, in 2 other words, use those people to solicit drug 3 buyers. The officers on the second floor would 4 then sell drugs to the purchasers, and the 5 purchasers would go down to the first floor and get 6 arrested.</p> <p>7 Are you familiar with an approach like that 8 to make arrests in Ida B. Wells?</p> <p>9 A No, I am not.</p> <p>10 QOkay. You never observed anything like 11 that?</p> <p>12 A No. I -- nothing like the way it is 13 described in paragraph 3, no, nothing like that.</p> <p>14 QOkay. Did you ever participate in any 15 reverse stings when you worked on the 264 team?</p> <p>16 A Yes.</p> <p>17 QOkay. What is a reverse sting?</p> <p>18 A It is a strategic plan implemented by the 19 department to have undercover officers pose as 20 narcotic dealers, and the focus would be to arrest 21 anyone who comes with the attempt to purchase 22 illegal narcotics from these undercover officers.</p> <p>23 Q Were you ever part of reverse stings at Ida 24 B. Wells?</p>
<p>1 report.</p> <p>2 Q And you would have had to have participated 3 in the arrest in some manner, correct?</p> <p>4 MR. KOSOKO: Object as to form.</p> <p>5 MR. MICHALIK: Join.</p> <p>6 MR. ZECCHIN: Join.</p> <p>7 A Participating as in having knowledge or 8 assisting, yes.</p> <p>9 Q Okay. You can put that exhibit to the 10 side.</p> <p>11 I am going to show you what we will mark as 12 Exhibit 23. This is the affidavit of Christopher 13 Scott.</p> <p>14 (Exhibit 23, Scott affidavit, marked for 15 identification.)</p> <p>16 Q Have you had an opportunity to review that 17 exhibit?</p> <p>18 A Yes, ma'am.</p> <p>19 Q Okay. Does it refresh your recollection at 20 all about an arrest including Christopher Scott?</p> <p>21 A No, at this time it does not.</p> <p>22 Q Okay. Look, please, at paragraph 3 of that 23 affidavit. Mr. Scott describes a scheme in which 24 some officers would go to the second floor and use</p>	<p>146</p> <p>1 A We may have conducted those at some point.</p> <p>2 Q Do you know if you did or not?</p> <p>3 A I believe that I may have. I don't 4 remember any specific ones.</p> <p>5 Q Okay. Well, what -- do you know what your 6 role was in the ones you may have conducted?</p> <p>7 A Generally, based on some of the other -- 8 some other stings that I can recall, I would just 9 be as enforcement.</p> <p>10 Q What do the enforcement officers do?</p> <p>11 A Just maintaining order with the arrestees, 12 the people who are taken into custody.</p> <p>13 Q Okay. You can put that exhibit to the 14 side.</p> <p>15 MS. KLEINHAUS: I'm going to turn it over 16 to Joel now for additional questioning.</p> <p>17 EXAMINATION ON BEHALF OF THE FLAXMAN PLAINTIFFS 18 BY MR. FLAXMAN:</p> <p>19 Q Officer Gonzalez, my name is Joel Flaxman. 20 I am going to ask you some questions about some 21 other plaintiffs in these cases; do you understand 22 that?</p> <p>23 A Okay. Yes, sir.</p> <p>24 Q Actually, before I get to that, let me just</p>

Transcript of Robert Gonzalez
Conducted on October 16, 2019

38 (149 to 152)

1 quickly ask you about some of the exhibits you 2 looked at already. 3 Do you still have the pile? I just want to 4 ask you about Exhibit 16. And that's the affidavit 5 of George Almond. 6 In paragraph 5, Mr. Almond referred to 7 officers, including Officers Jones, Mohammed, 8 Gonzalez, Doug. Do you know an Officer Doug is, who 9 is on the 264 team? 10 A We have -- we had a Doug Nichols on our 11 team, but I don't know if that's referring to him. 12 Q Okay. And then Mr. Almond also refers to 13 an officer with the nickname, I assume, China man? 14 Did you know an officer who would have been 15 called -- 16 A A lot of times in those areas, anybody who 17 is Asian-looking would be referred to as China man. 18 And so one of our officers that I worked with looks 19 Asian, and so sometimes he would be referred to as 20 that. 21 Q And who was that? 22 A Officer Leano. 23 Q Coco, I believe you said before was a 24 nickname for Lamonica Lewis; is that right?	149 1 made that comment. 2 Q And is that because there's some sort of 3 transmittal form that you were more accustomed to 4 seeing? 5 A No, it is generally the same. I just 6 hadn't seen one in a long time, and the copy looks 7 awkward to me. 8 Q Oh, okay. But there's not some kind of 9 handwritten form or something for a transmittal 10 that you were referring to? 11 A No, this is generally the way that it 12 looks, it just didn't look familiar to me. I 13 hadn't seen it in a long time. 14 Q Okay. You can put those exhibits aside. 15 Counsel was asking you about people you 16 remembered from the Ida B. Wells homes. One name 17 that you referred to was Ricky Henderson; do you 18 remember that? 19 A Yes. 20 Q And what do you remember about 21 Mr. Henderson? 22 A Just the name. And that was just based on 23 just the litigation and the lawsuits that have come 24 through, and I have seen the name, and I recognize
150 1 A I've heard that name. 2 Q Okay. And the last nickname here is 3 Smitty. Did you ever hear that nickname for 4 Officer Smith? 5 A At some point it is possible I heard that 6 name as well. 7 Q You said you call Officer Smith, "L," 8 right? 9 A I've always referred to him as "L," I've 10 never called him Smitty. 11 Q And is that -- his first name is Elsworth? 12 A Elsworth, yes. 13 Q Okay. The other exhibit that you already 14 looked at that I had a question about was Exhibit 15 12. Do you have that in front of you, the prisoner 16 transmittal -- excuse me, the prisoner 17 transportation transmittal for Jamell Sanders? 18 A Yes. 19 Q And I think what I heard you say, correct 20 me if I am wrong, that this was a copy of a 21 prisoner transport, it wasn't the actual 22 transmittal? 23 A When she was asking me to look it over, it 24 didn't look familiar to me, and so that's why I	151 1 the name, and maybe not face. 2 Q Okay. 3 A Sometimes when I'm -- I look at photos or 4 something, they look familiar. 5 Q Okay. And just so I understand that, as 6 part of the litigation, you have seen the name 7 Ricky Henderson, correct? 8 A Yes. 9 Q And having seen it in the litigation, you 10 remember that you had encountered that name when 11 you were policing -- 12 A No, that's not what I said. 13 Q Oh, I'm sorry. 14 A The name sounds familiar to me. And that's 15 as far as it goes, just when I am asked about him. 16 Q Oh, okay. But you -- 17 A When I am asked about if I recognize the 18 name, when that name -- when I saw that name or 19 when I have seen that name, it -- I believe there 20 was somebody that I have encountered that name 21 somewhere at some point. 22 Q Before the litigation you had encountered 23 that name? 24 A No, no, no.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

39 (153 to 156)

	153		155
1	Q Oh, I'm sorry.	1	Q Okay. And do you -- this is your signature
2	A If you would have shown me before the	2	on it?
3	litigation, I wouldn't -- I don't know if that	3	A Yes, I believe it is.
4	would have been something I would have remembered.	4	Q Okay. And when you signed this, you were
5	Q Oh, okay.	5	swearing to the truth of the statements in the
6	MR. FLAXMAN: I am going to mark as an	6	arrest report, correct?
7	exhibit, 24.	7	A Yes, the statements and the fact
8	(Exhibit 24, photograph, marked for	8	establishing probable cause for the arrest report,
9	identification.)	9	yes.
10	Q Exhibit 24 has pictures on the front and	10	Q Underneath Mr. Henderson's name, there's a
11	the back of Mr. Henderson.	11	box for alias or nickname; do you see that?
12	Having looked at the pictures, does that	12	A Yes, I do. Sorry.
13	refresh your recollection about Ricky Henderson at	13	Q And you see the nickname is Sug, S-u-g?
14	14 all?	14	A Yes.
15	A Just that he looks familiar. Just that he	15	Q Do you have any recollection of somebody
16	looks -- but nothing specific.	16	16 with the nickname Sug at the Ida B. Wells homes?
17	Q Okay. And familiar as somebody you	17	A No, I do not. At this time, that Sug does
18	encountered as a police officer?	18	not -- does not ring a bell. I think it is a
19	A Yes. Or just in a familiar fashion.	19	generic name, so I don't know. It didn't really
20	Q Okay.	20	ring a bell with me.
21	A Maybe not necessarily as a police officer,	21	Q Okay. Are you familiar with the baseball
22	but he just looks familiar to me.	22	player Ricky Henderson?
23	Q Okay.	23	A Yes.
24	A More than likely would have been in that	24	Q Okay. Did you ever think about the -- does
	154		156
1	capacity.	1	remembering the baseball player's name refresh your
2	Q And in preparing for today's deposition,	2	recollection about the man who was arrested on this
3	did you review any arrest reports or other reports	3	arrest report?
4	related to Mr. Henderson?	4	A I mean, it didn't even now, and it may have
5	A I saw some arrest reports, and there were	5	then, I don't know.
6	inventories applicable. I may have looked them	6	Q In 2002, what was your practice for
7	over, yes.	7	completing that alias or nickname box on an arrest
8	Q Did those refresh your recollection of how	8	report?
9	Mr. Henderson --	9	A It would have been either asking if
10	A No, at this time, it did not.	10	Mr. Henderson had any nicknames or if he had any
11	Q Okay.	11	prior -- prior documentation.
12	MR. FLAXMAN: We will label -- I am going	12	Q And when you say asking him, you mean
13	to mark this set of reports as Exhibit 25.	13	asking Mr. Henderson?
14	(Exhibit 25, arrest reports, marked for	14	A Yes.
15	identification.)	15	Q Okay. This report lists you as the first
16	Q Do you recognize the first page of Exhibit	16	arresting officer, and it lists Officer Bolton as
17	25 as an arrest report for Ricky Henderson, dated	17	the second arresting; is that correct?
18	June 2 -- I'm sorry.	18	A Yes, sir.
19	Do you recognize the first page of Exhibit	19	Q Was Officer Bolton your partner at this
20	25 as an arrest report of Ricky Henderson, dated	20	time in 2002?
21	June 25, 2002?	21	A I believe he was. I am not sure if I was
22	A I recognize it as an arrest report.	22	assigned or maybe Officer Cadman was still around
23	Q Okay. And --	23	or Officer Spaargaren, I don't know, I can't
24	A From 2002, yes.	24	remember.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

40 (157 to 160)

	157		159
1 THE COURT REPORTER: Officer who?		1 A The narrative?	
2 THE WITNESS: Officer Spaargaren.		2 Q Yes.	
3 Q And --		3 A My guess, and it would be a guess, would be	
4 A This was in 2002, so I don't know. I can't		4 myself, but I -- since I'm -- I am box one on the	
5 remember if I was assigned specifically to him. I		5 arrest. It would have been something that I would	
6 don't recall.		6 have taken the responsibility to do.	
7 Q You said also may have been Officer Cadman		7 Q Okay. And this -- on the box 48, looks	
8 who was your partner?		8 like it has the box for supervisor approval; do you	
9 A At some point we were assigned as a		9 see that?	
10 three-man car for a little while that I can		10 A Yes, sir.	
11 remember. And then also when I finally got my		11 Q And that's signed by Sergeant Watts?	
12 partner would have been Officer Spaargaren, but I		12 A It says Watts, R. initial, and I believe	
13 don't know if this was prior to that or after that.		13 that was his star. It is printed. And then signed	
14 Q And when you were assigned to a three-man		14 underneath.	
15 car, who were the three men?		15 Q And then signed underneath. Thank you. I	
16 A Officer Bolton, myself, and Officer Cadman.		16 am sorry about that.	
17 Q Okay.		17 In 2002, was it your practice to finish a	
18 A For a short time.		18 vice case report and then physically hand it to	
19 Q In 2002 when you prepared this arrest		19 Sergeant Watts?	
20 report, did you prepare it on a typewriter?		20 A Whoever was the on-duty supervisor would be	
21 A It appears that way.		21 your immediate or on-duty supervisor to approve it.	
22 Q And the second and third pages of this		22 Q Okay. The fourth page of Exhibit 25,	
23 Exhibit 25, do you recognize that as a vice case		23 there's a complaint for preliminary examination; do	
24 report for this arrest of Mr. Henderson and a man		24 you see that?	
	158		160
1 named Albert Wyse, W-y-s-e?		1 A The felony complaint? A copy of it? Yes.	
2 A Yes, it looks like a copy of our -- one of		2 I see it.	
3 our vice case reports. And I see the name Albert		3 Q So I am looking at the fourth page. Why	
4 Wyse.		4 don't you tell me what that is?	
5 Q And you are also listed on this vice case		5 A You are talking about this, the felony	
6 report. You are listed as the reporting officer,		6 complaint?	
7 correct?		7 Q Yes.	
8 A Yes, as one of the reporting officers, yes.		8 A It is a copy of a felony complaint.	
9 Q Okay. Officer Bolton is the other		9 Q Okay. And is this -- does this have your	
10 reporting officer, correct?		10 signature on it as the complainant?	
11 A Yes.		11 A Yes, sir. I believe it is.	
12 Q Okay. And does that mean that one of you		12 Q And is it -- there's two places for	
13 prepared this report?		13 complainant's signature. Is that your signature in	
14 A Not necessarily. Could have sometimes --		14 both places?	
15 you will fill in. Like, again, like I said before,		15 A Yes, I believe it is.	
16 generalities, if we are putting in location or		16 Q And then underneath that, there's a	
17 anything like that. And then when it came time to		17 signature for judge or clerk. Is that also your	
18 do the narrative, then the person with the most		18 signature?	
19 knowledge would document the incident, the		19 A I don't believe that it is my signature,	
20 summation of the incident as far as all the details		20 no.	
21 were in the case report.		21 Q Okay. Do you know whose signature that is?	
22 Q Okay. And are you able to tell from		22 A I do not.	
23 looking at the report who it was who put in		23 Q It looks like it is an officer with a star	
24 those --		24 number 2433?	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

41 (161 to 164)

	161		163
1	MR. KOSOKO: Objection. Foundation.	1	Q All right. And do you know who clerked the
2	MR. MICHALIK: Join.	2	complaint we are looking at, the fourth page of
3	A Sorry, what was your question again?	3	Exhibit 25?
4	Q I will back up.	4	A No, sir, I do not. Not at this time.
5	A Okay.	5	Q Do you see the numbers 2433 written next to
6	Q What's the purpose of completing a	6	that signature?
7	complaint like this?	7	A I see those four numbers, yes.
8	A It is the list of charges for an arrest	8	Q Are you aware that Mr. Henderson in this
9	incident. It is a listing of the charges, specific	9	litigation has denied the facts to which you swore
10	10 charges for an arrest situation.	10	10 in the arrest report and the complaint?
11	Q Okay. And as the complainant signing this	11	MR. KOSOKO: I'm going to object to the
12	complaint, would you have completed the information	12	form of the question.
13	13 about the offense?		
14	A Sometimes yes, sometimes no. I mean, it is	13	A In what fashion, sir? I'm not sure, the
15	15 the unlawful possession of a controlled substance	14	complaint or the affidavit or the lawsuit?
16	16 as a general -- there's nothing to be changed in	15	Q My question is about the lawsuit.
17	17 it, so it is a general thing, so it is possible I	16	A Oh, yeah. He's suing -- he -- yes, I am
18	18 may have done it, it is possible not.	17	17 aware of it.
19	Q Whether or not you were the one who	18	Q And do you reject his denial --
20	prepared it, by signing it, you were swearing to	19	A Yes, I do.
21	its truth, correct?	20	Q -- of those facts?
22	A Yes.	21	Okay. I am going to hand you Exhibit 26.
23	Q And underneath the second complainant's	22	(Exhibit 26, arrest report, marked for
24	signature, someone signed above the line, judge or	23	identification.)
		24	Q And I will pass around 27, too, to speed
	162		164
1	clerk; do you see that?	1	things up.
2	A Yes.	2	(Exhibit 27, arrest report, marked for
3	Q And why does somebody sign there?	3	identification.)
4	MR. ZECCHIN: Objection.	4	MR. ZECCHIN: I'll make an objection for
5	MR. KOSOKO: Foundation.	5	the record.
6	MR. ZECCHIN: Join.	6	There's an additional arrest report
7	MR. RAVITZ: Join.	7	attached to the Exhibit 26 for Jejuan Nile. It is
8	A My understanding, it's just an	8	not at the -- shortly after the arrest of
9	9 administrative issue that needs to be -- I don't	9	Mr. Henderson, but this is a separate arrest
10	10 think it means much, I don't know. It is just an	10	altogether, it was not part of the disclosures as
11	11 issue. It is -- I have always known it just to be	11	11 to what case we were going to be covering pursuant
12	12 an administrative issue as part of forwarding the	12	12 to the planning agreement the parties came to.
13	13 complaint.	13	So I think any questions outside of the
14	Q Does that refer to his clerking the	14	14 cases listed in the e-mail sent yesterday at 9:08
15	complaint?	15	15 p.m., from Ms. Kleinhaus, I think are improperly
16	A I have often referred to it as that.	16	16 being asked at this deposition. So, for the
17	Q Have you ever clerked a complaint?	17	17 record. Just making a record.
18	A Yes, I have.	18	MR. FLAXMAN: Can I question him tomorrow?
19	Q And what's your understanding of why you	19	MR. ZECCHIN: I prefer he have time to look
20	clerk a complaint?	20	20 over the arrest report.
21	A Either as an administrative part of the	21	MR. FLAXMAN: Do you want me to question
22	22 job, somebody needs to clerk a complaint. I'm	22	22 him tomorrow?
23	23 not -- not really sure as to verify the clerk of	23	MR. ZECCHIN: Yes.
24	24 the court, I'm not really sure.	24	MR. FLAXMAN: That's fine. You can put

Transcript of Robert Gonzalez
Conducted on October 16, 2019

42 (165 to 168)

	165		167
1 aside Exhibit 26.		1 A Yes.	
2 MS. KLEINHAUS: To be clear, we are not		2 Q Received information, and it goes on to say	
3 asking any questions about the Nile case, that's		3 that upon this information, AOs relocated to the	
4 why we didn't list the Nile case. So I understand		4 above address and initiated a premises check.	
5 your --		5 What's a premises check?	
6 MR. ZECCHIN: I think we resolved it.		6 A It's a check. A lot of times we would --	
7 MR. FLAXMAN: I will ask him --		7 because of the high rises or any type of building	
8 MR. ZECCHIN: I think that's inconsistent		8 situation, what you do is you check the outer	
9 with what counsel said.		9 perimeter and the inner perimeters for well-being	
10 MR. FLAXMAN: I am not agreeing to anything		10 checks or for whatever reason we are being called	
11 about the propriety of anything. We are just going		11 to do it. Oftentimes you can initiate it as a	
12 to do it tomorrow. Everything's fine.		12 check. It's part of deterrence. Just patrol.	
13 Q Let me ask you about Exhibit 27, which I		13 Q Did you need somebody to let you into the	
14 have passed out to all counsel already. It may		14 building to do a premise check?	
15 have caused things to be more confusing.		15 A At this location? Generally, the doors	
16 The first page of Exhibit 27 is an arrest		16 would be open. I don't think that they ever locked	
17 report from March 12, 2005. Let me know if you		17 them. I don't remember if they ever locked them.	
18 want to look at that before I ask questions on it.		18 So, generally, they would be open, so you would be	
19 A Okay. Okay.		19 able to walk in to initiate a premise check.	
20 Q Do you recognize the first five pages of		20 Q Okay. And this location you are referring	
21 Exhibit 27 to be an arrest report of Ricky		21 to the location on the first page of the arrest	
22 Henderson from March 12, 2005?		22 report, 540 East 36th Street?	
23 A Yes, I recognize it to be.		23 A Yes, sir.	
24 Q And this is a report where you were listed		24 Q Was that one of the high rises at Ida B.	
	166		168
1 as the first arresting officer, correct?		1 Wells?	
2 A Yes, sir.		2 A It was a mid-rise building, I think between	
3 Q Do you have any recollection of this arrest		3 seven and nine floors. It wasn't a very tall	
4 of Mr. Henderson on March 12, 2005?		4 building like the other ones on State Street.	
5 A No, it was 2005, it was 14 years ago. At		5 Q Were the very tall buildings you referred	
6 this time, I do not.		6 to parts of other housing complexes?	
7 Q Okay. The second page of the arrest report		7 A Stateway Gardens and others, yes. They	
8 has a narrative on it. Do you see that?		8 were 16 floors.	
9 A Yes, sir.		9 Q Was there another one you said? Stateway?	
10 Q Are you able to tell who wrote this		10 I may have misheard you.	
11 narrative by looking at the report?		11 A How many other --	
12 A Again, generally, my -- unless there were		12 Q Did you say Stateway Gardens and something	
13 extenuating circumstances, if I was the arresting		13 else, or did you just say Stateway Gardens?	
14 officer, I would -- unless I didn't have any		14 A There were others. I can't remember.	
15 information that was pertinent to the case, I would		15 Stateway, Cabrini.	
16 have generated the narrative. I would have put the		16 Q Okay. Were you ever stationed at Cabrini?	
17 facts for the probable cause in the case.		17 A Yes.	
18 Q Okay.		18 Q You worked -- not stationed?	
19 A So it appears as if, to me, it looks		19 A Not stationed, but we were assigned to	
20 familiar to my writing.		20 patrol those areas.	
21 Q Let me ask you a couple questions about the		21 Q Okay. Going back to the narrative in	
22 language in it.		22 Mr. Henderson's report, I am skipping ahead to the	
23 First, it relates that the AOs, meaning		23 part where it says that the offender then made	
24 arresting officers, right?		24 quick movements, placing the suspect narcotics	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

43 (169 to 172)

	169	171
1 inside the denim bag and attempted to place the 2 said bag into an overhead vent.		1 put any information, received in the lock up, 2 prints taken. Photograph taken, release from lock 3 up, that wouldn't be something that I would be 4 generally responsible for.
3 Do you have a recollection of what type of 4 overhead vent this narrative is referring to?		5 Q And there's also this note here that says 6 placed in one person's cell, placed under close 7 observation?
5 A Right now, I don't have an independent 6 recollection, but there must have been a vent 7 somewhere in that area.		8 A That would not be something that I would -- 9 that would all be the lock up areas. Detainment 10 center.
8 Q Okay. But in your recollection of how 9 these buildings looked, you don't have a firm 10 recollection of the overhead vents?		11 Q Okay. The fifth page of the arrest report 12 lists three officers as assisting arresting 13 officers; do you see that?
11 A I don't recall the interiors very well. 12 Not at this time.		14 A Yes, sir.
13 Q Another portion of this narrative, higher 14 up than what I just asked you about, says, while 15 entering the doorway of the fifth floor hallway. 16 Do you believe that refers to a door from the 17 stairs to the hallway?		15 Q And Officer Cabralas, C-a-b-r-a-l-a-s, 16 Officer Nichols and Officer Leano, L-e-a-n-o, all 17 have the beat 264-C; do you see that?
18 A I don't recall. I don't have an 19 independent recollection of the incident. But 20 based on reading this, it is possible that that's 21 what I am describing the doorway of the fifth floor 22 hallway. Whether there was a door or not, I don't 23 know. It was an entryway.		18 A Yes, I do.
24 Q I see. I'm sorry. I understand. Let	170	19 Q Does that indicate that they were working 20 as a three-man team?
1 me -- let's just go ahead.		21 A Based on the paperwork, that seems to me 22 that would have been the case.
2 The fourth page of this arrest report, it 3 listed the arrest processing report; do you see 4 that?		22 Q The next page of this exhibit, do you 23 recognize to be a vice case report related to the
5 A Yes.	170	172
6 Q Would you ever put information into the 7 arrest processing report section of the arrest 8 report?		1 arrest of Mr. Henderson on March 12, 2005?
9 A No, that wouldn't be typical.		2 A I recognize it as a copy of a vice case 3 report from that -- and it is dated 20 -- 12 March 4 2005.
10 Q And, typically, it would be somebody in 11 lock up who would do that?		5 Q Okay. And you and Officer Bolton are 6 listed as the reporting officers on this, correct?
12 A Are you talking about the lock up portion 13 of it?		7 A Yes.
14 Q Well, there's -- I guess everything on 15 this -- I guess everything in this top box does say 16 lock up --		8 Q Are you able to tell who put the narrative 9 into this vice case report?
17 A Yeah, I am not sure if maybe the transports 18 details get auto populated.		10 A Again, if I was the reporting officer 11 responsible for the majority of the -- it would 12 have been my responsibility -- I would have taken 13 the responsibility to generate it. I am not sure 14 at this time. I believe that I was -- I would have 15 been that person.
19 Q Oh, I see.		16 Q Let me know if you need a break.
20 A Sorry for that word. To transfer over to 21 the -- because I do remember putting transport 22 detail sometimes if we were doing transport, but I 23 don't know if that's accurate.		17 A No.
24 So I don't know. Generally, I would not		18 Q Was it your practice -- excuse me.
		19 Is it your practice as a police officer to 20 create accurate and truthful reports?
		21 A The summation of the facts and the best of 22 my ability, all the details I could possibly, yes.
		23 Q And as with the arrest from 2002, are you 24 aware that Mr. Henderson denies the facts contained

Transcript of Robert Gonzalez
Conducted on October 16, 2019

44 (173 to 176)

	173		175
1 in the report for his arrest from 2005?		1 you listed as underneath that signature?	
2 A I am aware of allegations that are related		2 A Oh, I'm sorry, do you want me to read this?	
3 to that, yes, that he is denying his arrest.		3 Q No. I'm just trying to -- that's your name	
4 Q And, again, do you reject his denial?		4 for the first arrest, right?	
5 A I do reject it and deny it.		5 A Yes. I mean, it is my star number is	
6 Q Do you recall if you ever testified on any		6 there, so.	
7 criminal proceedings related to Mr. Henderson?		7 Q And Officer Bolton is the second arresting	
8 A I don't recall if I ever testified.		8 officer on this report?	
9 Q Another name that you mentioned earlier on		9 A Yes.	
10 today was Angelo Shenault?		10 Q And I am going to ask you a couple	
11 A Yes, sir.		11 questions about the narrative, but it is my	
12 Q Do you have a recollection of Angelo		12 understanding you don't have an independent	
13 Shenault?		13 recollection of this arrest, right?	
14 A Again, the name sounded familiar. It would		14 A At this time, I do not have an independent	
15 have sounded familiar prior to all this, and now it		15 recollection. This is from 2004, 15 years ago,	
16 is more familiar based on litigation.		16 almost.	
17 Q Have you -- are you aware that there are		17 Q And the same was true about the questions I	
18 two people named Angelo Shenault who are plaintiffs		18 asked you related to Mr. Henderson, right?	
19 in this litigation?		19 A As far as independent recollection?	
20 A Yes.		20 Q Correct.	
21 Q I am going to ask you some questions about		21 A Yes, sir.	
22 the older Angelo Shenault. Have you reviewed		22 Q Okay. This arrest report states that the	
23 reports about the older Angelo Shenault?		23 arresting officers were approached by a concerned	
24 A I have looked at some reports, yes.		24 citizen, correct?	
	174		176
1 Q And did those reports refresh your		1 A Yes, while on patrol.	
2 recollection about the older Mr. Shenault?		2 Q While on patrol. And what does patrol	
3 A At this time, no. Not at this time.		3 mean?	
4 MR. FLAXMAN: I think we are on Exhibit 28.		4 A What does patrol mean?	
5 (Exhibit 28, Shenault arrest report,		5 Q Yes.	
6 marked for identification.)		6 A Just a generalized movement about the areas	
7 Q Do you recognize the first page of Exhibit		7 while you are just either in a vehicle or on foot	
8 28 to be an arrest report for Angelo Shenault,		8 or by other means.	
9 dated October 29, 2004?		9 Q And how many officers at this time in 2004,	
10 A Yes.		10 how many officers would be on the patrol?	
11 Q And --		11 A In the entire city?	
12 MR. MICHALIK: Joel, just before you go any		12 Q Well, were you with another officer when	
13 further, just for purposes of confusion, should we		13 you were on patrol?	
14 be careful to refer to him as Senior?		14 A I don't recall whether or not we were	
15 MR. FLAXMAN: Yes. I will be asking		15 doing -- whether or not it was with more than just	
16 questions about the older Mr. Shenault, not		16 my partner. Possible, but I don't recall.	
17 technically a senior, but it will make things a		17 Q Okay. The report states that the arresting	
18 little easier, I agree.		18 officers initiated a premises check in the building	
19 Q Is this your signature as the -- underneath		19 and observed the above offender holding a plastic	
20 the declaration that the facts stated herein are		20 sandwich bag; do you see that?	
21 accurate to the best of my knowledge, information,		21 A Yes, sir.	
22 and belief?		22 Q It states the offender was standing on the	
23 A Yes, I believe it is.		23 second floor landing. Do you know what the report	
24 Q And are you also listed as the -- what are		24 means by second floor landing?	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

45 (177 to 180)

1 A Just the base portion of the staircase, as 2 it ends or either translates to the entryway of a 3 hallway, is how I would describe it.	177 1 what I believe to be narcotics, and then that's 2 when I entered the apartment after he observed -- I 3 observed him observing me.
4 Q Okay. And this report states the arrest 5 was at 3755 South Martin Luther King Drive; is that 6 right?	4 Q Okay. And then you and the other officers 5 followed him to the apartment?
7 A Yes. The address of arrest indicates 3755 8 South Martin Luther King Drive.	6 A On the report -- I don't recall the 7 incident, but on the report --
9 Q Was that a building in the Ida B. Wells 10 housing?	8 Q Right.
11 A It was a cluster of CHA controlled 12 buildings along King Drive that were there for a 13 short time, yes. Or that were there for a long 14 time, but they -- I don't -- I don't remember the 15 actual name, if they had an actual name, and I 16 don't know if they were CHA, now that I think about 17 it. I am not sure if they were private, but they 18 were some sort of Section 8 housing.	9 A -- it states that I pursued him into the 10 building and detained him.
19 Q And --	11 Q It says you pursued him into the apartment?
20 A From my recollection.	12 A It indicates after I observed him with 13 narcotics in his possession, immediately pursued
21 Q How tall were those buildings?	14 him into the apartment and detained him as a hot 15 pursuit situation.
22 A Mid size. I don't remember how many. They 23 were mid size buildings. They weren't -- again, 24 they weren't like the really tall 16-story	16 Q Okay. And was that a typical occurrence 17 at -- in the areas that you patrolled, that you 18 would see a person holding narcotics and pursue 19 them into an apartment?
178 1 building. They were mid size along that area, from 2 my recollection, from what I can remember along the 3 King Drive. I don't remember how many floors.	20 A Typical, no. But it happens. It happens a 21 lot, but I don't know how typical.
4 Q When you say mid size, do you mean 5 something like five or six floors?	22 Q Okay.
6 A Yes. Something less than ten.	23 A From my recollection.
7 Q Okay.	24 Q And underneath the narrative, the report
8 A To me, the high rises were when they were 9 at 16 were pretty big.	180 1 states, also, arresting, and it lists officers
10 Q And this report states that the offender 11 was observed standing on the landing and entered 12 adjacent apartment after looking at ROs. I'm 13 sorry. It is blocked off, but then it says, ROs 14 immediately pursued offender into apartment and 15 detained him; do you see that?	2 Jones, Young, and Rodriguez; do you see that?
16 A Yes, sir.	3 A Yes.
17 Q So did you agree that the report states 18 that the officers saw Mr. Shenault, and 19 Mr. Shenault went into an apartment?	4 Q And do you know why you would have included
20 MR. MICHALIK: Object to the form of the 21 question.	5 those officers on this part of the report?
22 MR. ZECCHIN: Join.	6 A They would have assisted in some form or
23 MR. KOSOKO: Yes.	7 fashion on the arrest situation, on the arrest
24 A The report indicates I observed him holding	8 incident.
	9 Q Let me go to the second page of Exhibit 28.
	10 Do you recognize the second and third pages 11 of this exhibit as a vice case report related to 12 the arrest of Angelo Shenault, Sr., on October 29, 13 2004?
	14 A Yes.
	15 Q And, again, do you believe you prepared
	16 this report?
	17 A Yes.
	18 Q The last sentence in this narrative on the 19 third page of this exhibit says, post Miranda, 20 offender stated, I was just holding this shit for 21 the dope boys; do you see that?
	22 A Yes, sir, I do.
	23 Q Do you know what someone referring to the
	24 dope boys at this address in October 2004 would

Transcript of Robert Gonzalez
Conducted on October 16, 2019

46 (181 to 184)

1 have meant? 2 A At that time, it would have indicated 3 narcotics dealers, slang for narcotics. 4 Q Is there any reason that sentence that I 5 just read, starting "post Miranda," is included on 6 the vice case report but not on the arrest report? 7 A Because this is a general -- this is a 8 generalized vice case report, and for the arrest 9 report, all you would have to need are the 10 states -- the facts to establish probable cause. 11 And so with the generalized vice case report, 12 there's a little bit more details, you are able to 13 indicate a little bit more on any circumstances 14 that are related to the incident that don't have to 15 deal with the arrest report. 16 Q And the vice case report also lists, also 17 arresting officers Jones, Young, and Rodriguez; do 18 you see that? 19 A Yes. 20 Q And it states Sergeant Watts on the scene? 21 A Yes. 22 Q Do you know why it would include Sergeant 23 Watts on the scene? 24 A At this time, I don't know. I don't recall	181 1 you don't know who that belongs to? 2 A No, I do not. I don't recall who generated 3 this, so it is possibly -- it is possible that's 4 the reason why he's in there. But I didn't 5 generate the inventory. 6 Q But just -- 7 A According to this. 8 Q And according -- so the PC number -- sorry. 9 Let me just ask these questions clearly. 10 At the bottom left, the report says, 11 created by, and it gives a PC number, correct? 12 A Yes. 13 Q And is that your PC number? 14 A No, that is not my PC number. 15 Q Do you know whose PC number that was? 16 A I do not. 17 Q The last page of this Exhibit 28, which is 18 the fifth page, do you recognize to be a complaint 19 for Angelo Shenault, Sr., related to the arrest 20 from October 29, 2004? 21 A Yes, it appears to be a copy of a fellow 22 complaint from -- and it is dated 29 October 04. 23 Q Okay. And are you -- did you sign this as 24 the complainant?	183 182 1 A I don't recall if I did. I mean, I believe 2 so. 3 Q Well, do you recognize your signature on 4 this page? 5 A Yes. It appears it is my signature, yes. 6 Q Okay. And this one was clerked by Sergeant 7 Watts, correct? 8 A Yes. 9 Q And the purpose of putting your signature 10 on a complaint is to swear to the facts underlying 11 the criminal offense, correct? 12 A Yes, for that particular offense, if the 13 person is being charged, yes. 14 Q Having reviewed this material related to 15 the arrest of Mr. Shenault, Sr., on October 29, 16 2004, is your recollection about that arrest 17 refreshed? 18 A No, at this time it is not. 19 Q Let me show you one final set of documents. 20 (Exhibit 29, arrest reports, marked for 21 identification.) 22 Q And, for the record, this is a set of 23 reports which are marked as Exhibit 29. 24 Do you recognize the first five pages of
---	--	--

Transcript of Robert Gonzalez
Conducted on October 16, 2019

47 (185 to 188)

<p>1 Exhibit 29 to be an arrest report that you prepared 2 for Mr. Shenault, Sr., for an arrest dated November 3 26, 2006?</p> <p>4 A Yes, it does look like an arrest from 2006, 5 arrest report.</p> <p>6 Q Is this an arrest report that you prepared?</p> <p>7 A Again, as in prior -- if I was the 8 arresting officer, I would have taken the 9 responsibility to at least indicate the narrative. 10 As far as the other generalities, it is possible it 11 may have been inputted by someone else.</p> <p>12 Q But the narrative, you are sure it was 13 something that you prepared?</p> <p>14 A I believe it is. I don't recall the 15 incident, but --</p> <p>16 Q Okay.</p> <p>17 A -- I believe it would be me.</p> <p>18 Q And pages six and seven of this exhibit are 19 a vice case report about the same incident? Does 20 that report also create what you believe is a 21 narrative that you created?</p> <p>22 A Yes. It is the narrative for the incident, 23 yes. I believe I was -- like I said, I don't 24 recall the incident, but I would think that I would</p>	185	<p>1 A Not anything specific, but I am sure that 2 did occur.</p> <p>3 Q And when that occurred, would you ever make 4 any record of the information?</p> <p>5 A Not that I can remember.</p> <p>6 Q You are looking at the vice case report, 7 right?</p> <p>8 A Yes, sir.</p> <p>9 Q I am on the second page. And this refers 10 to a premises check of the park area on that first 11 line; do you see that?</p> <p>12 A Yes, sir.</p> <p>13 Q What does that mean?</p> <p>14 A It is the same thing as we explained it 15 before. A generalized patrol of the area. The 16 outskirts, the in-skirts, depending. It is part of 17 the patrol process, as you're moving about the 18 area. You conduct -- and especially if it was a 19 park area, it was controlled by the city. So we 20 will do occasional checks or walk-throughs of the 21 park.</p> <p>22 Q And the next line says that reporting 23 officers approach the offender to conduct the field 24 interview. What's a field interview?</p>	187
<p>1 have taken responsibility to write the narrative 2 unless something else happened, there was a reason 3 for me not to.</p> <p>4 Q Okay. Let me ask you a couple questions 5 about the narrative. It refers to information that 6 narcotics were being sold out of the Madden Park 7 area.</p> <p>8 A Yes, sir.</p> <p>9 Q And what is the Madden Park area?</p> <p>10 A From my recollection, I believe it was a 11 little park area that's just adjacent to the Ida B. 12 Wells, I think.</p> <p>13 Q Okay.</p> <p>14 A The extensions of buildings within the Ida 15 B. Wells.</p> <p>16 Q And based on this report, can you tell who 17 the officers were who received the information?</p> <p>18 A Based on the report? No.</p> <p>19 Q So it could have been you or it could have 20 been another officer?</p> <p>21 A At this time, I don't recall.</p> <p>22 Q Do you recall instances where you were the 23 one who received information from a citizen that 24 narcotics were being sold?</p>	186	<p>1 A Field interview is when you're speaking 2 with an individual based on the reasonable 3 suspicion, based on reasonable suspicion. You have 4 reason to believe they are about to commit a crime.</p> <p>5 Q And in this --</p> <p>6 A Or they have committed a crime.</p> <p>7 Q In this instance that crime was selling 8 drugs, right?</p> <p>9 A In this instance it was a field interview 10 to establish whether or not this individual was the 11 person referred to as a person who was selling 12 narcotics. Based on information that I went on to 13 corroborate.</p> <p>14 Q Okay. And that this report states that 15 Mr. Shenault, Sr., discarded to the ground a 16 Cheetos chip bag that contained suspect heroin, 17 correct?</p> <p>18 A Yes.</p> <p>19 Q And are you aware that in this litigation, 20 Mr. Shenault, Sr., has denied that he threw a 21 Cheetos bag to the ground?</p> <p>22 A I don't remember that exact, but if -- I am 23 sure that I am aware now.</p> <p>24 Q Okay. But you stand by your --</p>	188

Transcript of Robert Gonzalez
Conducted on October 16, 2019

48 (189 to 192)

	189		191
1 A I stand by my report, yes.		1 use bags to keep narcotics in to and conceal them.	
2 Q And that's true for all the reports we have		2 Different types of bags, plastic bags, black bags.	
3 looked at?		3 Q You answered this -- you just told me that	
4 A Yes.		4 the reason for that was to hide the narcotics,	
5 Q The next page of this exhibit, which is the		5 correct?	
6 eighth page of the exhibit, is an inventory sheet,		6 A Yes.	
7 correct?		7 Q And I believe this inventory for the	
8 A Yes.		8 narcotics has the same information as the inventory	
9 Q And this is again related to this arrest of		9 for the money; is that correct? And I am talking	
10 Mr. Shenault, Sr., on November 26, 2006?		10 about the officers listed.	
11 A Yes.		11 A Yes, I believe it is the same, yes.	
12 Q I am going to ask you what we talked about		12 Q Okay. And, again, you don't know who	
13 before. This one lists you as the found by,		13 created the inventory for the narcotics, correct?	
14 correct?		14 A No, sir, I do not.	
15 A Okay, yes.		15 Q Okay. If you go ahead past that inventory,	
16 Q And also you are listed as the first		16 there's a felony complaint; do you see that?	
17 officer?		17 A Yes, sir.	
18 A Yes.		18 Q And is your signature on this felony	
19 Q And Officer Bolton is listed as the second?		19 complaint?	
20 A Yes.		20 A I believe that it is. Unless there were	
21 Q Was Officer Bolton your partner in November		21 circumstances where I couldn't generate the report,	
22 2006?		22 and I would have given approval to have somebody	
23 A Yes. I believe he was.		23 sign the -- after observing all of the paperwork	
24 Q And this one, like the one we looked at		24 before it was sent off. But it looks like my	
	190		192
1 earlier today, in the bottom left, the "created by"		1 signature.	
2 box has this disclaimer underneath it was created		2 Q And how would you give that approval?	
3 by user other than first, second, or investigating		3 A I'm sorry?	
4 officers; do you see that?		4 Q You said there may be situations --	
5 A Yes, I do.		5 A I would have reviewed the complaint.	
6 Q Do you know whose PC number that is?		6 Q And --	
7 A I do not at this time.		7 A Prior to it being sent off to a watch	
8 Q And you don't know who created this report?		8 commander's approval.	
9 I'm sorry.		9 Q Okay. But somebody else could have signed	
10 Do you know who created this inventory		10 it?	
11 sheet?		11 A It is possible. It looks like my	
12 A I don't know who generated this particular		12 signature, though.	
13 inventory sheet, no. Not at this time.		13 Q And I am just asking, would you -- if you	
14 Q This one we were looking at is for 51		14 gave approval to somebody else to sign it, would	
15 dollars of US currency; is that correct?		15 you give that approval verbally?	
16 A Yes. One bundle of 51 dollars.		16 A Yes.	
17 Q And if you go ahead two pages, there's		17 Q Would the signing officer ever indicate	
18 another inventory sheet which is for the Cheetos		18 they were signing for you?	
19 bag; do you see that?		19 A I don't recall instances -- like any	
20 A Yes, it is inventory for the narcotics.		20 specific instances, but if it is for just felony	
21 Q Do you recall making arrests where		21 complaint -- for just for the complaints.	
22 narcotics were kept in a Cheetos bag or any other		22 Q So you said this appears to be your	
23 chip bag?		23 signature in the two lines for complaining	
24 A Nothing specific, but they would generally		24 signature, correct?	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

49 (193 to 196)

	193	195
1 A Yes, I believe it is.	2 watch commander, for the watch commander's	
2 Q And underneath that, for the officer who	2 approval.	
3 clerked it, do you know whose signature that is?	3 Q And if the desk sergeant and the watch	
4 A I do not.	4 commander approved it, would you have anything else	
5 Q The next page appears to be the same	5 to do with it before it gets --	
6 complaint, but maybe it is not stamped as filed in	6 A Then it would just be -- then at that point	
7 the court.	7 it is just to make sure that all the paperwork goes	
8 A Sorry.	8 up when things go off to lock up.	
9 Q Does that second complaint there look to be	9 So we would have an opportunity to generate	
10 the same as the first one?	10 copies of approved paperwork and whatever we needed	
11 A I don't know.	11 12 to go along with him to lock up, or with the person	
12 Q Let me just ask you. We're looking at the	12 being arrested.	
13 page with the Bates labeled City BG32721. Do you	13 Q Are you aware that Mr. Shenault claims that	
14 see that on the bottom left?	14 on this date, on November 26, 2006, you found the	
15 A I do.	15 drugs that he was charged with in a pile of leaves	
16 Q Does that appear to be your signature on	16 across the street from where he was?	
17 this complaint as well?	17 A I am aware -- I don't specifically remember	
18 A Yes, I believe it is.	18 that allegation, but I'm aware of it now, I think.	
19 Q And then the last page of this exhibit,	19 Q Okay. Do you deny that allegation?	
20 which has a page number at the bottom ending in	20 A I do deny it.	
21 32722, does that also appear to be your signature	21 Q Okay. And that's because your report is	
22 on this copy of the complaint?	22 accurate, right?	
23 A Yes, I believe it is.	23 A Yes, I stand by my report, sir.	
24 Q And I think you mentioned something about	24 Q Okay. I don't have any other questions on	
	194	196
1 this before. After you completed a complaint and	1 those.	
2 you sign it or someone signs it for you, is it then	2 MS. KLEINHAUS: One point, for the record,	
3 forwarded to the watch commander?	3 we had some discussion on Exhibit 26, it has two	
4 A I'm sorry, can you repeat that?	4 pages at the end related to Jejuan Nile. Those	
5 Q What happens after you sign a complaint?	5 pages relate to -- oh, I'm sorry. Can I borrow the	
6 A That's just one part of the process so it	6 mike? My bad.	
7 could be a million other things that we would have	7 We had some discussion about the last two	
8 to organize before we get all the paperwork	8 pages of Exhibit 26 related to Jejuan Nile. That	
9 together and then send it to the desk sergeant to	9 is related to an arrest from July 22, 2006. That's	
10 approve it, and then eventually to a watch	10 not the arrest that's the subject of his civil suit	
11 commander for approval, for probable cause	11 in the coordinated proceedings and it's not the	
12 approval.	12 subject of any post conviction proceedings where	
13 Q Does it come back to you after the desk	13 the Exoneration Project represents him.	
14 sergeant reviews it?	14 So I believe if Joel wants to ask questions	
15 A During this time period, if it was the	15 about it, it is not related to the Nile's case in	
16 arrest, I don't know if it comes back to me. I am	16 these proceedings and there shouldn't be an issue	
17 not understanding. Come back to me in what way?	17 doing that.	
18 Q You put the paperwork together, and you	18 MR. FLAXMAN: We have an agreement that I	
19 give it to the desk sergeant, right?	19 will ask questions on it tomorrow. Okay?	
20 A Correct.	20 MR. ZECCHIN: Fine. Thank you, Counsel.	
21 Q And at this time in 2006 what would happen	21 MR. FLAXMAN: Okay.	
22 next?	22 MR. ZECCHIN: I have questions. I would	
23 A From my recollection is that it would be	23 like to take a break. I -- my cocounsel will look	
24 sent then to the watch commander for -- yeah, the	24 through that, and then I would like to look at some	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

50 (197 to 200)

	197		199
1	exhibits before I ask questions of my client.	1	A Yes, I do, I stand by those reports.
2	MS. KLEINHAUS: Okay.	2	Q With regard to being box one or box two in
3	THE VIDEOGRAPHER: Off the record, 4:50.	3	drafting an arrest report, can you rely on
4	(WHEREUPON, a recess was had from 4:50	4	information you learned from other officers in
5	p.m. to 4:59 p.m.)	5	order to draft an arrest report or vice case
6	THE VIDEOGRAPHER: Back on the record,	6	report?
7	4:59.	7	A Yes, that's common as well.
8	EXAMINATION ON BEHALF OF THE DEPONENT AND THE HALE	8	Q And you don't have to personally observe
9	& MONICO DEFENDANTS	9	necessarily what they see, as long as you are told
10	BY MR. ZECCHIN:	10	10 by another officer, you can rely on that in
11	Q Officer Gonzalez, I want to ask you a few	11	11 drafting your report, correct?
12	questions related to the questioning by plaintiff's	12	A Yes, that's correct.
13	counsel.	13	Q You were also asked some questions about
14	Do you recall reviewing an affidavit	14	14 the reports where you were listed as an attesting
15	provided by former police officer Spaargaren?	15	15 officer. Do you remember those questions?
16	A Yes.	16	A Yes.
17	Q And do you remember in there he mentioned	17	Q And in attesting to the accuracy of the
18	having an argument with both Sergeant Watts and	18	18 report, the statement above your name indicates
19	with a Lieutenant Spratt?	19	19 that you declare and affirm under penalty of
20	A Yes.	20	20 perjury that the facts stated herein are accurate
21	Q Did you testify earlier that you were	21	21 to the best of my knowledge and information and/or
22	partners at some point with Officer Spaargaren?	22	22 belief. Is that accurately read what the attesting
23	A Yes.	23	23 officer is attesting to?
24	Q And approximately how long were you and	24	A Yes, sir.
	198		200
1	Officer Spaargaren partners?	1	Q With regard to the arrest of Mr. George
2	A Maybe a year or two, possibly three years.	2	Almond, it is Exhibit 15. In there, and you can
3	Q And at any point prior to Officer	3	3 take a look at it if you like, but do you recall,
4	Spaargaren leaving the Chicago Police Department,	4	4 was your name listed anywhere in that arrest
5	did he ever tell you personally about either his	5	5 report?
6	argument with Sergeant Watts or his argument with	6	A I don't believe that my name is on there.
7	Lieutenant Spratt?	7	I don't think that it is. I do not believe my name
8	A No.	8	is on that report.
9	Q Counsel Flaxman asked you some questions	9	Q Okay. If you want to take a moment, just
10	about whether or not you stand on your reports. Do	10	10 take a look at Exhibit 15, please.
11	you remember those questions?	11	A I do not see my name on the report.
12	A Yes.	12	Q Now, you answered a question from
13	Q Now, you were also asked questions by	13	13 plaintiff's counsel that it is possible a name of
14	Ms. Kleinhaus about her clients and affidavits they	14	14 an officer involved in an arrest would be omitted
15	provided. Do you remember those questions?	15	15 from a report. Do you remember that question and
16	A Yes, I do.	16	16 answer?
17	Q And some of those affidavits you recall	17	A Yes.
18	indicated wrongdoing by yourself and other members	18	Q Are you aware of any instance in which you
19	19 of the team, correct?	19	19 have been part of an arrest as an assisting or
20	A Yes.	20	20 arresting officer and you have been left off of a
21	Q With regard to each of those plaintiffs'	21	21 report altogether?
22	affidavits, do you stand by the reports you issued	22	MS. KLEINHAUS: Objection. Foundation.
23	23 in connection with each of those plaintiff's	23	Speculation.
24	24 arrests?	24	You can answer.

Transcript of Robert Gonzalez
Conducted on October 16, 2019

51 (201 to 204)

	201		203
1 A At this time, I do not -- I don't recall an instance.		1 A Yes.	
2 Q Are you aware of any time you have been left off a report that you were involved in an arrest?		2 MR. ZECCHIN: I'm going to object. I don't recall I used the word "narrative."	
3 Q Are you aware of any time you have been left off a report that you were involved in an arrest?		4 But go ahead and answer the question.	
5 Q Is it correct that in creating the narrative in an arrest report, you could rely on what another officer told you?		6 Q Is it correct that in creating the narrative in an arrest report, you could rely on what another officer told you?	
6 A At this time, I do not recall that.		7 A In instances where there's culmination of information from different officers for that incident, there might be something pertinent that an officer might be able to provide to you that might be pertinent for that particular incident, depending on what type of incident it is.	
8 MR. ZECCHIN: I have no other questions at this time.		8 Q And that would be information that came from that officer's firsthand observation or knowledge, but not from your firsthand observation or knowledge?	
9 MR. KOSOKO: I want to ask just a couple questions.		9 A It is possible, yes.	
10 EXAMINATION ON BEHALF OF DEFENDANT WATTS BY MR. KOSOKO:		10 Q Would you indicate in the report that you were relying on what another officer told you?	
11 Q Officer Gonzalez, are you familiar with the 574 building that was up back when Ida B. Wells was up and still --		11 A It would depend. It would depend on the circumstances again of the report and what fashion those details fit in for the incident.	
12 Q Was it known to be a place where narcotics place -- narcotic trade took place?		12 Q Sometimes you would indicate that it came from other officers, sometimes you wouldn't need to indicate that?	
13 A I have memories of it, yes. I remember it.		13 A I would have to think of examples, but if there was information an officer had, and it was relative to either the -- to establish the probable cause for an arrest report, or it was an important enough detail to put in a general offense or vice case report, that would determine the responsibility of the officer to determine whether that information was credible enough -- or not credible, but important enough for it to go into the case report.	
14 Q What about the 540 building, was it a place that was known for the narcotic trade to take place?		14 Q And when would you indicate that that information came from another officer in the report?	
15 A Yes, sir.		15 A It could come in the narrative in some form or, whether through a notification or some other way.	
16 Q What about the 575 building, was it also a place known to be where the narcotic trade took place?	202	16 Q When a report says AOs observed, does it mean that -- what does it mean?	
17 A Yes.		17 A You would have to provide me with the rest of the context, outside of just AOs observed.	
18 Q Okay. Did you -- did the team-- just generally back during your time period, either on the 4512 beat or the 264 beat, did the team often respond to resident complaints of the narcotic trade in those buildings and other buildings?		18 Q Well, let me -- the last report we looked at, it was Exhibit 29. Can I just ask you about	
19 A Yes, sir.			
20 Q And prior to Mr. Watts' arrest that led to his resignation from the force, did you speak with the Federal Bureau of Investigation regarding the happenings of either beats 4512 or the 264 team?			
21 A No.			
22 MS. KLEINHAUS: Objection to form.			
23 MR. KOSOKO: No further questions.			
24 MR. FLAXMAN: Any other defendants?			
25 FURTHER EXAMINATION ON BEHALF OF THE FLAXMAN PLAINTIFFS			
26 BY MR. FLAXMAN:			
27 Q Officer, your counsel asked you if you could rely on what other officers told you in creating a narrative in a report. Do you remember that?			

Transcript of Robert Gonzalez
Conducted on October 16, 2019

52 (205 to 208)

1	the meaning of that report.	205	1	information from a concerned citizen?
2	A Exhibit, I'm sorry?		2	A I don't recall the incident, but it would
3	Q It should -- it is at the bottom of that		3	most likely have been either myself or Officer
4	pile, Exhibit 29.		4	Bolton, would be my guess.
5	A Okay.		5	Q Okay. When the report refers to AOs, could
6	Q And the narrative in this arrest report is		6	that ever refer to one of the assisting officers?
7	on the second page, correct?		7	A Generally, from my own report purposes, I
8	A Yes.		8	can't speak for other officers, so for my own, I
9	Q And it begins by saying AOs -- I'm sorry,		9	don't know. I can't speak for what it would mean
10	it begins by saying A slash Os received information		10	10 for other reports or for other officers.
11	from a concerned citizen.		11	Q For your reports what would it mean?
12	A Yes.		12	A Generally, it would just indicate more that
13	Q To whom is that referring? Who are the		13	I would have at least knowledge of that and may
14	AOs?		14	have shared it.
15	A I don't have any independent recollection		15	Q For your reports that referenced an A slash
16	of the arrest, but if you are asking me to surmise		16	10, would be to the first or second arresting
17	what that would mean, it would mean that I would		17	officer?
18	have access to the information, and, therefore, at		18	A Under the arrest report, yes.
19	some point would have shared that information with		19	MR. FLAXMAN: Okay. I don't have anything
20	assisting officers or anyone who was part of the		20	else.
21	assignment, or a part of the incident.		21	MS. KLEINHAUS: I think that's it for
22	Q But the officers who actually received that		22	today.
23	information would be officers listing -- listed as		23	THE VIDEOGRAPHER: This concludes day one
24	the first and second arresting officers on this		24	of the video deposition of Robert Gonzalez. The
1	arrest report?	206	1	time is 5:12.
2	A No. Not necessarily.		2	(WHEREUPON, the deposition concluded at
3	Q It could also be the officers --		3	5:12 p.m.)
4	A In this particular case, I don't -- like I		4	
5	said, I don't recall, but it would have been		5	
6	information that someone would have received.		6	
7	Q So it could have been somebody who's listed		7	
8	on this report as an assisting arresting officer?		8	
9	A That I don't know.		9	
10	Q So you are not able to tell from the report		10	
11	who it was who received this information?		11	
12	A No, "AO" is just a generalized term.		12	
13	Q Generalized term for what?		13	
14	A Arresting officers.		14	
15	Q But it might not refer to somebody who's		15	
16	listed on this report as an arresting officer?		16	
17	A Well, it would refer to the arresting		17	
18	officers, yes.		18	
19	Q On this report, who's the arresting		19	
20	officers?		20	
21	A It would be, in this case, for paperwork		21	
22	purposes, it would be off- -- it would be myself		22	
23	and Officer Bolton.		23	
24	Q So it was one of you who received the		24	

Transcript of Robert Gonzalez
Conducted on October 16, 2019

53 (209 to 212)

209

1 ACKNOWLEDGMENT OF DEPONENT

2

3

4 I, ROBERT GONZALEZ, do hereby
5 acknowledge that I have read and examined the
6 foregoing testimony, and the same is a true,
7 correct and complete transcription of the testimony
8 given by me and any corrections appear on the
9 attached Errata sheet signed by me.

10

11

12

13

14 (DATE) _____ (SIGNATURE)

15

16

17

18

19

20

21

22

23

24

210

1 CERTIFICATE OF CERTIFIED COURT REPORTER

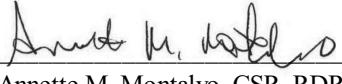
2

3 I, Annette M. Montalvo, CSR, RDR, CRR, the
4 officer before whom the foregoing deposition was
5 taken, do hereby certify that the foregoing
6 transcript is a true and correct record of the
7 testimony given; that said testimony was taken by
8 me stenographically and thereafter reduced to
9 typewriting under my direction; that reading and
10 signing was requested; and that I am neither
11 counsel for, related to, nor employed by any of the
12 parties to this case and have no interest,
13 financial or otherwise, in its outcome.14 IN WITNESS WHEREOF, I have hereunto set my
15 hand this 9th day of January, 2020.

16

17

18

19 

20 Annette M. Montalvo, CSR, RDR, CRR

21 Certified Shorthand Reporter

22 for the State of Illinois

23 Illinois License No. 84-3967

24 NCRA Membership No. 833506

PLANET DEPOS

888.433.3767 | WWW.PLANETDEPOS.COM