

# Exhibit 13

Germin Sims, et al. v. City of Chicago, et al.  
Deposition of Germain Sims - Taken 4/25/2025

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IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

ROBERT LINDSEY and GERMAIN	)	
SIMS,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	No. 19-CV-2347
	)	
CITY OF CHICAGO, et al.,	)	
	)	
Defendants.	)	
	)	

The videotaped deposition of GERMAIN SIMS, called by the Defendants for examination, taken pursuant to notice and pursuant to the Federal Rules of Civil Procedure for the United States District Courts pertaining to the taking of depositions, taken at the offices of Mohan Groble Scolaro, P.C., 55 West Monroe Street, Suite 1600, Chicago, Illinois, before Kari Wiedenhaupt, Certified Shorthand Reporter commencing at 10:00 a.m. on April 25, 2025.

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MSJ-SL EXHIBIT 13

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Phillip Cline, and Debra Kirby;

22

23

24

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8 On behalf of Defendant Kallatt  
9 Mohammed.

10 ALSO PRESENT: Nate Karney, Videographer.

11 \* \* \* \* \*

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15 E X H I B I T S

16	NUMBER	MARKED FOR ID
17	Sims Deposition Exhibit	
18	No. 1	61
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Page 5	<p>1 THE VIDEOGRAPHER: For the record, my name is</p> <p>2 Nate Karney of Video Instanter. I'm the</p> <p>3 video-recording device operator for this</p> <p>4 deposition. Our business address is</p> <p>5 134 North LaSalle Street, Suite 1400, Chicago,</p> <p>6 Illinois 60602. This deposition is being video</p> <p>7 recorded pursuant to the Federal Rules of Civil</p> <p>8 Procedure and all other applicable rules.</p> <p>9 We're at 55 West Monroe Street,</p> <p>10 Chicago, Illinois, to take the video-recorded</p> <p>11 deposition of Germain Sims in the matter of</p> <p>12 Germain Sims and Robert Lindsey versus City of</p> <p>13 Chicago et al., Case No. 19 CV 2347 in the</p> <p>14 United States District Court for the Northern</p> <p>15 District of Illinois, Eastern Division.</p> <p>16 Today's date is April 25th, 2025, and</p> <p>17 the time is 10:00 p -- 10:00 a.m. Excuse me.</p> <p>18 This deposition is being video recorded at the</p> <p>19 instance of the defendant and is being taken on</p> <p>20 behalf of the defendant.</p> <p>21 Would the attorneys present please</p> <p>22 introduce yourself for the record by stating who</p> <p>23 you represent, please?</p> <p>24 MR. FLAXMAN: Joel Flaxman for the witness.</p>	Page 7	<p>1 Court of Illinois.</p> <p>2 GERMAIN SIMS,</p> <p>3 having been first duly sworn, was examined and</p> <p>4 testified as follows:</p> <p>5 EXAMINATION</p> <p>6 BY MR. PALLAS:</p> <p>7 Q. Mr. Sims, I'm going to ask you a series</p> <p>8 of questions. Your attorney may have told you</p> <p>9 that we're going to need you to answer verbally</p> <p>10 to my questions; in other words, with words, yes</p> <p>11 or no, as opposed to a shake of the head or</p> <p>12 shrug, something like an "uh-huh" or "uh-uh."</p> <p>13 We're going to need yes-or-no-type answers.</p> <p>14 Okay?</p> <p>15 If you don't understand my question,</p> <p>16 I'll be happy to repeat it or rephrase it for</p> <p>17 you. And, you know, please allow me time to</p> <p>18 complete my question because sometimes you'll</p> <p>19 know where I'm headed, and you'll anticipate and</p> <p>20 you'll maybe break in, but that's going to make</p> <p>21 it tougher for the court reporter to transcribe</p> <p>22 our -- our conversation.</p> <p>23 Finally, if you need to take a break</p> <p>24 for any reason, you -- comfort or otherwise,</p>
Page 6	<p>1 MR. PALLAS: Eric Pallas for Kallatt</p> <p>2 Mohammed.</p> <p>3 MR. GAINER: Jack Gainer for Ronald Watts.</p> <p>4 MR. FLAXMAN: Kelly Olivier, O-L-I-V-I-E-R,</p> <p>5 on behalf of the Hale &amp; Monico individual</p> <p>6 defendants.</p> <p>7 MR. BURNS: Good morning.</p> <p>8 Daniel Burns on behalf of the City of</p> <p>9 Chicago, Phillip Cline, and Debra Kirby.</p> <p>10 THE VIDEOGRAPHER: Would the court reporter</p> <p>11 please introduce yourself and please swear in</p> <p>12 the witness?</p> <p>13 THE COURT REPORTER: Kari Wiedenhaupt with</p> <p>14 Royal Reporting Services.</p> <p>15 (Whereupon, the witness was duly</p> <p>16 sworn.)</p> <p>17 MR. PALLAS: Thank you, sir.</p> <p>18 Will you please state your name for the</p> <p>19 record?</p> <p>20 THE WITNESS: My name is Germain Sims.</p> <p>21 MR. PALLAS: Let the record reflect this is</p> <p>22 the deposition of Germain Sims taken pursuant to</p> <p>23 the Federal Rules of Civil Procedure and the</p> <p>24 applicable local rules of the Northern District</p>	Page 8	<p>1 feel free to do so other than when there's a</p> <p>2 pending question.</p> <p>3 Okay?</p> <p>4 A. Yes.</p> <p>5 Q. Okay. Good. All right.</p> <p>6 So, now, first of all, your name is</p> <p>7 Germain Sims, and that is spelled</p> <p>8 G-E-R-M-A-I-N --</p> <p>9 A. Yes.</p> <p>10 Q. -- correct? Okay.</p> <p>11 Now, we're here today for -- as you</p> <p>12 know, for a case involving your</p> <p>13 October 15th, 2009, arrest and conviction.</p> <p>14 Do you remember that incident as we're</p> <p>15 sitting here today?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. Did you look at any documents</p> <p>18 over the past several weeks to help you remember</p> <p>19 the incident?</p> <p>20 A. No.</p> <p>21 Q. Okay. So you have not seen -- am I</p> <p>22 correct; you have not seen the arrest report?</p> <p>23 A. No.</p> <p>24 Q. Okay. Have you seen an affidavit that</p>

5 (Pages 5 to 8)

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<p style="text-align: right;">Page 9</p> <p>1 you prepared in 2018?</p> <p>2 A. No.</p> <p>3 Q. Okay. So you've literally seen nothing</p> <p>4 having to do with this case?</p> <p>5 A. No. Ah -- no.</p> <p>6 Q. Okay. Now, over the course of your</p> <p>7 lifetime, have you had any problems with your</p> <p>8 memory?</p> <p>9 A. No. Ah -- no. I -- no.</p> <p>10 Q. Okay. And so you're -- you have a</p> <p>11 pretty good memory of these events of -- of</p> <p>12 October of 2009?</p> <p>13 A. Yes.</p> <p>14 Q. Oh, okay. All right. Well, let me --</p> <p>15 let's start out -- And I would like you to tell</p> <p>16 me what you remember.</p> <p>17 First of all, where was the arrest?</p> <p>18 A. The arrest was on 42nd and Prairie.</p> <p>19 Q. Okay. And what time of day was it, if</p> <p>20 you recall?</p> <p>21 A. It was in the morning time around</p> <p>22 probably like 10:00.</p> <p>23 Q. Okay. And who were you with at the</p> <p>24 time?</p>	<p style="text-align: right;">Page 11</p> <p>1 A. Yes.</p> <p>2 Q. Okay. And where were you coming from?</p> <p>3 A. I was coming from -- from my fianc e</p> <p>4 house off 61st and Cottage Grove.</p> <p>5 Q. Okay. Do you know where Robert was</p> <p>6 living at the time?</p> <p>7 A. No.</p> <p>8 Q. Do you know where he was coming from?</p> <p>9 A. No. I guess he was coming from home</p> <p>10 picking me up.</p> <p>11 Q. Okay. Do you know where he lived at</p> <p>12 that time?</p> <p>13 A. No.</p> <p>14 Q. Okay. Let's -- let's go back with</p> <p>15 Robert.</p> <p>16 How long have you known Robert?</p> <p>17 A. I've been knowing Robert since we</p> <p>18 stayed in the projects.</p> <p>19 Q. Okay. And which projects were those?</p> <p>20 A. That was, like, the Robert Taylors. I</p> <p>21 can't -- Bronzeville something. I -- I don't</p> <p>22 know. It was -- it was at 4120, one of these</p> <p>23 long buildings, a project.</p> <p>24 THE COURT REPORTER: Sorry?</p>
<p style="text-align: right;">Page 10</p> <p>1 A. I was with Robert Lindsey.</p> <p>2 Q. Anybody else?</p> <p>3 A. That's it.</p> <p>4 Q. Do you remember the events of that day</p> <p>5 that -- which took place before your arrest?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. Let's start out with when you</p> <p>8 first saw Robert Lindsey that day.</p> <p>9 A. When he picked me up from the -- the</p> <p>10 train station.</p> <p>11 Q. Okay.</p> <p>12 A. And --</p> <p>13 Q. I'm sorry.</p> <p>14 A. I apologize for that.</p> <p>15 Q. Okay. Well, you answered the question,</p> <p>16 and I'm sure your lawyer is going to tell you</p> <p>17 just answer the question. Don't give me</p> <p>18 everything else. So you're -- you're</p> <p>19 well-trained on that.</p> <p>20 So now -- okay. So where was the train</p> <p>21 station?</p> <p>22 A. On 55th, the boulevard.</p> <p>23 Q. Okay. What is that? Was that the</p> <p>24 Green Line?</p>	<p style="text-align: right;">Page 12</p> <p>1 BY MR. PALLAS:</p> <p>2 Q. Okay.</p> <p>3 A. It was a project, a -- I don't know.</p> <p>4 The -- the Bronzeville. I think it's called</p> <p>5 Bronzeville, I think.</p> <p>6 Q. Okay. And this is on the 4100 block of</p> <p>7 South Prairie?</p> <p>8 A. Yes.</p> <p>9 Q. Okay. So how old were you when you</p> <p>10 first knew Robert?</p> <p>11 A. We was kids. We went to school with</p> <p>12 each other.</p> <p>13 Q. Did you?</p> <p>14 Where did you go to school?</p> <p>15 A. Fuller Elementary.</p> <p>16 Q. Okay. Now, are you guys the same age?</p> <p>17 A. No. He -- he older than me.</p> <p>18 Q. How much older?</p> <p>19 A. Probably two or -- two years or a year.</p> <p>20 Q. Okay. Now, I understand that Robert</p> <p>21 has some learning disabilities, and -- and I</p> <p>22 understand that you do, too.</p> <p>23 Am I correct?</p> <p>24 A. Yes.</p>

6 (Pages 9 to 12)

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<p style="text-align: right;">Page 13</p> <p>1       <b>Q. Okay. Were both of you in any special</b>  2       <b>programs at Fuller?</b>  3       A. Yes. He was in a -- he was in the MH  4       class, and I was in the LD class.  5       <b>Q. MH, what would that -- do you know</b>  6       <b>if --</b>  7       A. I don't --  8       <b>Q. -- what that would stand for?</b>  9       A. I don't know what that stand for. I  10      know the learning disability for me.  11      <b>Q. Is LD?</b>  12      A. Yeah.  13      <b>Q. Okay. Now, and -- when did you get out</b>  14      <b>of grammar school, if you remember?</b>  15      A. I graduated in '05. I mean --  16      <b>Q. 1995?</b>  17      A. Yeah, 1995.  18      <b>Q. Okay. And after 1995, were you still</b>  19      <b>living at 41st and Prairie?</b>  20      A. Yes.  21      <b>Q. Was Robert?</b>  22      A. Yes.  23      <b>Q. Okay. Now, as I understand it then,</b>  24      <b>you went to high school --</b></p>	<p style="text-align: right;">Page 15</p> <p>1       about my language, but...</p> <p>2       <b>Q. No problem. No problem. Okay.</b>  3       <b>So you're saying you weren't close</b>  4       <b>friends?</b>  5       A. No, not -- not really, no.  6       <b>Q. Okay. All right. Let's -- let's jump</b>  7       <b>to 2009. Okay? We're talking about -- this is</b>  8       <b>in October of 2009.</b>  9       <b>How frequently during that year would</b>  10      <b>you see Robert?</b>  11      A. Like every -- every day, every blue  12      moon when it's -- we outside.  13      <b>Q. Okay. Okay. Every -- I'm sorry.</b>  14      A. Every day, every day.  15      <b>Q. Every day?</b>  16      A. Yeah, every day.  17      <b>Q. But where would you see him?</b>  18      A. Like he'll be roaming around or fixing  19      some shit on the bike or doing something.  20      <b>Q. But this would be in the area of 41st</b>  21      <b>and Prairie?</b>  22      A. Yes.  23      <b>Q. Okay. What -- so in 2009, were you</b>  24      <b>still living at 41st and Prairie?</b></p>
<p style="text-align: right;">Page 14</p> <p>1       A. Ah...</p> <p>2       <b>Q. -- for one year?</b>  3       A. Yes, yes.  4       <b>Q. Okay. And where was that again?</b>  5       A. King High School.  6       <b>Q. Okay. Do you know whether Robert</b>  7       <b>attended King High School?</b>  8       A. No.  9       <b>Q. You don't know or he didn't?</b>  10      A. No, no. He didn't, no.  11      <b>Q. Okay. Okay. Were -- during that</b>  12      <b>period of time in your early teens, were you</b>  13      <b>still in contact with Robert?</b>  14      A. Yeah, from my building.  15      <b>Q. Okay.</b>  16      A. We all stayed in the same project.  17      <b>Q. Okay. Was there any time from 1995 to</b>  18      <b>the time of this incident in 2009 -- that's</b>  19      <b>about 14 years -- where you lost touch with</b>  20      <b>Robert?</b>  21      A. No. We wasn't friends. We was just --  22      we was -- like, we been in -- we was, like, into  23      it. We fighting each other and all just -- all  24      that type of shit in the project. I mean, sorry</p>	<p style="text-align: right;">Page 16</p> <p>1       A. 2000- --</p> <p>2       <b>Q. Oh, no. I'm sorry. Let me back up a</b>  3       <b>second.</b>  4       <b>I think you told me a few minutes ago</b>  5       <b>that in 2009 you were living with your fianc e?</b>  6       A. Yes.  7       <b>Q. Okay. And that was -- I wrote it down</b>  8       <b>someplace. Well, you'll have to tell me again</b>  9       <b>if you don't mind.</b>  10      <b>Where was that?</b>  11      A. 61st and Cottage Grove.  12      <b>Q. Right. Sorry about that.</b>  13      <b>And -- and do you know where Robert was</b>  14      <b>living at the time?</b>  15      A. Oh, no.  16      <b>Q. You said no. I apologize. I -- I've</b>  17      <b>got to start operating on all cylinders.</b>  18      MR. FLAXMAN: Did you get some coffee?  19      MR. PALLAS: I -- I probably should have.  20      BY MR. PALLAS:  21      <b>Q. So -- but during that period of time,</b>  22      <b>is it your testimony that you would see each</b>  23      <b>other almost daily in the area of 41st and</b>  24      <b>Prairie?</b></p>

7 (Pages 13 to 16)



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1 A. Yeah. We -- he stayed around there.  
2 We -- that's where I -- like, the little area we  
3 hang out, like, the park, basketball court,  
4 that's where we see each other at.  
5 **Q. Okay. So would it be fair to say that**  
6 **although you were living at 61st and**  
7 **Cottage Grove, you spent a lot of your**  
8 **socializing time back in the area where you --**  
9 A. Where my old -- the old area, yes.  
10 THE COURT REPORTER: Sorry?  
11 BY THE WITNESS:  
12 A. Yes.  
13 BY MR. PALLAS:  
14 **Q. All right. Let's -- let's -- let me go**  
15 **back.**  
16 **When did you first live at 41st and**  
17 **Prairie?**  
18 A. Well, my mother moved there.  
19 **Q. And when -- how old were you?**  
20 A. I was young. I was a baby.  
21 **Q. Okay.**  
22 A. I can't -- can't -- I was a child.  
23 **Q. Okay. So most of your life?**  
24 A. Yes.

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1 **Q. Okay.**  
2 A. Yes, yes.  
3 **Q. And who did you grow up with? Who**  
4 **lived with you?**  
5 A. My mother and my sister.  
6 **Q. Okay. And your mom's name is?**  
7 A. Helen Sims.  
8 **Q. And what's your sister's name?**  
9 A. Equathy Sims.  
10 **Q. Okay. Are -- are both of these women**  
11 **still alive?**  
12 A. Yes.  
13 **Q. Where does your mom live?**  
14 A. Where does my mom live now?  
15 **Q. Yeah.**  
16 A. 6048 South Prairie.  
17 **Q. Okay. And where does your sister live?**  
18 A. 6848 [sic] South Prairie. She's in the  
19 same household.  
20 **Q. Okay. And how about you? Where are**  
21 **you living today?**  
22 A. Right now I'm -- I'm with a fianc e,  
23 back at my mama, like, just --  
24 THE COURT REPORTER: Sorry?

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1 BY MR. PALLAS:  
2 **Q. Yeah. What --**  
3 A. I mean, with my fianc e, or I stay with  
4 my mama.  
5 **Q. Okay. And who's your fianc e?**  
6 A. Her name Vicky.  
7 **Q. Vicky what?**  
8 A. Vicky -- I forgot her last name. I  
9 don't know her last name.  
10 **Q. Okay. I hope -- I hope you'll get to**  
11 **know her before you decide to get married.**  
12 A. No. I ain't marry no woman now.  
13 **Q. Okay. Got you. Was this the same --**  
14 **did you have a different fianc e --**  
15 A. I had a different fianc e, yes, back  
16 then.  
17 **Q. You've got to let me finish my**  
18 **question.**  
19 A. All right. I'm sorry, sorry, sorry.  
20 **Q. No problem. It takes a little**  
21 **practice.**  
22 **Who was your fianc e back in 2009?**  
23 A. Naquisha Hampton. That's my baby  
24 mother, my baby mother.

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1 **Q. Okay. And you're going to have to**  
2 **spell -- Well, I know you have some issues**  
3 **spelling.**  
4 A. Yeah. It's gonna be hard for me to  
5 spell them.  
6 **Q. Okay. Can you repeat her first name?**  
7 A. Naquisha.  
8 **Q. Naquisha?**  
9 A. Yeah.  
10 **Q. Okay. And do we know her last name?**  
11 A. Hamilton.  
12 **Q. Hamilton. Okay. Now, you say Naquisha**  
13 **is your baby mama.**  
14 **How many children do you have?**  
15 A. I have four children.  
16 **Q. Are they all with La- -- Naquisha?**  
17 A. No.  
18 **Q. Okay. How many kids are with Naquisha?**  
19 A. One.  
20 **Q. And what's that child's name?**  
21 A. Az- -- Azyrea Hamilton.  
22 **Q. Male or female?**  
23 A. Female.  
24 **Q. How old is she?**

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<p>1 A. She -- she just made 20. 2 <b>Q. Okay. And now we have three other</b> 3 <b>children --</b> 4 A. Yes. 5 <b>Q. -- to account for.</b> 6 <b>Can you tell me their names and ages?</b> 7 A. Germain, Jr. -- 8 <b>Q. Yeah.</b> 9 A. -- and Shikela Sims -- 10 <b>Q. Okay.</b> 11 A. -- and -- 12 <b>Q. And who's their mom?</b> 13 A. Misti Montgomery. 14 <b>Q. Okay. And do you know where Misti</b> 15 <b>Montgomery lives?</b> 16 A. Not at this time right now. 17 <b>Q. Okay. Are you in touch with those</b> 18 <b>children or Misti --</b> 19 A. They come -- they come -- 20 THE COURT REPORTER: Sorry? 21 MR. FLAXMAN: Yeah. Let him -- let him 22 finish. It's hard. 23 BY MR. PALLAS: 24 <b>Q. It's hard. It's hard. You've got to</b></p>	<p>1 A. Yes. 2 <b>Q. Okay. And your other daughter, I</b> 3 <b>believe --</b> 4 A. She stay with Misti, too. 5 <b>Q. Okay. And how old is she?</b> 6 A. She's 23 -- 23, 24 -- 24 or 25, one of 7 them. 8 <b>Q. Okay. All right. Now we got another</b> 9 <b>child to talk about --</b> 10 A. Yes, that's the youngest. 11 <b>Q. And what's that child's name?</b> 12 A. Her name -- fuck, damn. I forgot my 13 damn daughter name. 14 <b>Q. Oh.</b> 15 A. Her name -- Az- -- did I -- Azyrea. 16 <b>Q. Okay.</b> 17 A. Did I say Azyrea? 18 <b>Q. You did say Azyrea.</b> 19 A. I did. Man, I forgot my fucking 20 daughter name. That's crazy. 21 <b>Q. Are you in touch with her?</b> 22 A. Yes. 23 <b>Q. Is she --</b> 24 A. Her name Jaliyah, Jaliyah. Jaliyah</p>
Page 22	Page 24
<p>1 <b>get used to it. It's not a real conversation</b> 2 <b>we're having.</b> 3 A. Sorry. 4 <b>Q. We're having a legal conversation.</b> 5 A. All right. 6 <b>Q. Go ahead.</b> 7 MR. FLAXMAN: Why don't you just state the 8 question again. 9 BY MR. PALLAS: 10 <b>Q. I'm sorry. I think where -- Well,</b> 11 <b>first of all, let me just ask, are you</b> 12 <b>in touch -- you're not in touch with Misti</b> 13 <b>anymore?</b> 14 A. No. 15 <b>Q. Okay. Are you in touch with the</b> 16 <b>children?</b> 17 A. Yes. 18 <b>Q. Okay. And how old is Germain, Jr.?</b> 19 A. Germain is 22 -- 22 or 21, right? 20 <b>Q. Okay. Where does he live?</b> 21 A. He stay with his mother. 22 <b>Q. Okay. Wherever that is?</b> 23 A. Yeah. I don't know. 24 <b>Q. Okay. In the city of Chicago?</b></p>	<p>1 Sims. I'm sorry about that. 2 <b>Q. Okay.</b> 3 A. All right. 4 <b>Q. Yeah.</b> 5 A. And that's a different baby mother. 6 <b>Q. Got you.</b> 7 <b>Who's that baby mom?</b> 8 A. Her name is Jasmine. 9 <b>Q. Okay. And you've never been married?</b> 10 A. No. 11 <b>Q. And you don't intend to get married?</b> 12 A. No. 13 <b>Q. Yeah, good. Okay. So let's go back to</b> 14 <b>the day of the incident.</b> 15 <b>So Robert picked you up at the train</b> 16 <b>station on 55th?</b> 17 A. Yes. 18 <b>Q. How was that arranged? Did you call</b> 19 <b>him? Did he call you, or did you have previous</b> 20 <b>plans?</b> 21 A. I called him to pick me up. He was, 22 like, the only ride I could have to take me to 23 Power &amp; Son. 24 <b>Q. And why was he the only ride? Was he</b></p>

9 (Pages 21 to 24)

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1 the --

2 A. Because he was -- he had a car at that

3 time.

4 Q. Okay. And is that the only reason you

5 thought to call him?

6 A. Yeah.

7 Q. Okay. There were other people you were

8 closer with, but they didn't have a car --

9 A. They didn't have a car.

10 THE COURT REPORTER: Sorry?

11 THE WITNESS: Sorry. Oh, sorry.

12 BY MR. PALLAS:

13 Q. There were other people, but they

14 didn't have cars who you were closer with?

15 A. Yes.

16 Q. Okay. So -- all right.

17 So as I understand it then, he picked

18 you up and he took you where?

19 A. To Power & Son. That's, like, a -- a

20 construction company for landscaping.

21 Q. Okay. And as I understand, it was --

22 Well, you had a relationship with Power & Son at

23 that time?

24 A. Yes.

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1 Q. Okay. And what -- what -- were you

2 working for them?

3 A. Yes.

4 Q. And how long had you been working for

5 them?

6 A. I just -- I just started, like, two

7 weeks ago before I got the job.

8 Q. Mm-hmm.

9 A. And when we -- when I got the job, they

10 wanted me to bring my state ID, birth

11 certificate and social security card before I

12 could get my union card.

13 Q. Got you.

14 And is that the reason that you went

15 over to Power & Son that day?

16 A. Yes.

17 Q. Okay. And did you provide them with

18 that -- those documents at the time?

19 A. Yes.

20 Q. Okay. And then I understand you guys

21 went out to breakfast or lunch, right?

22 A. Yes.

23 Q. Okay. And then you returned near your

24 home at -- on Prairie?

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1 A. Yes.

2 Q. Okay. In -- now, how far -- Well,

3 was -- was Robert -- did you arrive there for

4 Robert to drop you off?

5 A. No.

6 Q. Okay. Why did you go there?

7 A. We went there to talk to a mechanic.

8 Q. Okay. And that mechanic's name was

9 Bug, if I understand correctly, correct?

10 A. Yes.

11 Q. Do you know Bug's real name, government

12 name?

13 A. No.

14 Q. Okay. And I understand also that his

15 nickname was White Boy Bug; is that correct?

16 A. Yes.

17 Q. Okay. And, in fact, he was a white

18 Caucasian male, is that -- am I right?

19 A. Yes.

20 Q. Okay. Now, do you have any

21 understanding of what kind of problems Robert

22 was having with the car?

23 A. No, not at that time.

24 Q. Did you learn at the time you were with

Page 28

1 him -- with Robert and Bug at 42nd and Prairie?

2 A. Excuse me?

3 Q. Did Bug tell Robert in your presence

4 what, if anything, needed to be repaired on the

5 car?

6 A. Ah --

7 Q. If you remember.

8 A. No. No, I don't. But I -- I told him

9 that -- that my fianc e car needed to get fixed.

10 That was Jasmine's. And we were -- Robert was

11 talking to him and I was talking to him. I was

12 telling him what my fianc e needed fixed, and he

13 was telling what he needed fixed.

14 Q. Okay. Now, I understand Bug lived on

15 the 4200 block of Prairie?

16 A. Yes.

17 Q. Okay.

18 A. At that time.

19 Q. Okay. So Bug no longer lives there?

20 A. No.

21 Q. Do you know what the address was on --

22 A. I --

23 Q. -- 42nd and Prairie?

24 A. I don't remember the address, but it

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<p style="text-align: right;">Page 29</p> <p>1 was -- no, no.</p> <p>2 <b>Q. Okay. Do you know where Bug lives now?</b></p> <p>3 A. No.</p> <p>4 <b>Q. Do you know if Bug lives now?</b></p> <p>5 A. No.</p> <p>6 <b>Q. Okay. Okay. So you were -- as I</b></p> <p>7 <b>understand it, you two guys were talking to Bug.</b></p> <p>8 <b>What -- where were you? What -- were</b></p> <p>9 <b>you in the car or outside the car?</b></p> <p>10 A. We was in the car.</p> <p>11 <b>Q. And where was Bug?</b></p> <p>12 A. Bug was on the sidewalk.</p> <p>13 <b>Q. Okay. So both of you were talking</b></p> <p>14 <b>through --</b></p> <p>15 A. Through the car.</p> <p>16 <b>Q. And I take it that Robert was driving?</b></p> <p>17 A. Yes.</p> <p>18 <b>Q. And you were in the passenger's seat?</b></p> <p>19 A. Yes.</p> <p>20 <b>Q. Okay. Okay. So then what happened?</b></p> <p>21 A. Then we talking to Bug and to -- like,</p> <p>22 three unmarked cars pull up in front of us.</p> <p>23 Like, they -- like, they was coming one way</p> <p>24 and -- and they parked in front of the car. So</p>	<p style="text-align: right;">Page 31</p> <p>1 <b>cars pull up.</b></p> <p>2 <b>All three pull up in front of you?</b></p> <p>3 A. One was like -- they, like, cut the car</p> <p>4 off, like, they --</p> <p>5 <b>Q. Okay.</b></p> <p>6 A. -- cut the car off.</p> <p>7 THE COURT REPORTER: Cut the...</p> <p>8 BY THE WITNESS:</p> <p>9 A. I mean, they, like --</p> <p>10 BY MR. PALLAS:</p> <p>11 <b>Q. Cut the car off?</b></p> <p>12 A. -- like, blocked the car off, I mean.</p> <p>13 <b>Q. Okay. Okay. So one car is blocking</b></p> <p>14 <b>you so you can't move southbound, right?</b></p> <p>15 A. One car in front of the car, and the</p> <p>16 other car on the side of the car, and one car --</p> <p>17 <b>Q. And then behind?</b></p> <p>18 A. -- pulled in the back.</p> <p>19 <b>Q. Got you. Okay. Now, so then what</b></p> <p>20 <b>happens? Police come out of the car?</b></p> <p>21 A. They jumped out the car.</p> <p>22 <b>Q. Okay. Now, the police had jumped out</b></p> <p>23 <b>of the car.</b></p> <p>24 <b>Were they -- the first police that you</b></p>
<p style="text-align: right;">Page 30</p> <p>1 they jumped out the car, and they jumped out.</p> <p>2 They asked Robert to get out. So they got him</p> <p>3 out, and they got me out. They came with a</p> <p>4 strip search, and I was, like, "Strip search?</p> <p>5 Why the fuck is y'all -- why y'all want to strip</p> <p>6 search us? Like, y'all could strip search us</p> <p>7 right here."</p> <p>8 And he was like, "Nah, nah." And then</p> <p>9 they got to getting on their phones, and two</p> <p>10 cars pulled off and went up to the street, to</p> <p>11 41st and Prairie, and they had a whole commotion</p> <p>12 going on down there, and they end up taking us,</p> <p>13 letting Bug go back into his house and took me</p> <p>14 and Robert.</p> <p>15 <b>Q. We're going to have to break that down</b></p> <p>16 <b>a little bit, but thanks. That gives me a nice</b></p> <p>17 <b>overview.</b></p> <p>18 <b>So you guys are parked facing in what</b></p> <p>19 <b>direction?</b></p> <p>20 A. We were going back towards 43rd way.</p> <p>21 <b>Q. Okay. So facing south towards 43rd</b></p> <p>22 <b>Street?</b></p> <p>23 A. Yeah.</p> <p>24 <b>Q. Three cars -- three unmarked police</b></p>	<p style="text-align: right;">Page 32</p> <p>1 <b>observed, were they from the car in -- that was</b></p> <p>2 <b>blocking you?</b></p> <p>3 A. I can't tell you. They all jumped out</p> <p>4 at the same time.</p> <p>5 <b>Q. Okay. How many police officers in</b></p> <p>6 <b>total?</b></p> <p>7 A. Probably like six or eight.</p> <p>8 <b>Q. Okay. Now, were you familiar with any</b></p> <p>9 <b>of those officers?</b></p> <p>10 A. The officers that -- that ride that</p> <p>11 area.</p> <p>12 <b>Q. Okay. So are you saying that you had</b></p> <p>13 <b>seen those officers before?</b></p> <p>14 A. They -- plenty of times. They -- they</p> <p>15 arrested me plenty of times.</p> <p>16 <b>Q. Okay. So the -- at any particular</b></p> <p>17 <b>time, did you learn the names of those officers?</b></p> <p>18 A. No. I just know them by face.</p> <p>19 <b>Q. Okay. Okay. So can you describe the</b></p> <p>20 <b>officers?</b></p> <p>21 <b>Now, you're saying there is six to</b></p> <p>22 <b>eight of them?</b></p> <p>23 A. They -- I don't -- I -- like, they had</p> <p>24 on plain clothes. It was Black, Mexican,</p>

11 (Pages 29 to 32)

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1 chubby. It was -- like, they --  
2 **Q. Okay.**  
3 A. It was -- like, I can't --  
4 **Q. Okay. How many Black officers do you**  
5 **remember?**  
6 A. It was, like -- it was a lot of them,  
7 you know, a couple -- it was, like -- it was a  
8 lot of Black officers.  
9 **Q. Okay.**  
10 A. It was a lot of them.  
11 **Q. Do you remember any white officers?**  
12 A. Just -- he wasn't white. I think he  
13 was, like, Latino or something --  
14 **Q. Okay.**  
15 A. -- or Mexican or something.  
16 **Q. Okay. Are you saying there was one**  
17 **officer that you identified as being Latino?**  
18 A. Probably, yeah, one.  
19 **Q. Okay.**  
20 A. One.  
21 **Q. All right.**  
22 A. White or Mexican. I don't know.  
23 **Q. Okay. But the rest were -- the rest of**  
24 **the officers were Black?**

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1 A. They was Black.  
2 **Q. Okay. You mentioned chubby.**  
3 **How many of the officers were chubby?**  
4 A. It was, like -- it was one of them,  
5 chubby.  
6 **Q. Okay. Were there -- and -- Well, did**  
7 **you wind up interacting more with one officer**  
8 **than the others?**  
9 A. I was in -- I was -- I was snapping on  
10 all of them. Like, "Why is -- why the fuck" --  
11 I mean, sorry about my language, but --  
12 **Q. No problem.**  
13 A. "Why y'all got us -- It's raining.  
14 Y'all got us outside the car. Y'all talking  
15 about a strip search. Y'all didn't find nothing  
16 in the car. And then y'all telling -- y'all --  
17 y'all finna take us in after y'all just grabbed  
18 all them people down there on 41st Street."  
19 **Q. Okay.**  
20 A. "Y'all got us on 42nd. So why is we  
21 going into the station if you didn't find  
22 nothing?"  
23 **Q. Okay. So at some point, you were**  
24 **directed out of the car?**

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1 A. Yes.  
2 **Q. Who -- was there a particular officer**  
3 **who directed you out of the car?**  
4 A. It was the chubby officer.  
5 **Q. A Black male?**  
6 A. Yeah.  
7 **Q. Any females?**  
8 A. I didn't see no females.  
9 **Q. Okay. So the chubby Black officer had**  
10 **you step out of the car.**  
11 **And then what did he do?**  
12 A. He told me we was -- he wanted a strip  
13 search, and I told him, "Shit, y'all can  
14 strip-search me right here."  
15 **Q. Okay. Were you placed in handcuffs at**  
16 **that time?**  
17 A. No. My hands are still on the car.  
18 **Q. Were you ever strip-searched?**  
19 A. No.  
20 **Q. Were you -- while your hands were on**  
21 **the car, am I correct that you were on the**  
22 **curbside of the car?**  
23 A. No. We was on the si- -- we was on the  
24 street.

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1 **Q. Okay.**  
2 A. And then the -- in the street.  
3 **Q. So were you and Robert standing next to**  
4 **each other on the street?**  
5 A. Robert is on the front of the car. I  
6 was on the side of the car. We was all -- both  
7 on the hood of the car.  
8 **Q. Okay. Did -- was there another police**  
9 **officer who was attending to Robert at that**  
10 **time?**  
11 A. Yeah. I think searching him, searching  
12 his pocket.  
13 **Q. Okay.**  
14 A. I don't know what officer it was. It  
15 was a Black officer.  
16 **Q. Okay. Were you searched out of -- were**  
17 **you patted down as well?**  
18 A. Yes. And he -- and they told me that I  
19 had on a U.S. Army jacket currency [sic]. I  
20 ain't supposed to have it on. But that's why  
21 they said they was taking me in, too, for that,  
22 for an Army jacket. It was an Army  
23 U.S.-something jacket, and they said I ain't  
24 supposed to have it on. The chubby officer told

12 (Pages 33 to 36)

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1 me that.

2 **Q. The chubby officer. Okay. Now, you**

3 **mentioned the commotion down the street.**

4 **Where -- where exactly was that taking**

5 **place?**

6 A. The commotion when the -- the two

7 unmarked cars pulled off from us and went down

8 to the -- the street on 41st.

9 **Q. Okay.**

10 A. And that's when they got Will.

11 **Q. Okay. We'll be talking about Will in a**

12 **little while.**

13 **But you're talking about a gentleman**

14 **who we now know his name is Will -- Willie**

15 **Brownlee; am I correct?**

16 A. Yes, yes.

17 **Q. Okay. Now, earlier in the case, am I**

18 **correct, that you thought that his name was**

19 **Willie Martin?**

20 A. Yes. I made a mistake.

21 **Q. Okay.**

22 A. I didn't have it.

23 **Q. Do you know a Will -- Willie Martin?**

24 A. No. I just know he was a handyman. He

Page 38

1 was -- fix shit; like, fix bikes and fix shit.

2 **Q. Okay. Let me just be clear: When you**

3 **say that he was a handyman, are you talking**

4 **about Willie Brownlee?**

5 A. Yes.

6 **Q. Okay.**

7 A. Yes.

8 **Q. And I'm asking you whether or not you**

9 **knew anybody named Willie Martin.**

10 A. I -- I made a mistake on his last name.

11 **Q. Okay. Okay. But there aren't two**

12 **people that you know, one Willie Martin and one**

13 **Willie Brownlee?**

14 A. No. I just made a mistake.

15 **Q. Okay. Okay. Good. All right.**

16 **So, now, how did you know Willie?**

17 A. From the neighborhood, fixing stuff.

18 **Q. Okay. And how old was Willie?**

19 A. I can't tell you that. I don't know.

20 **Q. Okay. And how far away was Willie at**

21 **the time you were arrested?**

22 A. He was like -- this 40 and this 41st,

23 he on 41st and we on 42nd, like, probably like a

24 couple blocks down.

Page 39

1 **Q. Yeah. Okay.**

2 A. And -- and I can see everything in the

3 middle of the street when we was in the street.

4 **Q. Okay. Where was Willie? Was he on the**

5 **sidewalk or --**

6 A. They had him in the street.

7 **Q. In the street as well?**

8 A. On 41st.

9 **Q. Got you.**

10 **Now, you -- Those officers you**

11 **understand were the same officers who had**

12 **originally blocked you off, part of the**

13 **three-car --**

14 A. It was the same officers.

15 **Q. -- I'm sorry -- part of the three-car**

16 **group?**

17 A. Sorry.

18 Yes.

19 **Q. Okay. Okay. Did -- the police**

20 **officers on 41st Street, were they interacting**

21 **with anybody else other than Willie Brownlee?**

22 A. They had a lot of people down there.

23 **Q. How many?**

24 A. I can't tell you. I know they -- When

Page 40

1 we got to the station, it was a lot of people

2 there.

3 **Q. Okay. So when you got to the station,**

4 **you saw Willie as part of a larger group of**

5 **people who had been arrested?**

6 A. No. I saw them taking Willie for a

7 strip search. They went -- when they got us

8 into the station, they handcuffed us to the

9 bench, and they took him in the back. He was

10 screaming and talking about he -- they can't

11 strip-search him. So they finally strip-search

12 him and came out -- came out with the -- with

13 the stuff and put it on the table.

14 **Q. Okay. Were you ever strip-searched?**

15 A. No.

16 **Q. Was Robert ever strip-searched?**

17 A. No.

18 **Q. Where was Bug during the time all this**

19 **was going on?**

20 A. They let Bug go. Bug went back into

21 his house.

22 **Q. Was Bug patted down at all?**

23 A. I don't think so.

24 **Q. Was there anybody else in the area when**



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<p style="text-align: right;">Page 41</p> <p>1 you were talking to Bug other than you three?</p> <p>2 A. Just me and Robert.</p> <p>3 Q. Okay. When did you learn you were</p> <p>4 under arrest?</p> <p>5 A. When we got into the station and they</p> <p>6 put the shit on the table that they got off Will</p> <p>7 and said that's me and his, me and Robert's.</p> <p>8 Q. Okay. Okay. So as I understand it,</p> <p>9 Willie Brownlee was taken to a back room.</p> <p>10 When officers emerged, they put drugs</p> <p>11 on the table in this area that you were --</p> <p>12 A. They --</p> <p>13 Q. You've got to let me finish the</p> <p>14 question.</p> <p>15 A. Oh, sorry.</p> <p>16 Q. And I ask long questions. I'm sorry.</p> <p>17 They -- they put it on the table where</p> <p>18 you and -- in the same room where you and Robert</p> <p>19 were handcuffed to the bench?</p> <p>20 A. Yes.</p> <p>21 Q. And then they said, "These drugs are</p> <p>22 your drugs"?</p> <p>23 A. Yes.</p> <p>24 Q. And you understood that to mean that</p>	<p style="text-align: right;">Page 43</p> <p>1 Q. Okay. That's the first time you'd --</p> <p>2 A. No. It ain't the first time. It</p> <p>3 was the -- he had been -- I've been getting</p> <p>4 harassed with him a lot of times. They --</p> <p>5 whatever he couldn't find, he'll lock them up</p> <p>6 for --</p> <p>7 THE COURT REPORTER: Sorry?</p> <p>8 BY THE WITNESS:</p> <p>9 A. I mean, whatever he couldn't get --</p> <p>10 find or nobody didn't have nothing for him, he</p> <p>11 was going to take us in, so...</p> <p>12 BY MR. PALLAS:</p> <p>13 Q. Had he taken you in at any previous</p> <p>14 time before this arrest?</p> <p>15 A. Yes. He -- he gave me a delivery, but</p> <p>16 I beat it once upon a time. And then we -- he</p> <p>17 just kept locking me up.</p> <p>18 Q. Okay. The arrest for delivery, when --</p> <p>19 when did that take place?</p> <p>20 A. Oh, I don't know. When I -- when I</p> <p>21 found out what I was charged with.</p> <p>22 Q. But --</p> <p>23 A. At the -- at -- at the Cook County Jail</p> <p>24 when they processed me. I mean, when I got out</p>
<p style="text-align: right;">Page 42</p> <p>1 they were going to arrest and prosecute you for</p> <p>2 possession or delivery of a -- drugs?</p> <p>3 A. Yes. At that time, I was --</p> <p>4 Q. Yeah.</p> <p>5 A. I was bugged up at that time. Like, I</p> <p>6 told they ass -- I told they ass, "Why is y'all</p> <p>7 doing me like this? I'm trying to -- I'm doing</p> <p>8 good getting me a job, and y'all finna put a</p> <p>9 case on me."</p> <p>10 Q. Mm-hmm, mm-hmm. Okay.</p> <p>11 A. And I told them that God was going to</p> <p>12 get they ass for it.</p> <p>13 Q. Well, when -- How many officers came</p> <p>14 out of the room with Brownlee?</p> <p>15 A. Like three.</p> <p>16 Q. Do you know who they were?</p> <p>17 A. It was -- I remember Watts, Mohammed,</p> <p>18 and -- and Al, Al -- Al, I think. That was Al,</p> <p>19 the chubby one, I guess.</p> <p>20 Q. Okay.</p> <p>21 A. I don't know.</p> <p>22 Q. All right. Well, let's back up.</p> <p>23 How do you know Ron Watts?</p> <p>24 A. When -- when we got to the station.</p>	<p style="text-align: right;">Page 44</p> <p>1 on bond or whatever.</p> <p>2 Q. Yeah.</p> <p>3 But I'm asking you this: You're saying</p> <p>4 that he arrested you for delivery before this</p> <p>5 incident; am I correct?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. How long before the incident?</p> <p>8 A. It was like probably a year, a year ago</p> <p>9 or something like that, if I ain't mistaken.</p> <p>10 Q. A year before?</p> <p>11 A. Yeah, before.</p> <p>12 Q. And where did that arrest take place?</p> <p>13 A. That happened on 39th and Calumet. It</p> <p>14 was really Prairie. They said it was Calumet,</p> <p>15 but it was Prairie.</p> <p>16 Q. Okay. And were there other officers</p> <p>17 with him at that time?</p> <p>18 A. Yeah. It was a lot of officers, his --</p> <p>19 yeah, his officers, his team.</p> <p>20 Q. Do you remember anybody in particular?</p> <p>21 A. The same ones.</p> <p>22 Q. The same ones?</p> <p>23 A. They're the same officers.</p> <p>24 Q. Okay. Now, other than -- Well, how</p>

14 (Pages 41 to 44)

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1     **many times were you arrested by Watts's team?**  
 2     A. Several times. I can't -- several  
 3     times.  
 4     **Q. Okay. And were there any charges**  
 5     **brought against you at that time?**  
 6     A. Yeah. It was -- it was misdemeanors,  
 7     drug cases.  
 8     **Q. Mm-hmm.**  
 9     A. It was -- it was a couple cases.  
 10    **Q. Okay. So am I correct that on those**  
 11    **occasions, you were able to bond out of the**  
 12    **station, the police station or were you --**  
 13    A. No.  
 14    **Q. -- held?**  
 15    A. No, no. No.  
 16    **Q. Okay. You were held in custody --**  
 17    A. Yes.  
 18    **Q. -- pending a resolution at trial?**  
 19    A. I don't -- yes. I don't know. Yeah, I  
 20    guess.  
 21    **Q. Okay. All right. Or in court, a**  
 22    **resolution in court?**  
 23    A. Yes.  
 24    **Q. Okay. Other than the arrests -- Well,**

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1     **do you remember having any -- having any**  
 2     **conversations with Watts?**  
 3     A. Where at? The police station?  
 4     MR. FLAXMAN: Do you want before the  
 5     incident?  
 6     BY MR. PALLAS:  
 7     **Q. At any time.**  
 8     **Say before -- before this incident**  
 9     **before this 2009 arrest, had you had a chance --**  
 10    **any chance to speak directly with --**  
 11    A. No, no.  
 12    **Q. Okay. When you were testifying a**  
 13    **moment ago, you mentioned Officer Mohammed?**  
 14    A. Yes.  
 15    **Q. How did you know Officer Mohammed?**  
 16    A. Through the arrests. He was lock- --  
 17    they -- him and his -- they team locked me up.  
 18    **Q. Okay. So it was as a result of the**  
 19    **previous arrests that you recognized**  
 20    **Officer Mohammed?**  
 21    A. Yes.  
 22    **Q. Okay. Did you see Officer Mohammed on**  
 23    **the scene at 42nd and Prairie at the time?**  
 24    A. Yes.

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1     **Q. Okay. Where was he?**  
 2     A. He out the car with -- with the other  
 3     team.  
 4     **Q. Okay. Had Mohammed ever been involved**  
 5     **with arresting you beforehand?**  
 6     A. Yes.  
 7     **Q. And how many times?**  
 8     A. All the times they -- or all the times  
 9     I've been locked -- I mean, the couple of times  
 10    I've been locked up.  
 11    **Q. Okay. Well, you've been locked up by**  
 12    **other officers other than the Watts --**  
 13    A. I'm talking about as far as me being --  
 14    getting harassed and -- and -- by them.  
 15    **Q. Okay. When you say "harassed," what --**  
 16    **what exactly do you mean?**  
 17    A. Like if we out kicking it or doing  
 18    anything, they'll pull up and just put us on the  
 19    wall just on bullshit, and then we'll start  
 20    arguing with them and why we getting harassed,  
 21    and we ain't doing nothing.  
 22    **Q. Okay. And then did they drive away**  
 23    **after?**  
 24    A. No, no. They hem us up. And, shit,

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1     sometimes they take people to jail. Sometimes  
 2     they'll let them off or go and come back.  
 3     **Q. Were there any times that -- when they**  
 4     **stopped you while you were with any of your**  
 5     **friends or associates that they let you go but**  
 6     **arrested somebody else?**  
 7     A. No. They -- they'll take us for  
 8     trespassing or sh- -- or somebody he want or  
 9     somebody they want. They'll take them or --  
 10    **Q. Mm-hmm.**  
 11    **Where were you arrested for**  
 12    **trespassing? What location?**  
 13    A. In that -- in that area, 41st; like,  
 14    41st, if it -- we'll -- they'll be -- make us  
 15    move from right there. We'll move somewhere  
 16    else. They'll come right there, and it's, like,  
 17    hard for us standing out. We can't stand --  
 18    THE COURT REPORTER: Sorry?  
 19    BY THE WITNESS:  
 20    A. It's hard for us to stand where we live  
 21    at.  
 22    BY MR. PALLAS:  
 23    **Q. Okay. So are you saying that you were**  
 24    **arrested for trespassing at or around 4120 South**

15 (Pages 45 to 48)



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<p style="text-align: right;">Page 49</p> <p>1 <b>Prairie where you lived?</b>  2 A. Yes, like, in that area.  3 <b>Q. Okay. In other public housing projects</b>  4 <b>in that area?</b>  5 A. No. Yeah, yeah, yeah, it is. It's,  6 like, little row houses and --  7 <b>Q. Mm-hmm.</b>  8 <b>Do you recall any specific areas there</b>  9 <b>where you were arrested for trespassing?</b>  10 A. Indiana, 41st and Indiana, 41st and --  11 39th and Prairie.  12 <b>Q. Okay.</b>  13 A. 42nd and Prairie, 41st and Prairie.  14 <b>Q. Okay. Same area?</b>  15 A. Same area.  16 <b>Q. Okay. Have you -- before this date,</b>  17 <b>did you ever have any direct conversations with</b>  18 <b>Kallatt Mohammed?</b>  19 A. No.  20 <b>Q. Do -- did you have any conversations</b>  21 <b>with him that day of the arrest, October of</b>  22 <b>2009?</b>  23 A. Yes. I had told they ass, "Y'all  24 locking me up is bogus. What the -- what the</p>	<p style="text-align: right;">Page 51</p> <p>1 <b>Q. Got you. Okay.</b>  2 <b>Now, have you had any interactions with</b>  3 <b>Mohammed since this arrest?</b>  4 A. No.  5 <b>Q. Okay. Now, finally you mentioned Alvin</b>  6 <b>Jones, I believe? Al Jones?</b>  7 A. Who is --  8 <b>Q. Officer Al Jones?</b>  9 A. Oh, yeah, yeah.  10 <b>Q. Okay.</b>  11 A. That's the -- oh -- yeah, yeah.  12 <b>Q. And who is he?</b>  13 A. A police officer, I guess.  14 <b>Q. Okay. How do you describe Jones?</b>  15 A. He -- he chubby.  16 <b>Q. Okay. Is he the chubby guy that you</b>  17 <b>were talking about?</b>  18 A. If I ain't mistaken. I -- if I ain't  19 mistaken. I think so.  20 <b>Q. Okay. Do you know an Officer Brown?</b>  21 A. Brown -- I think Brown's the chubby  22 one. If I ain't -- I -- I just got to see their  23 picture before I know them.  24 <b>Q. Okay. Let me just go back momentarily</b></p>
<p style="text-align: right;">Page 50</p> <p>1 fuck are y'all locking me up for? All my  2 paperwork on the dashboard that show y'all where  3 I just came from."  4 <b>Q. Okay. So the conversation you had with</b>  5 <b>Mohammed was at 40- --</b>  6 A. Well, all of them.  7 <b>Q. -- sorry. You've got to let me</b>  8 <b>finish -- was at the time of your arrest on</b>  9 <b>42nd -- 41st -- 42nd Street and Prairie? And I</b>  10 <b>think you're a little unclear. Let me start</b>  11 <b>over.</b>  12 <b>The conversation that you're talking</b>  13 <b>about having with Mohammed, that was on the</b>  14 <b>street before they took you to the station?</b>  15 A. No. That was at the station.  16 <b>Q. Oh, okay.</b>  17 <b>Do you remember having any</b>  18 <b>conversations with Mohammed on the street?</b>  19 A. About the strip search, yes.  20 <b>Q. Okay. And that was a conversation that</b>  21 <b>was directed to all the officers, correct?</b>  22 A. Yes.  23 <b>Q. Not just Mohammed?</b>  24 A. All the officers.</p>	<p style="text-align: right;">Page 52</p> <p>1 <b>to your current living situation.</b>  2 <b>Are you contributing rent to your</b>  3 <b>fianc e when you stay with her?</b>  4 A. Yes.  5 <b>Q. Okay. Do you contribute rent to your</b>  6 <b>mom?</b>  7 A. No.  8 <b>Q. Okay. How much rent do you contribute</b>  9 <b>to your fianc e?</b>  10 A. Whatever I could come up with after I  11 get through washing cars.  12 <b>Q. Okay. All right. So you're washing</b>  13 <b>cars right now?</b>  14 A. Yes. That's what I was doing for a  15 living, washing cars.  16 <b>Q. Okay. Are you full-time employed at a</b>  17 <b>car wash or --</b>  18 A. No, no. I just -- like a handyman.  19 MR. FLAXMAN: Make sure -- make sure you let  20 him finish the question.  21 THE WITNESS: All right.  22 BY MR. PALLAS:  23 <b>Q. Okay. All right.</b>  24 <b>So, basically, you have your own</b></p>

16 (Pages 49 to 52)

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Page 53	<p>1 equipment, and if I were to say, "Hey, I need my</p> <p>2 car washed," you'd --</p> <p>3 A. Yes.</p> <p>4 Q. You're what they call freelance, right?</p> <p>5 You don't know free- --</p> <p>6 A. However -- however you call it.</p> <p>7 Q. You're on your own? self-employed?</p> <p>8 A. Yes.</p> <p>9 Q. And how much money do you make a week</p> <p>10 washing cars?</p> <p>11 A. It depends how many cars I wash.</p> <p>12 Q. Sure.</p> <p>13 What do you charge per car?</p> <p>14 A. Probably 15, 20.</p> <p>15 Q. Okay.</p> <p>16 A. It depends who you is.</p> <p>17 Q. All right. Do you want me to pull up</p> <p>18 my car for you? I'm joking.</p> <p>19 MR. FLAXMAN: Objection.</p> <p>20 BY MR. PALLAS:</p> <p>21 Q. Okay. All right. How long have you</p> <p>22 been living with your fianc e, your current</p> <p>23 fianc e?</p> <p>24 A. When I met her. She -- it ain't been</p>	Page 55	<p>1 Q. How much do you get per month?</p> <p>2 A. Probably like 960.</p> <p>3 Q. Okay. And you make a little extra</p> <p>4 money washing cars?</p> <p>5 A. Washing -- yes.</p> <p>6 Q. Okay. Do you make any money selling</p> <p>7 drugs?</p> <p>8 A. No.</p> <p>9 Q. Do you drink alcohol?</p> <p>10 A. No.</p> <p>11 Q. You smoke cannabis?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. Still pretty frequently?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. When's the last time you had</p> <p>16 some?</p> <p>17 A. Probably last week sometime.</p> <p>18 Q. Okay. And -- I -- I have seen, of</p> <p>19 course, that you have a health history.</p> <p>20 Are you currently on any prescription</p> <p>21 meds?</p> <p>22 A. I don't take them --</p> <p>23 Q. Mm-hmm.</p> <p>24 A. -- because I get sick, and I -- and I</p>
Page 54	<p>1 that long. Probably like two, two or</p> <p>2 three years.</p> <p>3 Q. Okay.</p> <p>4 A. Two years.</p> <p>5 Q. Where did you live before then?</p> <p>6 A. With my mother.</p> <p>7 Q. Okay. On 60- -- 68th and Prairie?</p> <p>8 A. No. My mother stayed at 40- -- 4120.</p> <p>9 Q. Okay.</p> <p>10 A. Oh. She stay 61st and Prairie now,</p> <p>11 yeah.</p> <p>12 Q. Oh, 60- -- yeah. Okay.</p> <p>13 We were talking about you working for</p> <p>14 two weeks at Power &amp; Son.</p> <p>15 Since that time, have you had any</p> <p>16 full-time employment?</p> <p>17 A. No. Not really because my background</p> <p>18 is shot. So it's hard for me to get a job right</p> <p>19 now.</p> <p>20 Q. Understood.</p> <p>21 Now, am I correct that your major</p> <p>22 source of income right now is social security</p> <p>23 disability?</p> <p>24 A. Yes.</p>	Page 56	<p>1 can't have no bowel movement when I take the</p> <p>2 medicine.</p> <p>3 Q. Ah, okay.</p> <p>4 So the medicine is for what?</p> <p>5 A. Stress.</p> <p>6 Q. Okay.</p> <p>7 A. Just stress.</p> <p>8 Q. Okay. And you don't know what -- what</p> <p>9 the medicine is or do you know what the medicine</p> <p>10 is?</p> <p>11 A. I don't -- I don't know. I ain't -- I</p> <p>12 ain't trying to take it.</p> <p>13 Q. Okay. Nothing that you'd take is or</p> <p>14 would affect your ability to answer my questions</p> <p>15 today?</p> <p>16 A. No.</p> <p>17 Q. Okay. All right. So, now, do you</p> <p>18 remember -- I want to go back to 2019 where we</p> <p>19 have a snapshot of you applying for social</p> <p>20 security disability. Okay? And you were</p> <p>21 interviewed by a professional, and you told them</p> <p>22 at that time that you had difficulty in school</p> <p>23 and you had been placed in special ed classes.</p> <p>24 Do you remember that?</p>

17 (Pages 53 to 56)

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1 A. Yes.

2 **Q. Okay. And that was true at the time?**

3 A. Yes.

4 **Q. Okay. And also that you had dropped**

5 **out of high school after one year?**

6 A. Yes.

7 **Q. Okay. Now, the -- why did you drop out**

8 **of high school?**

9 A. Because I was -- I felt -- I felt the

10 shame of myself in front of the classroom trying

11 to read out, and -- and I ain't just -- and I

12 ain't wanted to go back.

13 **Q. Okay. During the year that you**

14 **attended high school, it appears that you were**

15 **not able to get any high school credits.**

16 **Is that right? You failed every**

17 **course?**

18 A. Yes.

19 **Q. Okay. Now, was that because -- Well,**

20 **let me put it this way: Was that simply because**

21 **you weren't showing up?**

22 A. That's because of my learning

23 disability. I was ashamed to be in front of the

24 reading -- trying to read out loud, and I

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1 couldn't do it.

2 **Q. Okay. I understand. And I'm not**

3 **trying to make you feel uncomfortable.**

4 **But it would -- it would seem to me**

5 **that that frustration might result in a lot of**

6 **just saying "I'm not going in to school"?**

7 A. Yes.

8 **Q. Okay. So, I mean, a lot of your record**

9 **could be explained by the fact you simply**

10 **weren't there?**

11 A. Yes.

12 **Q. Okay. Were -- were you just -- did you**

13 **just blow it off your freshman year, or were you**

14 **actually going in to class?**

15 A. I was -- I was going, and then I wasn't

16 going.

17 **Q. Okay. Okay. What -- can you break it**

18 **down; like, what percentage, let's say, in a**

19 **five-day week?**

20 A. Some -- sometimes I'd go. Sometimes I

21 won't. Like, if it -- if it's -- if they -- if

22 I feel that was -- they was going to pick me out

23 to read, then I wouldn't go.

24 **Q. Okay. Now, when you were interviewed**

Page 59

1 **in 2019, you also indicated to the evaluator**

2 **that when you were in prison, you had been**

3 **offered what we call psychotropic medication.**

4 **Do you know what that is?**

5 A. No, I don't. But I wouldn't have taken

6 it if they did prescribe me the medicine.

7 **Q. Yes. And, in fact, you mentioned that**

8 **during your interview that you didn't feel**

9 **comfortable taking medication while you were in**

10 **prison?**

11 MR. FLAXMAN: Objection, foundation.

12 BY MR. PALLAS:

13 **Q. Okay. Oh, okay. Well, we will get**

14 **back to that foundation later.**

15 **Is that true, that you felt that you --**

16 A. Yeah, yes.

17 **Q. -- that -- yeah.**

18 **You felt uncomfortable taking**

19 **medication in prison?**

20 A. Yes.

21 **Q. Why?**

22 A. Because I didn't want to take the

23 medicine. I wasn't taking it out here. So why

24 would I take it in prison?

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1 **Q. Okay. Is that because you didn't trust**

2 **the prison officials?**

3 A. It didn't -- I just wouldn't have taken

4 it.

5 **Q. Okay.**

6 A. It don't make me feel right.

7 **Q. What was the -- Why did they think you**

8 **needed the medication? What condition was it**

9 **for?**

10 A. I don't -- I don't know.

11 **Q. Was it because of stress?**

12 MR. FLAXMAN: Objection, foundation, asked

13 and answered.

14 BY MR. PALLAS:

15 **Q. If you -- if you know.**

16 A. No, no.

17 **Q. Okay. Have you ever had any**

18 **hallucinations?**

19 A. No.

20 **Q. Have you had -- ever had any incidents**

21 **where you lost touch with reality?**

22 A. No.

23 **Q. You also reported that your mother was**

24 **an addict --**

18 (Pages 57 to 60)

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Page 61	<p>1 MR. FLAXMAN: Objection.</p> <p>2 BY MR. PALLAS:</p> <p>3 <b>Q. -- is that true?</b></p> <p>4 MR. FLAXMAN: Objection, form, foundation.</p> <p>5 BY THE WITNESS:</p> <p>6 A. No.</p> <p>7 BY MR. PALLAS:</p> <p>8 <b>Q. No?</b></p> <p>9 A. (Nonverbal response.)</p> <p>10 <b>Q. Well, let's -- let's break that down.</b></p> <p>11 <b>Do you recall telling an evaluator in</b></p> <p>12 <b>2019 that your mother was an addict?</b></p> <p>13 A. No.</p> <p>14 <b>Q. Has your mother ever been an addict?</b></p> <p>15 A. No, not if I know that, shit.</p> <p>16 <b>Q. Okay. Do you know whether your mother</b></p> <p>17 <b>has ever taken illegal drugs?</b></p> <p>18 A. No.</p> <p>19 MR. PALLAS: Okay. All right. Let's --</p> <p>20 let's mark this Exhibit 1, please.</p> <p>21 (Whereupon, Sims Deposition</p> <p>22 Exhibit No. 1 was marked for</p> <p>23 identification.)</p> <p>24 MR. PALLAS: For those on Zoom, it's the</p>	Page 63	<p>1 A. I guess -- I guess what I talked about,</p> <p>2 I guess.</p> <p>3 <b>Q. Okay. And you understood that when you</b></p> <p>4 <b>talked about it in this document, you swore to</b></p> <p>5 <b>the truth of it?</b></p> <p>6 A. Yes.</p> <p>7 <b>Q. Okay. And if I may direct your</b></p> <p>8 <b>attention to the last page here --</b></p> <p>9 MR. FLAXMAN: It's the --</p> <p>10 BY MR. PALLAS:</p> <p>11 <b>Q. -- page 4?</b></p> <p>12 MR. FLAXMAN: Yeah. Turn to the last page.</p> <p>13 BY MR. PALLAS:</p> <p>14 <b>Q. That -- that's your signature?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. Okay. Now, did you actually prepare</b></p> <p>17 <b>this document?</b></p> <p>18 MR. FLAXMAN: Objection. I'm instructing the</p> <p>19 witness not to answer. It's attorney-client</p> <p>20 work product and privilege.</p> <p>21 BY MR. PALLAS:</p> <p>22 <b>Q. Okay. All right. I'm going to ask</b></p> <p>23 <b>you, are you going to follow your attorney's</b></p> <p>24 <b>advice and not answer the question?</b></p>
Page 62	<p>1 affidavit of Germain Sims. Here, I've got it.</p> <p>2 Did I give a -- a copy to --</p> <p>3 THE COURT REPORTER: Sorry. I have to --</p> <p>4 MR. GAINER: There should be one. I can pull</p> <p>5 it up.</p> <p>6 MR. PALLAS: No. It's not a problem. Oh,</p> <p>7 sorry. I didn't mean to throw it at you. Okay.</p> <p>8 BY MR. PALLAS:</p> <p>9 <b>Q. Now, I know you have difficulty</b></p> <p>10 <b>reading, but you -- have you ever seen this</b></p> <p>11 <b>document before?</b></p> <p>12 A. Yes.</p> <p>13 <b>Q. Okay. And do you know what it is?</b></p> <p>14 A. A document, like a --</p> <p>15 <b>Q. Okay. It's a -- we call it an</b></p> <p>16 <b>affidavit. Okay?</b></p> <p>17 <b>Do you understand that?</b></p> <p>18 A. Yes, yes.</p> <p>19 <b>Q. Okay. And what do you understand an</b></p> <p>20 <b>affidavit to be?</b></p> <p>21 MR. FLAXMAN: Objection, foundation.</p> <p>22 Go ahead.</p> <p>23 BY MR. PALLAS:</p> <p>24 <b>Q. If you --</b></p>	Page 64	<p>1 A. Yes.</p> <p>2 <b>Q. Of course.</b></p> <p>3 MR. PALLAS: Now, may we agree that in the</p> <p>4 future if you give that instruction, I don't</p> <p>5 have to go through the rigmarole of asking him</p> <p>6 whether he'll accept your advice?</p> <p>7 MR. FLAXMAN: Sure.</p> <p>8 MR. PALLAS: Okay.</p> <p>9 MR. FLAXMAN: No one has ever asked me that</p> <p>10 before.</p> <p>11 MR. PALLAS: Well, I mean, I -- I don't see</p> <p>12 much point.</p> <p>13 BY MR. PALLAS:</p> <p>14 <b>Q. You -- let me put it this way: Any</b></p> <p>15 <b>time Mr. Flaxman instructs you not to answer,</b></p> <p>16 <b>you're going to follow his advice; am I correct?</b></p> <p>17 A. Yes.</p> <p>18 <b>Q. Okay. Good. All right.</b></p> <p>19 <b>Whose idea was it to draft the</b></p> <p>20 <b>affidavit?</b></p> <p>21 MR. FLAXMAN: Objection, attorney-client</p> <p>22 privilege, work product privilege.</p> <p>23 I instruct the witness not to answer.</p> <p>24 BY MR. PALLAS:</p>

19 (Pages 61 to 64)

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1       **Q. How long did the affidavit take to**  
2 **prepare?**  
3       A. Like, what do you mean by that? Sorry  
4 about that.  
5       MR. FLAXMAN: Yeah. I -- I guess I'd just  
6 ask you that. I mean, I -- I think there's a  
7 way you can ask that, but I want you to lay a  
8 better foundation for what you're asking him.  
9 BY MR. PALLAS:  
10       **Q. Okay. Well, let me ask you this: Is**  
11 **this -- the first time you saw this affidavit,**  
12 **was that -- were you in your attorney's office**  
13 **at the time?**  
14       A. Yes.  
15       **Q. Okay. And do you know whether the**  
16 **affidavit was prepared on the same day that you**  
17 **signed it?**  
18       MR. FLAXMAN: That --  
19 BY MR. PALLAS:  
20       **Q. That is, September 14th of 2018?**  
21       MR. FLAXMAN: Object to attorney-client  
22 privilege and attorney work product.  
23       Instruct the witness not to answer.  
24 BY MR. PALLAS:

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1       **Q. Was -- your memory of this arrest and**  
2 **prosecution, was it better in 2009 when you were**  
3 **arrested than it was nine years later when you**  
4 **signed the affidavit?**  
5       A. I don't -- no. You said was it 20  
6 years -- I don't -- I don't get that question.  
7       **Q. Okay. Let me try it again: Were these**  
8 **events pressure in your -- were these events**  
9 **fresher in your mind in 2009 when they happened**  
10 **than they were when you prepared the affidavit**  
11 **in 2018?**  
12       MR. FLAXMAN: Objection, form.  
13       Go ahead.  
14 BY THE WITNESS:  
15       A. Yes. I guess.  
16 BY MR. PALLAS:  
17       **Q. Okay.**  
18       A. I don't know. I guess.  
19 BY MR. PALLAS:  
20       **Q. Okay. Was your memory better in 2018**  
21 **when you prepared the affidavit than it is**  
22 **today?**  
23       MR. FLAXMAN: Objection, form, foundation.  
24 BY MR. PALLAS:

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1       **Q. In other --**  
2       A. I don't --  
3       **Q. Yeah.**  
4       A. Could you -- could you say that --  
5       **Q. Yeah.**  
6       **Did you remember -- did you remember**  
7 **the incident surrounding this arrest better at**  
8 **the time you signed the affidavit back in**  
9 **2018 --**  
10       A. I don't --  
11       **Q. -- than you do today?**  
12       A. I don't get where you coming from with  
13 that, but I don't -- I don't understand what  
14 you -- what you getting at right there.  
15       **Q. Okay. All right. As we sit here**  
16 **today -- and we will go through this a bit, but**  
17 **do you stand by the accuracy of what's in your**  
18 **affidavit?**  
19       MR. FLAXMAN: Objection, form, foundation.  
20 BY THE WITNESS:  
21       A. Do -- do I under- --  
22 BY MR. PALLAS:  
23       **Q. Do you stand by the truth --**  
24       A. Yes, yes.

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1       **Q. -- okay -- of what's in the affidavit?**  
2       A. Yes.  
3       **Q. All right. I'm going to go to page 2,**  
4 **paragraph 12. And what it says there is,**  
5 **"While -- While handcuffed to the bench, I saw**  
6 **some of the officers who had stopped us bring**  
7 **Willie Martin to [sic] the station."**  
8       **So let me -- let me start this way --**  
9       MR. FLAXMAN: I don't know if you -- you -- I  
10 don't know if you said to or into.  
11       MR. PALLAS: Into the -- well, whatever.  
12 Into the station. Okay.  
13       MR. FLAXMAN: Bring Willie Martin into the  
14 station.  
15       MR. PALLAS: Okay. Good.  
16 BY MR. PALLAS:  
17       **Q. In any event, how long after you were**  
18 **in the station did they bring Willie in?**  
19       A. They brung him right in when -- when  
20 they brung us in.  
21       **Q. Okay. Were you guys transported to**  
22 **the -- in the same vehicle?**  
23       A. No.  
24       **Q. How did you get to the station?**

20 (Pages 65 to 68)

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1 A. I got to the station in the police  
2 tr- -- a -- a squad car, a -- a police truck.  
3 **Q. Okay. Let's make sure -- police**  
4 **truck --**  
5 A. The --  
6 **Q. -- that is a paddy wagon?**  
7 A. No, no, not the wagon, but the box --  
8 the -- the -- the -- the -- the car, the Ford,  
9 whatever --  
10 **Q. SUV?**  
11 A. Yeah.  
12 **Q. Okay. Who drove you, if you know?**  
13 A. A blue and white.  
14 **Q. Okay. Uniformed officers?**  
15 A. Yes.  
16 **Q. Now, you mentioned before that Willie**  
17 **was taken into another room. And according to**  
18 **your affidavit on paragraph 14, he -- the**  
19 **officers came out about 20 minutes later.**  
20 **When they did, was Willie with them?**  
21 A. No.  
22 **Q. Okay. And correct me if I'm wrong, but**  
23 **the officers you identified coming out of that**  
24 **room were Watts, Mohammed, and Al, correct?**

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1 A. Yes.  
2 **Q. Now, you also mentioned earlier that**  
3 **you heard Willie yelling or screaming through**  
4 **the door?**  
5 A. Yes.  
6 **Q. Okay. Tell me a little bit more about**  
7 **that.**  
8 **What did you hear?**  
9 A. He was hollering, "Rah, ah, ah, ah,"  
10 and that's all I heard.  
11 **Q. Okay. And you ultimately had an**  
12 **occasion to talk to Willie; am I correct?**  
13 A. Yes.  
14 **Q. Okay.**  
15 A. After I got out of jail.  
16 **Q. Okay. When you say after you got out**  
17 **of jail, do you mean after you got out of**  
18 **prison?**  
19 A. Yes.  
20 **Q. Okay.**  
21 A. Yes.  
22 **Q. Okay. So it was at the end of -- it**  
23 **was after you completed your sentence in this**  
24 **case that you spoke with Willie?**

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1 A. Yes.  
2 **Q. Was that the first time you spoke with**  
3 **Willie about this arrest?**  
4 A. Yes, when I got out.  
5 **Q. Okay. And where was this conversation?**  
6 A. Back on 41st where they -- 42nd and  
7 Prairie --  
8 **Q. Okay.**  
9 A. -- where they picked him up at.  
10 **Q. Okay. And what did he tell you at that**  
11 **time?**  
12 A. He didn't tell me nothing. I -- I  
13 tried -- we need -- I needed his affidavit to  
14 show them that -- they got the shit out of his  
15 ass, and they had DNA feces on a plastic bag.  
16 **Q. Okay. All right. Well, that's new**  
17 **information.**  
18 **So -- so Willie told you that the**  
19 **police had recovered drugs that he had stuffed**  
20 **up his rectum?**  
21 A. Yes.  
22 **Q. And when you observed the bag that it**  
23 **was contained in, you observed that it was**  
24 **covered in feces?**

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1 A. It was feces on there.  
2 **Q. Okay. Now, did -- did Willie tell you**  
3 **at the time how the police officers obtained**  
4 **those drugs?**  
5 A. He said they got them out his ass.  
6 **Q. Okay. Now, just so I'm clear, you had**  
7 **not seen Willie at all --**  
8 A. No.  
9 **Q. -- the day of the arrest?**  
10 A. No.  
11 **Q. Okay. Now, you -- at the time you**  
12 **spoke with Willie was the first time that you**  
13 **learned that he was the source of those drugs?**  
14 A. I knew when I -- when they got us into  
15 the station and when they got it off him, shit,  
16 they put it on us. That's how I knew it was  
17 and -- and shit. I -- when I got out of jail, I  
18 was trying to get his affidavit, the -- the --  
19 appeal my case back.  
20 **THE COURT REPORTER: The appeal?**  
21 **BY THE WITNESS:**  
22 A. I mean, get my case back going.  
23 **BY MR. PALLAS:**  
24 **Q. Okay.**

21 (Pages 69 to 72)



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1 A. The time I took.  
2 **Q. Okay. So you -- now, this is -- this**  
3 **is when you got out of prison.**  
4 **That would have been sometime around**  
5 **2011?**  
6 A. Yeah, something like that, I think,  
7 yeah.  
8 **Q. Okay.**  
9 A. If I ain't mistaken.  
10 **Q. So this would've been about seven years**  
11 **before you signed this affidavit, correct? This**  
12 **is in 2018.**  
13 A. Yes, I guess.  
14 **Q. Okay.**  
15 A. Yeah.  
16 **Q. When did you decide -- was it -- how**  
17 **long before you signed your affidavit did you**  
18 **have this conversation with Willie about getting**  
19 **his affidavit?**  
20 A. Yes. I was -- I talked to him first to  
21 get his affidavit.  
22 **Q. Mm-hmm.**  
23 A. To get in touch with an attorney.  
24 **Q. Okay. Were you represented by an**

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1 **attorney at that time?**  
2 A. When I got locked up?  
3 **Q. No. When you had the conversation with**  
4 **Willie.**  
5 A. No. I recorded that.  
6 **Q. You recorded this conversation?**  
7 A. Yes, off a cell phone.  
8 **Q. Do you still have that recording?**  
9 A. No, no. My -- I don't know where that  
10 phone at right now.  
11 **Q. Okay. When -- how long -- did -- how**  
12 **long did you keep the recording?**  
13 A. Probably that next day until I talked  
14 to an attorney.  
15 **Q. And who --**  
16 A. Probably one day.  
17 **Q. Who was the attorney you spoke with?**  
18 A. Joel Flaxman.  
19 **Q. Okay. Why did you believe you needed**  
20 **an affidavit from Willie?**  
21 A. Because, I guess, the lawyer ain't  
22 believe what I was -- like, what I was talking  
23 about. So I needed him to tell the -- the  
24 truth, what really happened.

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1 **Q. And when you say "the lawyer," you mean**  
2 **Mr. Flaxman?**  
3 A. Yes.  
4 MR. FLAXMAN: So let me -- don't tell him  
5 anything --  
6 THE WITNESS: All right. All right.  
7 MR. FLAXMAN: -- that I might be telling you.  
8 THE WITNESS: All right.  
9 MR. PALLAS: Okay. Yeah. No.  
10 THE WITNESS: Sorry about that.  
11 MR. FLAXMAN: Move to strike.  
12 MR. PALLAS: No problem.  
13 BY MR. PALLAS:  
14 **Q. Now, am I correct that Willie Brownlee**  
15 **is now deceased?**  
16 A. Yes.  
17 **Q. Okay. Do you know when he died?**  
18 A. No.  
19 **Q. Do you know how he died?**  
20 A. They say he got stabbed or shot or  
21 something. I don't know. They just -- I  
22 don't -- no, no, no. I don't know.  
23 **Q. Okay. But it's your understanding he**  
24 **did not die of natural causes?**

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1 A. No.  
2 **Q. Is that your understanding or --**  
3 A. I don't know if he -- no, no.  
4 **Q. You --**  
5 A. I don't know if he died of natural  
6 causes or not.  
7 **Q. Okay. Let's talk about a few other**  
8 **officers who you've sued.**  
9 **Do you know who Brian Bolton is?**  
10 A. Like I told you before, I don't know  
11 them officers til I see by face.  
12 **Q. Okay. Do you know who Robert Gonzalez**  
13 **is?**  
14 A. No. I guess an officer.  
15 **Q. Do you know an officer named Manuel**  
16 **Leano?**  
17 A. No.  
18 **Q. Do you know an officer named Elsworth**  
19 **Smith?**  
20 A. No.  
21 **Q. Do you know an officer named Douglas**  
22 **Nichols?**  
23 A. No.  
24 **Q. Am I correct, though, that if any of**

22 (Pages 73 to 76)

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Page 77	<p>1 <b>these officers were Caucasian, they were not</b></p> <p>2 <b>involved in your arrest?</b></p> <p>3 MR. FLAXMAN: Objection, form.</p> <p>4 BY THE WITNESS:</p> <p>5 A. I wouldn't --</p> <p>6 MR. FLAXMAN: Misstates testimony.</p> <p>7 BY THE WITNESS:</p> <p>8 A. Oh, I got to see their picture. I</p> <p>9 don't know. I don't know them by name. So I --</p> <p>10 BY MR. PALLAS:</p> <p>11 <b>Q. Okay. All right. But you testified</b></p> <p>12 <b>earlier that there were no white officers on the</b></p> <p>13 <b>scene at the time; am I correct?</b></p> <p>14 A. I said --</p> <p>15 MR. FLAXMAN: Objection, misstates testimony.</p> <p>16 BY THE WITNESS:</p> <p>17 A. I said they was Mexican or white. I</p> <p>18 didn't say never say they wasn't. I just</p> <p>19 said --</p> <p>20 BY MR. PALLAS:</p> <p>21 <b>Q. Now, in this affidavit, paragraph 19,</b></p> <p>22 <b>which is on page 3, you say that you told your</b></p> <p>23 <b>lawyer, Dennis Sherman, that you were framed?</b></p> <p>24 A. Yes.</p>	Page 79	<p>1 <b>Q. How much?</b></p> <p>2 A. Probably like 5,000, 4,000 or something</p> <p>3 like that.</p> <p>4 <b>Q. Okay. And where did you get the money?</b></p> <p>5 A. My family.</p> <p>6 <b>Q. Okay. The -- and you are saying that</b></p> <p>7 <b>you asked Mr. Sherman to get DNA off of the</b></p> <p>8 <b>bags?</b></p> <p>9 A. Yes.</p> <p>10 <b>Q. And he refused to do so?</b></p> <p>11 A. He was -- I guess he -- he wouldn't --</p> <p>12 he wouldn't do -- he wasn't doing nothing I</p> <p>13 asked him to do.</p> <p>14 <b>Q. Okay.</b></p> <p>15 A. So I had to get rid of him.</p> <p>16 <b>Q. Okay. And then after that -- and,</b></p> <p>17 <b>well, he represented you, am I correct, in a</b></p> <p>18 <b>motion to suppress evidence?</b></p> <p>19 A. Yes.</p> <p>20 <b>Q. Okay.</b></p> <p>21 A. That's after I got rid of him, after we</p> <p>22 lost the motion.</p> <p>23 <b>Q. Okay. And then you were represented by</b></p> <p>24 <b>a public defender named Warren Richardson; am I</b></p>
Page 78	<p>1 <b>Q. Okay. First of all, let me ask you:</b></p> <p>2 <b>At what stage during this lawsuit did you hire</b></p> <p>3 <b>Mr. Sherman?</b></p> <p>4 MR. FLAXMAN: Objection.</p> <p>5 BY MR. PALLAS:</p> <p>6 <b>Q. Excuse me?</b></p> <p>7 MR. FLAXMAN: You mean the criminal case?</p> <p>8 MR. PALLAS: The criminal case. I'm sorry.</p> <p>9 MR. FLAXMAN: Okay. You said the lawsuit.</p> <p>10 MR. PALLAS: I'm sorry. I apologize.</p> <p>11 BY MR. PALLAS:</p> <p>12 <b>Q. Was Mr. Sherman the only lawyer who</b></p> <p>13 <b>represented you in this criminal case?</b></p> <p>14 A. No.</p> <p>15 <b>Q. Okay.</b></p> <p>16 A. I fired Mr. Sherman. I fired -- I</p> <p>17 fired my attorney because he wouldn't get the</p> <p>18 DNA off the plastic, and he wasn't going out to</p> <p>19 take -- take pictures of the -- where -- where</p> <p>20 they said this happened at. So I had to get rid</p> <p>21 of him.</p> <p>22 <b>Q. Okay. So, now, you had to pay</b></p> <p>23 <b>Mr. Sherman, right?</b></p> <p>24 A. Yes.</p>	Page 80	<p>1 <b>correct?</b></p> <p>2 A. Yes, sir. I don't -- I don't pronounce</p> <p>3 the name -- I don't know the public defender's</p> <p>4 name, but I know it was a public defender.</p> <p>5 <b>Q. Okay. And eventually -- did you tell</b></p> <p>6 <b>the public defender that you were framed?</b></p> <p>7 A. Yes.</p> <p>8 <b>Q. Did you tell -- did you ask the public</b></p> <p>9 <b>defender to obtain DNA evidence on your behalf?</b></p> <p>10 A. Yes.</p> <p>11 <b>Q. And what did he tell you?</b></p> <p>12 A. He wouldn't -- he said that was gonna</p> <p>13 be hard to get, so I'm -- it -- it was -- he --</p> <p>14 it was -- he was lack of -- he wouldn't take</p> <p>15 care -- he wouldn't do the job neither, so --</p> <p>16 <b>Q. Okay. All right. And, ultimately,</b></p> <p>17 <b>though, you decided to plead guilty to the</b></p> <p>18 <b>charges?</b></p> <p>19 A. Yes, for a lesser charge.</p> <p>20 <b>Q. Okay. Well, when you say "a lesser</b></p> <p>21 <b>charge," you were convicted of delivery of a</b></p> <p>22 <b>controlled substance, correct?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. Okay. And you pled guilty to that</b></p>

23 (Pages 77 to 80)



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<p style="text-align: right;">Page 81</p> <p>1 <b>crime on July 12th of 2010?</b></p> <p>2 A. Yes.</p> <p>3 <b>Q. Does that make sense? Yeah?</b></p> <p>4 A. Yes.</p> <p>5 <b>Q. And, in fact, you were then sentenced</b></p> <p>6 <b>to four years in the IDOC?</b></p> <p>7 A. Yes.</p> <p>8 MR. PALLAS: Okay. Let me -- I just want</p> <p>9 to -- For the record, I'm going to -- well, I</p> <p>10 had originally designated this as Exhibit No. 4.</p> <p>11 I don't know whether we want to go in order or</p> <p>12 not.</p> <p>13 MR. FLAXMAN: It's your deposition.</p> <p>14 MR. PALLAS: Oh, thank you.</p> <p>15 MR. FLAXMAN: We can -- we can go letters if</p> <p>16 you want.</p> <p>17 MR. PALLAS: Come on. This is above my pay</p> <p>18 grade, Joel. You have to help me. All right.</p> <p>19 Let's -- well, let's just make it Exhibit 2,</p> <p>20 right?</p> <p>21 THE COURT REPORTER: Okay.</p> <p>22 MR. PALLAS: Okay.</p> <p>23 MR. FLAXMAN: Make it Exhibit XX and YY.</p> <p>24</p>	<p style="text-align: right;">Page 83</p> <p>1 <b>And you said, "Yes, sir."</b></p> <p>2 <b>Do you remember that?</b></p> <p>3 A. Yes.</p> <p>4 <b>Q. Okay. And you understood what the</b></p> <p>5 <b>charge was, what you were being charged with,</b></p> <p>6 <b>correct?</b></p> <p>7 A. Yes.</p> <p>8 <b>Q. Okay. And then do you recall the judge</b></p> <p>9 <b>asking the state's attorney for a factual basis</b></p> <p>10 <b>for the plea; in other words, what the</b></p> <p>11 <b>underlying circumstances were of your arrest?</b></p> <p>12 A. Yes.</p> <p>13 <b>Q. Okay. And after the state's attorney</b></p> <p>14 <b>had done that, you -- you heard that and you</b></p> <p>15 <b>agreed to what the state's attorney had said?</b></p> <p>16 MR. FLAXMAN: Objection, form, foundation.</p> <p>17 You're misstating the transcript.</p> <p>18 MR. PALLAS: Okay. Well, you'll be able to</p> <p>19 work on that.</p> <p>20 BY MR. PALLAS:</p> <p>21 <b>Q. Let me -- let me ask you this: At the</b></p> <p>22 <b>end or towards the end on page 9 -- I thought it</b></p> <p>23 <b>was page 9. It doesn't look like page 9. It</b></p> <p>24 <b>must be page 7 -- do you recall the judge saying</b></p>
<p style="text-align: right;">Page 82</p> <p>1 (Whereupon, Sims Deposition</p> <p>2 Exhibit No. 2 was marked for</p> <p>3 identification.)</p> <p>4 MR. PALLAS: And this is obviously -- this is</p> <p>5 the guilty plea proceeding, folks.</p> <p>6 THE COURT REPORTER: Sorry...</p> <p>7 BY MR. PALLAS:</p> <p>8 <b>Q. All right. You -- you recall appearing</b></p> <p>9 <b>before Judge Flood in July of 2010?</b></p> <p>10 A. Yes.</p> <p>11 <b>Q. Okay. And I'm referring you to page 2,</b></p> <p>12 <b>but do you recall the judge telling you that he</b></p> <p>13 <b>said -- and I quote -- "Mr. Sims, it's my</b></p> <p>14 <b>understanding there's been a plea agreement</b></p> <p>15 <b>reached between the state's attorney and your</b></p> <p>16 <b>attorney and it contemplates you're [sic]</b></p> <p>17 <b>withdrawing your plea of not guilty to the</b></p> <p>18 <b>charge of possession of controlled substance</b></p> <p>19 <b>with intent to deliver and entering a plea of</b></p> <p>20 <b>guilty to that charge pursuant to the plea</b></p> <p>21 <b>agreement.</b></p> <p>22 <b>"Do you wish to withdraw your plea of</b></p> <p>23 <b>not guilty and enter a plea of guilty to that</b></p> <p>24 <b>charge?"</b></p>	<p style="text-align: right;">Page 84</p> <p>1 <b>to you the following: "Sir, I want you to</b></p> <p>2 <b>understand even though you have pled guilty you</b></p> <p>3 <b>do have a right to appeal. In order to appeal,</b></p> <p>4 <b>you must within 30 days of today's date file a</b></p> <p>5 <b>written motion asking the Court to either</b></p> <p>6 <b>reconsider the sentence or the judgment being</b></p> <p>7 <b>entered here today for leave to withdraw your</b></p> <p>8 <b>guilty plea. If that motion is granted, the</b></p> <p>9 <b>plea of guilty, sentence, and judgment will be</b></p> <p>10 <b>vacated and a trial date set. If you cannot</b></p> <p>11 <b>afford an attorney for the cost of the appeal,</b></p> <p>12 <b>one will be provided to you," et cetera, et</b></p> <p>13 <b>cetera.</b></p> <p>14 <b>Do you remember the judge telling you</b></p> <p>15 <b>that?</b></p> <p>16 A. Yes.</p> <p>17 <b>Q. Okay. Fine.</b></p> <p>18 <b>Now, you did not appeal at that time,</b></p> <p>19 <b>correct?</b></p> <p>20 A. No.</p> <p>21 <b>Q. Okay. When did you decide that you</b></p> <p>22 <b>were going to reverse -- you were going to seek</b></p> <p>23 <b>to reverse this conviction?</b></p> <p>24 A. When I got out of jail. When I got out</p>

24 (Pages 81 to 84)

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1 of prison.  
2 **Q. Okay. In 20-- in 2011?**  
3 A. Yes.  
4 **Q. Okay. At any -- and am I correct that**  
5 **when you first sought to vacate this particular**  
6 **conviction, you met with Mr. Flaxman?**  
7 A. Yes.  
8 **Q. Now, at any time before you met with**  
9 **Mr. Flaxman, had you seen any news or heard any**  
10 **information about Sergeant Watts?**  
11 A. No, not at that time.  
12 **Q. Okay. When did you first become aware**  
13 **that Sergeant Watts was -- had been arrested by**  
14 **federal authorities?**  
15 A. Probably a week later on the news. It  
16 was all over the news.  
17 **Q. Okay. But that was -- correct me if**  
18 **I'm wrong. Was -- was that -- wasn't that**  
19 **several years before --**  
20 A. Yes, yes, yes.  
21 **Q. Okay. Did you ever --**  
22 A. When I --  
23 **Q. I'm sorry. Go ahead.**  
24 A. When I saw the news, I told -- I said,

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1 "God -- God worked for me."  
2 THE COURT REPORTER: Sorry?  
3 BY THE WITNESS:  
4 A. I said, "God did the work for me."  
5 BY MR. PALLAS:  
6 **Q. Okay. By bringing Sergeant Watts --**  
7 A. Them -- them crooked officers in, yes.  
8 **Q. Do you know a gentleman named Ben**  
9 **Baker?**  
10 A. Ben? No.  
11 **Q. Did you ever hear about Ben Baker**  
12 **bringing a federal lawsuit against Watts and his**  
13 **team?**  
14 A. No.  
15 **Q. How did you first become aware that**  
16 **Mr. Flaxman was involved in representing people**  
17 **who had been arrested by Sergeant Watts and his**  
18 **team?**  
19 MR. FLAXMAN: Objection, foundation.  
20 Go ahead.  
21 BY THE WITNESS:  
22 A. Through Robert.  
23 BY MR. PALLAS:  
24 **Q. Okay. And when -- when was that?**

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1 A. I can't -- I don't know when, but he  
2 came to me and said, "You got a lawsuit. You  
3 need to talk to this lawyer."  
4 **Q. Okay.**  
5 A. And that's exactly what I did.  
6 **Q. And was it your understanding at that**  
7 **time that Robert had already spoken with a**  
8 **lawyer?**  
9 A. Probably. Robert spoke with a lot of  
10 people, FBI agents and all the type of stuff.  
11 **Q. Okay. And was it after that that you**  
12 **had a conversation with --**  
13 A. Ah...  
14 **Q. -- Robert about this suit?**  
15 A. I don't -- I don't know. I can't -- I  
16 don't know. I don't know. I don't remember. I  
17 don't remember. No. I don't remember.  
18 **Q. Do you still talk to Robert?**  
19 A. Every blue moon.  
20 **Q. What does that mean? I'm sorry.**  
21 **That -- that just seems like rarely.**  
22 A. Like, once -- like, when I see him.  
23 **Q. Okay. A few times a year, maybe?**  
24 A. Something like that, yes.

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1 **Q. When's the last time you spoke with**  
2 **him?**  
3 A. Probably last week. Probably when I  
4 was down that way. Probably last week we spoke,  
5 "Hi." That was it.  
6 **Q. When you were arrested on this case,**  
7 **you spent some time in Cook County Jail,**  
8 **correct?**  
9 A. Yes, that's right.  
10 **Q. Okay. As did Robert?**  
11 A. Yeah -- no. He was in -- I think he  
12 was in Stateville.  
13 **Q. Oh, okay.**  
14 A. He was on parole.  
15 **Q. Right. He --**  
16 A. And they had us mixed up. So I was --  
17 I was -- first time it was -- it was just all  
18 fucked up for me.  
19 **Q. You weren't -- you didn't violate any**  
20 **parole?**  
21 A. No. I wasn't on nothing.  
22 **Q. Okay. And you weren't on probation or**  
23 **anything like that?**  
24 A. No.

25 (Pages 85 to 88)

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Page 89	<p>1 <b>Q. When is the first time you remember</b></p> <p>2 <b>talking to Robert after your arrest about this</b></p> <p>3 <b>arrest?</b></p> <p>4 A. Say that again?</p> <p>5 <b>Q. Yeah. Okay. If I understand it, after</b></p> <p>6 <b>you were arrested, Robert was shipped to</b></p> <p>7 <b>Stateville. You were in Cook County. There</b></p> <p>8 <b>were several court -- court appearances.</b></p> <p>9 <b>Were you --</b></p> <p>10 A. Yeah.</p> <p>11 <b>Q. Were you there together for the court</b></p> <p>12 <b>appearances?</b></p> <p>13 A. Yes. We was in a cell together, like.</p> <p>14 <b>Q. Okay. Did you talk about this</b></p> <p>15 <b>incident?</b></p> <p>16 A. No. We was too busy fighting each</p> <p>17 other, shit, because we was fucked up. We was</p> <p>18 locked up.</p> <p>19 <b>Q. You --</b></p> <p>20 A. He was telling me, "Don't take no</p> <p>21 time." I was talking about, "I -- I -- I'm</p> <p>22 ready to go. Shit, I'm ready to get back home."</p> <p>23 And he -- "Don't take no time," and we</p> <p>24 was into it, fighting each other, so --</p>	Page 91	<p>1 <b>the lawsuit?</b></p> <p>2 A. No.</p> <p>3 <b>Q. Do you have any expectations about how</b></p> <p>4 <b>much money you would expect from the lawsuit?</b></p> <p>5 A. No.</p> <p>6 <b>Q. Now, going back to your affidavit for a</b></p> <p>7 <b>moment, you said that you knew you could get a</b></p> <p>8 <b>substantial sentence if you were found guilty,</b></p> <p>9 <b>right?</b></p> <p>10 A. Yeah. I knew I was on -- I wasn't -- I</p> <p>11 wasn't going to trust the -- go to jury trial</p> <p>12 and trust the police credibility. That's why I</p> <p>13 just took -- copped out for the lesser time.</p> <p>14 <b>Q. Okay. Well, now, four years is a lot</b></p> <p>15 <b>of time; am -- am I right?</b></p> <p>16 A. Four years is longer than 30 years.</p> <p>17 <b>Q. It's shorter than --</b></p> <p>18 A. I mean, it's shorter than 30 years.</p> <p>19 Shorter than 30 years.</p> <p>20 <b>Q. Okay. And you were concerned that you</b></p> <p>21 <b>might take as -- get hit with as much as</b></p> <p>22 <b>30 years?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. Okay. Was that at all having to do</b></p>
Page 90	<p>1 <b>Q. Okay.</b></p> <p>2 A. We couldn't be by each other in the</p> <p>3 same cell. So they moved him and moved me.</p> <p>4 <b>Q. Were you guys in touch after you were</b></p> <p>5 <b>sent to IDOC?</b></p> <p>6 A. No.</p> <p>7 <b>Q. Do you recall the first time you saw</b></p> <p>8 <b>him after you got out?</b></p> <p>9 A. No. No. I don't remember seeing him</p> <p>10 when I got out. Probably a week or two later or</p> <p>11 something like that.</p> <p>12 <b>Q. Okay. And did you guys have any</b></p> <p>13 <b>discussion about this --</b></p> <p>14 A. We was just --</p> <p>15 <b>Q. -- incident?</b></p> <p>16 A. We was just happy to see each other.</p> <p>17 <b>Q. Have you guys talked about your case</b></p> <p>18 <b>with each other outside the presence of</b></p> <p>19 <b>Mr. Flaxman?</b></p> <p>20 A. No.</p> <p>21 <b>Q. Have you ever -- when -- when Robert</b></p> <p>22 <b>told you about the possibility of this lawsuit,</b></p> <p>23 <b>did he have any discussions with you about what</b></p> <p>24 <b>type of money you might expect as a result of</b></p>	Page 92	<p>1 <b>with the fact that you had a prior criminal</b></p> <p>2 <b>history?</b></p> <p>3 A. Yes.</p> <p>4 MR. PALLAS: All right, folks. We sent</p> <p>5 Mr. Sims's answers to interrogatories as</p> <p>6 Exhibit No. -- No. 2, I believe, but it's going</p> <p>7 to now be Exhibit No. 3.</p> <p>8 (Whereupon, Sims Deposition</p> <p>9 Exhibit No. 3 was marked for</p> <p>10 identification.)</p> <p>11 BY MR. PALLAS:</p> <p>12 <b>Q. Okay. Mr. Sims, looking at this</b></p> <p>13 <b>document, do you know what this is?</b></p> <p>14 A. Yes, yeah, yeah, I guess.</p> <p>15 <b>Q. Yeah? Okay. Well, it's called the</b></p> <p>16 <b>answers to interrogatories.</b></p> <p>17 <b>And do you understand that these are</b></p> <p>18 <b>questions that the defendants asked you about</b></p> <p>19 <b>and you were supposed to provide written</b></p> <p>20 <b>answers? Is that -- do you have any</b></p> <p>21 <b>understanding as to what this is?</b></p> <p>22 A. No, no. Could you explain it to me?</p> <p>23 <b>Q. Okay. This is entitled "Plaintiff</b></p> <p>24 <b>Germain Sims's Answers to Interrogatories."</b></p>

26 (Pages 89 to 92)

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Page 93	<p>1 Now, the interrogatories are the numbered</p> <p>2 paragraphs. They ask you for certain</p> <p>3 information, and then after that, we have a</p> <p>4 series of answers in a different typeset that</p> <p>5 was prepared, I believe, by your attorney, who</p> <p>6 signed on page 5, if we turn to page 5, on</p> <p>7 July 6th of 2022.</p> <p>8 Now, that's also your signature?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. So -- and -- and, again, I -- I</p> <p>11 understand you've had trouble reading, but were</p> <p>12 the contents of this document ever explained to</p> <p>13 you?</p> <p>14 Did you know what you were signing</p> <p>15 before you signed it?</p> <p>16 A. Yes.</p> <p>17 Q. All right. Now, Question No. 8 asks</p> <p>18 you whether or not you had ever sold heroin or</p> <p>19 received heroin or any other controlled</p> <p>20 substance in return as compensation.</p> <p>21 In other words, did you sell it?</p> <p>22 A. No.</p> <p>23 Q. Okay. That was your answer at the</p> <p>24 time.</p>	Page 95	<p>1 it -- somebody gave me some marked -- changed</p> <p>2 money. I changed some money from -- I gave them</p> <p>3 two fives for a solid ten, and the police pulled</p> <p>4 up. After he charged the -- changed the money,</p> <p>5 he walked off. The police pulled up, grabbed</p> <p>6 him, grabbed both of us, searched the --</p> <p>7 searched me, searched him. They found the --</p> <p>8 the marked money on me and took me in for it.</p> <p>9 Q. Do you know who the guy was who was</p> <p>10 arrested with you?</p> <p>11 A. His name was Biggie. That's how I know</p> <p>12 him by, his street name, Biggie.</p> <p>13 Q. Now, were you also convicted after an</p> <p>14 arrest of October 21st, 2006, that took place at</p> <p>15 202 East 43rd Street by an Officer Hoffman?</p> <p>16 A. Yes, I remember that.</p> <p>17 Q. Okay. And you were convicted for that,</p> <p>18 correct?</p> <p>19 A. Yes.</p> <p>20 Q. Were you, in fact, guilty of that</p> <p>21 crime?</p> <p>22 A. Yes. So -- yes, yes.</p> <p>23 Q. Okay. Now, you also said in response</p> <p>24 to Interrogatory No. 10 here that you were</p>
Page 94	<p>1 Let me ask you: When we talk about the</p> <p>2 fact that you have not sold any controlled</p> <p>3 substance, would that include cocaine?</p> <p>4 A. Yes.</p> <p>5 Q. You've never sold cocaine?</p> <p>6 A. No.</p> <p>7 Q. Have you ever sold ecstasy?</p> <p>8 A. No.</p> <p>9 Q. Have you ever sold speed?</p> <p>10 A. No.</p> <p>11 Q. Have you ever used cocaine?</p> <p>12 A. No.</p> <p>13 Q. Have you ever used ecstasy?</p> <p>14 A. No.</p> <p>15 Q. Have you ever used speed?</p> <p>16 A. No.</p> <p>17 Q. Okay. Now, do you remember being</p> <p>18 arrested for an attempted possession of cocaine</p> <p>19 on May 24th, 2001, at or about</p> <p>20 4120 South Indiana?</p> <p>21 A. Yes.</p> <p>22 Q. Okay. I take it that this was -- you</p> <p>23 believe this was a false charge?</p> <p>24 A. Yes, because -- it was because I think</p>	Page 96	<p>1 arrested in 2004 in Tomah, Wisconsin.</p> <p>2 Do you recall that?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Now, it says you were charged</p> <p>5 with drugs and lying about a driver's license,</p> <p>6 and the drug charges were dismissed, and you</p> <p>7 pleaded guilty to obstruction of justice.</p> <p>8 Do you recall that?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. Now, what kind of drugs were</p> <p>11 they charging you for?</p> <p>12 A. I don't know; whatever he had.</p> <p>13 Whatever they had in the back of that car. I</p> <p>14 don't know what they had in that car.</p> <p>15 Q. Who is the "they" that you're speaking</p> <p>16 about?</p> <p>17 A. The friend I was with.</p> <p>18 Q. Okay. Well, why don't you -- Let's</p> <p>19 back up. Maybe you'd tell -- can you tell me a</p> <p>20 little bit about the circumstances of that</p> <p>21 arrest? You say you were in a friend's car?</p> <p>22 A. I know we was just --</p> <p>23 THE COURT REPORTER: Sorry.</p> <p>24 THE WITNESS: Sorry about that.</p>

27 (Pages 93 to 96)

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Page 97	<p>1 BY MR. PALLAS:</p> <p>2 <b>Q. Yeah. I -- because I interrupt, too.</b></p> <p>3 <b>You said you were in your friend's car.</b></p> <p>4 <b>Start there.</b></p> <p>5 A. Yeah. I was in a friend's car. He was</p> <p>6 high, and I took over the steering wheel for</p> <p>7 him. I did over the speed limit, and they</p> <p>8 pulled us over. So when they pulled us over,</p> <p>9 instead of me giving them -- I gave them my ID</p> <p>10 and -- and -- and they told us to pull over to a</p> <p>11 Kwik -- Kwik Trip when they had my ID. We get</p> <p>12 to the Kwik Trip.</p> <p>13 We go get a -- a money order and I --</p> <p>14 and I ain't sign my name on the money order, and</p> <p>15 that's what -- and they locked me up with -- I</p> <p>16 did. They locked me up.</p> <p>17 <b>Q. Okay.</b></p> <p>18 THE COURT REPORTER: Sorry. "I didn't sign</p> <p>19 my name or I" --</p> <p>20 BY THE WITNESS:</p> <p>21 A. I did -- I did not sign my name on</p> <p>22 the --</p> <p>23 BY MR. PALLAS:</p> <p>24 <b>Q. On the money order?</b></p>	Page 99	<p>1 A. So they put out a warrant out for his</p> <p>2 arrest.</p> <p>3 <b>Q. I broke in on you that time.</b></p> <p>4 <b>Why was -- why did he go to the</b></p> <p>5 <b>hospital?</b></p> <p>6 A. Because he was high.</p> <p>7 <b>Q. On what?</b></p> <p>8 A. I don't know what he was off on. He</p> <p>9 was just high, shit.</p> <p>10 <b>Q. Okay. Interrogatory No. 17, you were</b></p> <p>11 <b>asked with respect to Defendants Jones, Bolton,</b></p> <p>12 <b>Gonzalez, Leano, Nichols, and Smith, please</b></p> <p>13 <b>state what wrongful ac- -- with specificity what</b></p> <p>14 <b>wrongful action each defendant took in</b></p> <p>15 <b>relationship to your October 15th, 2009, arrest</b></p> <p>16 <b>et cetera.</b></p> <p>17 <b>Your answer was, those officers are on</b></p> <p>18 <b>the reports of my arrest. They helped write</b></p> <p>19 <b>reports or they knew they were false and didn't</b></p> <p>20 <b>do anything about it.</b></p> <p>21 <b>Again, I think we've been over this,</b></p> <p>22 <b>but as we sit here today, can you add anything</b></p> <p>23 <b>more specific about what you believe these</b></p> <p>24 <b>defendants' involvement was in your arrest? And</b></p>
Page 98	<p>1 A. Right.</p> <p>2 <b>Q. What was the money order for --</b></p> <p>3 A. The --</p> <p>4 <b>Q. -- to kind of post your bond, so to</b></p> <p>5 <b>speak?</b></p> <p>6 A. No. The -- for the traffic -- for the</p> <p>7 speeding violation.</p> <p>8 <b>Q. The ordinance. Okay. Okay.</b></p> <p>9 <b>And it -- is that your understanding as</b></p> <p>10 <b>to why you were charged with obstruction of</b></p> <p>11 <b>justice?</b></p> <p>12 A. Yes.</p> <p>13 <b>Q. Okay. You -- but you -- you were</b></p> <p>14 <b>unaware of any drugs being recovered in the</b></p> <p>15 <b>car at that --</b></p> <p>16 A. I didn't know nothing about no drugs</p> <p>17 was in the car, but they told me it was, though.</p> <p>18 <b>Q. Was your friend charged with -- on</b></p> <p>19 <b>drugs?</b></p> <p>20 A. Yes. He was charged, but he -- he</p> <p>21 ran -- he -- he left from the hospital. So they</p> <p>22 took me to jail. He left from the hospital and</p> <p>23 he got free.</p> <p>24 <b>Q. Why was he --</b></p>	Page 100	<p>1 <b>I'll start out with Officer Jones.</b></p> <p>2 <b>Do you -- what -- what did he do</b></p> <p>3 <b>specifically other than what you've said in this</b></p> <p>4 <b>response?</b></p> <p>5 MR. FLAXMAN: And what he's testified to</p> <p>6 already?</p> <p>7 BY MR. PALLAS:</p> <p>8 <b>Q. And what you've testified to already.</b></p> <p>9 A. They -- shit, they did -- they -- they</p> <p>10 did me bogus. It's like they -- shit, they was</p> <p>11 all together.</p> <p>12 <b>Q. Okay. But you can't, for example, tell</b></p> <p>13 <b>me anything specifically that Brian Bolton did?</b></p> <p>14 A. Oh. I know for -- I know for a fact</p> <p>15 that they told -- Watts out of his mouth said,</p> <p>16 "Deal with it in the court."</p> <p>17 <b>Q. All right.</b></p> <p>18 A. And I told them, "God was going to get</p> <p>19 y'all ass for this."</p> <p>20 <b>Q. Okay. So you told one or more of the</b></p> <p>21 <b>officers that the claim was bogus, and they</b></p> <p>22 <b>said, "You will have to deal with it in court"?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. Okay. And do you remember who</b></p>

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<p style="text-align: right;">Page 101</p> <p>1 specifically told you that?</p> <p>2 A. Watts.</p> <p>3 Q. Okay. All right. I'll -- I'll let</p> <p>4 Mr. Watts's attorney ask you about that.</p> <p>5 What about my -- my client, Mohammed?</p> <p>6 Do you recall specifically anything that he did</p> <p>7 that day other than what you've testified to so</p> <p>8 far?</p> <p>9 A. I was talking to -- I was talking the</p> <p>10 shit to all of them when they was taking me in.</p> <p>11 So it -- we was -- I was having a lot of words</p> <p>12 with everybody.</p> <p>13 Q. Okay.</p> <p>14 A. Everybody who was in the station.</p> <p>15 Q. Okay. All right.</p> <p>16 Now, the -- the social security</p> <p>17 disability that you are on now, do you know</p> <p>18 specifically what disabilities you're being</p> <p>19 compensated for?</p> <p>20 A. Being shot.</p> <p>21 Q. Okay. So now -- I'll tell you what.</p> <p>22 Let me mark what -- we had sent this out as</p> <p>23 Exhibit No. 6, but it's now going to be --</p> <p>24 what -- No. 4? It's a report by the Chicago</p>	<p style="text-align: right;">Page 103</p> <p>1</p> <p>2</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>
<p style="text-align: right;">Page 102</p> <p>1 Medical Group on April 9th of 2019.</p> <p>2 Excuse me there.</p> <p>3 MR. FLAXMAN: Sorry. You said Exhibit 4?</p> <p>4 MR. PALLAS: Yeah.</p> <p>5 MR. FLAXMAN: And this is under a protective</p> <p>6 order. So I'd ask --</p> <p>7 MR. PALLAS: Okay.</p> <p>8 MR. FLAXMAN: -- this portion of the</p> <p>9 deposition be under the protective order.</p> <p>10 MR. PALLAS: Okay. We are going</p> <p>11 confidential.</p> <p>12 (Whereupon, Sims Deposition</p> <p>13 Exhibit No. 4 was marked for</p> <p>14 identification.)</p> <p>15 BY MR. PALLAS:</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>	<p style="text-align: right;">Page 104</p> <p>1</p> <p>2</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>

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<p>Page 105</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24</p>	<p>Page 107</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24</p>
<p>Page 106</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24</p>	<p>Page 108</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24</p>

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<p style="text-align: right;">Page 109</p> <p>1</p> <p>2</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12 <b>Q. Okay. Okay. Now, other than this</b></p> <p>13 <b>particular case we're here -- today, have you</b></p> <p>14 <b>brought any suits against the Chicago Police</b></p> <p>15 <b>Department?</b></p> <p>16 MR. FLAXMAN: We can go off the --</p> <p>17 MR. PALLAS: Oh, yeah. I'm sorry.</p> <p>18 MR. FLAXMAN: -- confidential.</p> <p>19 MR. PALLAS: Sorry. We're off confidential</p> <p>20 now. Thank you, Joel.</p> <p>21 BY THE WITNESS:</p> <p>22 A. Yes.</p> <p>23 BY MR. PALLAS:</p> <p>24 <b>Q. Okay. Now, one of them I'm familiar</b></p>	<p style="text-align: right;">Page 111</p> <p>1 BY MR. PALLAS:</p> <p>2 <b>Q. Okay. On August 26, 2024, you were</b></p> <p>3 <b>arrested on the 4000 block of South Prairie by</b></p> <p>4 <b>an Officer Sanchez?</b></p> <p>5 MR. FLAXMAN: We're -- we're taking a break</p> <p>6 to confer about a privilege.</p> <p>7 MR. PALLAS: Okay.</p> <p>8 THE VIDEOGRAPHER: Okay. The time is</p> <p>9 12:01 p.m. We are now going off the record.</p> <p>10 (Whereupon, a short break was</p> <p>11 taken.)</p> <p>12 THE VIDEOGRAPHER: Okay. The time is</p> <p>13 12:11 p.m. We are now back on the record.</p> <p>14 BY MR. PALLAS:</p> <p>15 <b>Q. Okay. Before we went off the record,</b></p> <p>16 <b>Mr. Sims, we were -- I was going to ask you some</b></p> <p>17 <b>questions about an August 26th, 2024, arrest</b></p> <p>18 <b>that took place at -- 4000 block of South</b></p> <p>19 <b>Prairie with the arresting officer, Officer</b></p> <p>20 <b>Sanchez.</b></p> <p>21 <b>Do you remember that arrest?</b></p> <p>22 A. Yes.</p> <p>23 <b>Q. Okay. And at that time, you were in a</b></p> <p>24 <b>white GMC Acadia truck?</b></p>
<p style="text-align: right;">Page 110</p> <p>1 <b>with. It's a case involving Randy Johnson and</b></p> <p>2 <b>Jonathan Shields.</b></p> <p>3 <b>Do you know them?</b></p> <p>4 A. Yes.</p> <p>5 <b>Q. Okay. We're not going to talk about</b></p> <p>6 <b>that one today.</b></p> <p>7 MR. FLAXMAN: Good.</p> <p>8 BY MR. PALLAS:</p> <p>9 <b>Q. We are, however, going to talk about</b></p> <p>10 <b>another arrest that took place on August 26th of</b></p> <p>11 <b>2024, and in case you need to refer to it, this</b></p> <p>12 <b>would be --</b></p> <p>13 MR. FLAXMAN: We're -- we're not going to</p> <p>14 talk about that one.</p> <p>15 MR. PALLAS: Yeah, we are.</p> <p>16 THE COURT REPORTER: This is 5?</p> <p>17 (Whereupon, Sims Deposition</p> <p>18 Exhibit No. 5 was marked for</p> <p>19 identification.)</p> <p>20 MR. FLAXMAN: You're going to ask him</p> <p>21 questions about his pending criminal case and</p> <p>22 expect him to answer?</p> <p>23 MR. PALLAS: Yes.</p> <p>24 MR. FLAXMAN: Okay.</p>	<p style="text-align: right;">Page 112</p> <p>1 MR. FLAXMAN: Objection.</p> <p>2 I am instructing the witness not to</p> <p>3 answer questions about his pending criminal</p> <p>4 case. He's going to exercise his Fifth</p> <p>5 Amendment rights.</p> <p>6 BY MR. PALLAS:</p> <p>7 <b>Q. Okay. Well, I guess, first of all, let</b></p> <p>8 <b>me ask, is this case currently pending?</b></p> <p>9 A. Yes.</p> <p>10 <b>Q. Okay. And are you asserting the Fifth</b></p> <p>11 <b>Amendment -- your Fifth Amendment right against</b></p> <p>12 <b>self-incrimination to the question I just asked?</b></p> <p>13 A. Yes.</p> <p>14 <b>Q. Okay. And is that because you fear</b></p> <p>15 <b>that if you answer truthfully, that evidence</b></p> <p>16 <b>would hurt you in your criminal prosecution?</b></p> <p>17 MR. FLAXMAN: Objection, foundation, form.</p> <p>18 BY THE WITNESS:</p> <p>19 A. Yes.</p> <p>20 BY MR. PALLAS:</p> <p>21 <b>Q. Okay. Can -- why do you think that</b></p> <p>22 <b>testifying truthfully about that case will hurt</b></p> <p>23 <b>you --</b></p> <p>24 MR. FLAXMAN: I -- objection.</p>

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Page 113	<p>1 I instruct him not to answer it.</p> <p>2 MR. PALLAS: Based on?</p> <p>3 MR. FLAXMAN: Invades the Fifth Amendment</p> <p>4 privilege. He can't answer that without waiving</p> <p>5 the privilege.</p> <p>6 BY MR. PALLAS:</p> <p>7 <b>Q. And you're asserting your Fifth</b></p> <p>8 <b>Amendment privilege?</b></p> <p>9 A. Yes.</p> <p>10 <b>Q. Can you tell me anything more about</b></p> <p>11 <b>your decision to take the Fifth Amendment?</b></p> <p>12 MR. FLAXMAN: You mean more than the fact he</p> <p>13 has --</p> <p>14 MR. PALLAS: More than --</p> <p>15 MR. FLAXMAN: -- a pending case?</p> <p>16 MR. PALLAS: -- has been stated in the</p> <p>17 record.</p> <p>18 MR. FLAXMAN: Okay. I'm instructing you not</p> <p>19 to say anything beyond telling him you are</p> <p>20 asserting the Fifth Amendment because you have a</p> <p>21 pending criminal case about this arrest.</p> <p>22 BY MR. PALLAS:</p> <p>23 <b>Q. Are you relying on the advice of your</b></p> <p>24 <b>counsel in the asserting the Fifth Amendment</b></p>	Page 115	<p>1 BY MR. PALLAS:</p> <p>2 <b>Q. Are you asserting your Fifth --</b></p> <p>3 MR. FLAXMAN: I have -- I have a right under</p> <p>4 the rules to give him instruction to assert</p> <p>5 those rights.</p> <p>6 BY MR. PALLAS:</p> <p>7 <b>Q. Okay. Fine.</b></p> <p>8 <b>Are you asserting your Fifth</b></p> <p>9 <b>Amendment --</b></p> <p>10 A. Yes.</p> <p>11 <b>Q. Okay. Fine.</b></p> <p>12 <b>Did that pistol contain live rounds and</b></p> <p>13 <b>a laser sight?</b></p> <p>14 MR. FLAXMAN: Objection.</p> <p>15 Instruct the witness not to answer.</p> <p>16 He's asserting his Fifth Amendment rights not to</p> <p>17 answer questions about a pending criminal case.</p> <p>18 BY MR. PALLAS:</p> <p>19 <b>Q. And you're asserting those rights</b></p> <p>20 <b>because if you were to answer truthfully, you</b></p> <p>21 <b>believe that would jeopardize your position in</b></p> <p>22 <b>the criminal case?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. Okay. Now, at the time, did you tell</b></p>
Page 114	<p>1 <b>today?</b></p> <p>2 A. Yes.</p> <p>3 <b>Q. Okay. Who is your counsel involving</b></p> <p>4 <b>the August 24th arrest?</b></p> <p>5 A. Her name is Breanna, if I ain't</p> <p>6 mistaken.</p> <p>7 <b>Q. Okay. Is -- does Mr. Flaxman represent</b></p> <p>8 <b>you in your criminal case?</b></p> <p>9 A. No.</p> <p>10 <b>Q. Okay. On August 24th -- excuse me.</b></p> <p>11 <b>On August 26th, 2024, were you found to</b></p> <p>12 <b>be in a possession of a .45 caliber Glock</b></p> <p>13 <b>pistol?</b></p> <p>14 MR. FLAXMAN: Objection.</p> <p>15 Instruct the witness to not answer</p> <p>16 based on his Fifth Amendment rights.</p> <p>17 MR. PALLAS: Okay. You know, I think it</p> <p>18 might be more appropriate if he actually</p> <p>19 asserted his Fifth Amendment rights rather than</p> <p>20 you instructing him not to answer. I'm not --</p> <p>21 it's to me not clear that he's actually</p> <p>22 asserting his rights.</p> <p>23 MR. FLAXMAN: You could ask him, are you</p> <p>24 asserting your Fifth Amendment right?</p>	Page 116	<p>1 <b>the police officer that the gun was yours and</b></p> <p>2 <b>that you carried it for protection?</b></p> <p>3 MR. FLAXMAN: Objection.</p> <p>4 I'm instructing the witness not to</p> <p>5 answer questions about a pending criminal case</p> <p>6 based on his Fifth Amendment rights.</p> <p>7 BY MR. PALLAS:</p> <p>8 <b>Q. Okay. And do you intend to assert your</b></p> <p>9 <b>Fifth Amendment rights?</b></p> <p>10 A. Yes.</p> <p>11 <b>Q. Okay. And you're doing so because to</b></p> <p>12 <b>testify truthfully would jeopardize your</b></p> <p>13 <b>position in that case?</b></p> <p>14 MR. FLAXMAN: We -- we need to talk about</p> <p>15 that question.</p> <p>16 THE VIDEOGRAPHER: Okay. The time is</p> <p>17 12:16 p.m. We are now going off the record.</p> <p>18 (Whereupon, a short break was</p> <p>19 taken.)</p> <p>20 THE VIDEOGRAPHER: Okay. The time is</p> <p>21 12:20 p.m. We are now back on the record.</p> <p>22 BY MR. PALLAS:</p> <p>23 <b>Q. Okay. The question was --</b></p> <p>24</p>

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<p>1 (Whereupon, the record was read 2 as requested.) 3 BY THE WITNESS: 4 A. Yes. It's something like -- yes. 5 Something like that, yes. 6 BY MR. PALLAS: 7 <b>Q. Okay. Now -- now, do you hold an FOID</b> 8 <b>card or a concealed carry permit?</b> 9 A. No. 10 <b>Q. Okay. When you got to the station,</b> 11 <b>were -- did you remove from your groin area a</b> 12 <b>knotted bag containing cocaine and 25 pills of</b> 13 <b>Percocet?</b> 14 A. No. 15 MR. FLAXMAN: Oh -- 16 THE WITNESS: Oh, sorry. 17 MR. FLAXMAN: You've got to let me object. 18 THE WITNESS: All right. 19 MR. FLAXMAN: Objection. 20 I instruct the witness not to answer 21 questions about his pending criminal case based 22 on his Fifth Amendment rights. 23 MR. PALLAS: Okay. Well, as I understand, he 24 has already answered.</p>	<p>1 though. 2 EXAMINATION 3 BY MR. GAINER: 4 <b>Q. All right. Mr. Sims, my name is Jack</b> 5 <b>Gainer. I represent Ronald Watts in this case.</b> 6 <b>Earlier you said that you're familiar</b> 7 <b>with who Ronald Watts is; is that correct?</b> 8 A. Yes. 9 <b>Q. Okay. And how do you know who Ronald</b> 10 <b>Watts is?</b> 11 A. The police officer. He ride that beat. 12 He's the sergeant. 13 <b>Q. Okay. And when was the first time you</b> 14 <b>became aware of Ronald Watts?</b> 15 A. When they -- when they -- I don't -- I 16 don't remember the date, but when I got -- when 17 they arrested me on 39th and he did a sweep and 18 locked everybody up. 19 <b>Q. What do you mean by "a sweep"?</b> 20 A. Like they came and hit and they grabbed 21 everybody and took everybody in. 22 <b>Q. Do you mean -- when you say everyone,</b> 23 <b>is that everyone you were with?</b> 24 A. Yes.</p>
Page 118	Page 120
<p>1 MR. FLAXMAN: He made a mistake and answered, 2 and I am not going to let you ask him more 3 questions about this incident. 4 MR. PALLAS: Okay. 5 MR. FLAXMAN: And I -- especially based on 6 the lack of relevance, I think continuing along 7 this path is -- is harassing and improper. 8 BY MR. PALLAS: 9 <b>Q. Okay. Are you aware that as a</b> 10 <b>convicted felon, it is illegal for you to have a</b> 11 <b>weapon?</b> 12 A. Yes. 13 MR. PALLAS: Okay. Those are all the 14 questions I have today. 15 MR. FLAXMAN: Good. 16 MR. PALLAS: Thank you. 17 MR. GAINER: Are you good? 18 MR. PALLAS: I -- Kelly, are you -- you're 19 ready? 20 MR. GAINER: Yeah, I'm good. 21 MR. PALLAS: Jack is going to go, Kelly. 22 MS. OLIVIER: Okay. Yeah. I'll go after 23 Jack. 24 MR. GAINER: Kelly has -- can if she wants,</p>	<p>1 <b>Q. And who were you with?</b> 2 A. A couple of friends. I don't know the 3 names, though, just friends; people outside, 4 rather. 5 <b>Q. Okay. And do you know what year that</b> 6 <b>might have been in?</b> 7 A. It was, like -- I can't pr -- remember 8 what day. It was like 0 -- 0-something. 9 Zero -- it was like -- I don't remember. I -- 10 no. I can't remember. 11 <b>Q. Okay. Do you remember what you were</b> 12 <b>charged with?</b> 13 A. I think he took me in for a disorderly 14 or it was a delivery. It was one of them cases. 15 I've been in a few times with him. 16 <b>Q. Okay.</b> 17 A. A couple times. 18 <b>Q. Is it safe to say you don't remember</b> 19 <b>which one was your first --</b> 20 A. No. 21 <b>Q. -- time with --</b> 22 A. Exactly, exactly. 23 <b>Q. -- Ronald Watts? Okay.</b> 24 <b>Did you know who Ron was before he was</b></p>

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Page 121	<p>1 <b>a sergeant?</b></p> <p>2 A. No.</p> <p>3 <b>Q. Do you know what Ronald Watts looks</b></p> <p>4 <b>like?</b></p> <p>5 A. Yes.</p> <p>6 <b>Q. Can you describe him?</b></p> <p>7 A. He -- he's Black, low-cut, and wear</p> <p>8 glasses.</p> <p>9 <b>Q. About how tall would you say he is?</b></p> <p>10 A. He's taller than me, a little bit</p> <p>11 taller than me, like, probably like</p> <p>12 6-something -- I don't know -- 7, 7-something.</p> <p>13 <b>Q. Okay. And how tall are you?</b></p> <p>14 A. Probably like 7-something.</p> <p>15 <b>Q. Okay. Five-something, like 5'1" or</b></p> <p>16 <b>5'9"?</b></p> <p>17 A. Five -- 5 -- 5 -- 5'2". I don't know.</p> <p>18 I don't -- he's like -- he -- he taller than me</p> <p>19 a little bit.</p> <p>20 <b>Q. Okay. Do you know what type of car</b></p> <p>21 <b>Ronald Watts drove?</b></p> <p>22 MR. FLAXMAN: Objection.</p> <p>23 BY THE WITNESS:</p> <p>24 A. A police car.</p>	Page 123	<p>1 <b>you said was early 2000 sometime.</b></p> <p>2 <b>You don't remember when?</b></p> <p>3 A. I -- I don't remember the time frame,</p> <p>4 but -- no. Yes. He -- around there. I don't</p> <p>5 remember the time frame.</p> <p>6 <b>Q. Okay. How old were you in 2009?</b></p> <p>7 A. Probably -- 2009?</p> <p>8 MR. PALLAS: I think I could do the math for</p> <p>9 you; 29.</p> <p>10 BY THE WITNESS:</p> <p>11 A. Twenty -- twenty-something. I don't</p> <p>12 know.</p> <p>13 MR. FLAXMAN: We'll -- we'll stipulate it.</p> <p>14 MR. GAINER: Okay.</p> <p>15 MR. FLAXMAN: We'll stipulate -- Was it 28 or</p> <p>16 29?</p> <p>17 THE WITNESS: Twenty -- it was</p> <p>18 twenty-something.</p> <p>19 MR. FLAXMAN: It depends on the year.</p> <p>20 MR. PALLAS: You were born in -- in 1980,</p> <p>21 correct?</p> <p>22 THE WITNESS: Yeah. 19- -- yeah, 1980.</p> <p>23 BY MS. OLIVIER:</p> <p>24 <b>Q. So this first interaction you had with</b></p>
Page 122	<p>1 BY MR. GAINER:</p> <p>2 <b>Q. It was just a marked police car?</b></p> <p>3 A. Yes.</p> <p>4 <b>Q. Okay. Is that the only type of police</b></p> <p>5 <b>car you've seen him in?</b></p> <p>6 A. Yes.</p> <p>7 <b>Q. Is that the only type of car you've</b></p> <p>8 <b>seen him in?</b></p> <p>9 A. Yes.</p> <p>10 <b>Q. Okay. How many interactions with</b></p> <p>11 <b>Ronald Watts did you have before your arrest in</b></p> <p>12 <b>October of 2009?</b></p> <p>13 A. Probably like six, five, something like</p> <p>14 that. Probably four or five.</p> <p>15 <b>Q. And did each of those interactions</b></p> <p>16 <b>result in an arrest?</b></p> <p>17 A. Yes. I went to the police station.</p> <p>18 <b>Q. For every time you --</b></p> <p>19 A. Every time I --</p> <p>20 THE COURT REPORTER: Sorry?</p> <p>21 BY THE WITNESS:</p> <p>22 A. Yes, yes.</p> <p>23 BY MR. GAINER:</p> <p>24 <b>Q. Okay. And the -- was -- the first one</b></p>	Page 124	<p>1 <b>Ronald Watts, do you recall any of the other</b></p> <p>2 <b>police officers that were there?</b></p> <p>3 A. It was his -- I don't -- I don't know</p> <p>4 the -- it was his team. It was his team. I</p> <p>5 don't know his team, who he ride -- I mean, who</p> <p>6 he ride with.</p> <p>7 <b>Q. About how many of his team members were</b></p> <p>8 <b>there?</b></p> <p>9 A. Like, it was -- it was like eight,</p> <p>10 eight or six, eight, like eight.</p> <p>11 You're talking about the time I got</p> <p>12 arrested?</p> <p>13 <b>Q. I'm talking about the first time you</b></p> <p>14 <b>encountered or --</b></p> <p>15 A. Oh, they all -- they all was --</p> <p>16 THE COURT REPORTER: Sorry?</p> <p>17 MR. FLAXMAN: Wait, wait. Yeah. Wait.</p> <p>18 THE WITNESS: Sorry about that.</p> <p>19 MR. FLAXMAN: Let him finish his question.</p> <p>20 THE WITNESS: All right.</p> <p>21 BY MR. GAINER:</p> <p>22 <b>Q. So the first time -- you said every</b></p> <p>23 <b>time you interacted with Ronald Watts you got</b></p> <p>24 <b>arrested, right?</b></p>

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<p style="text-align: right;">Page 125</p> <p>1 A. Yes.</p> <p>2 <b>Q. The first time you interacted with Ron</b></p> <p>3 <b>Watts and got arrested, we're talking about the</b></p> <p>4 <b>officers -- the other officers that may have</b></p> <p>5 <b>been involved.</b></p> <p>6 <b>So what other officers were involved</b></p> <p>7 <b>the first time --</b></p> <p>8 A. I don't --</p> <p>9 THE COURT REPORTER: Sorry?</p> <p>10 BY MR. GAINER:</p> <p>11 <b>Q. -- you were arrested with Ronald Watts</b></p> <p>12 <b>involved?</b></p> <p>13 A. I don't know the names of them, but I</p> <p>14 know they was -- they was his team. He -- they</p> <p>15 always came when he came.</p> <p>16 <b>Q. Okay. Was it the same group that</b></p> <p>17 <b>rolled up on you and Robert Lindsey on</b></p> <p>18 <b>October 15th, 2009?</b></p> <p>19 A. Yes.</p> <p>20 <b>Q. Are you -- so it was -- and you</b></p> <p>21 <b>described the group of officers that were</b></p> <p>22 <b>involved in your arrest in 2009.</b></p> <p>23 <b>That was, you said, again, six to eight</b></p> <p>24 <b>officers, right?</b></p>	<p style="text-align: right;">Page 127</p> <p>1 <b>that approached your ve- -- or Robert Lindsey's</b></p> <p>2 <b>vehicle?</b></p> <p>3 A. Yes.</p> <p>4 <b>Q. Okay. And what was he wearing that</b></p> <p>5 <b>day?</b></p> <p>6 A. Plain clothes.</p> <p>7 <b>Q. Okay. Was he wearing a vest or</b></p> <p>8 <b>anything?</b></p> <p>9 A. They had -- yeah. They had on vests</p> <p>10 with plain clothes. They had on jackets. It</p> <p>11 was raining. So I don't know if he had a vest</p> <p>12 on or not.</p> <p>13 <b>Q. And on October 15th, 2009, how long had</b></p> <p>14 <b>you known Ronald Watts?</b></p> <p>15 A. Since he'd been arresting me.</p> <p>16 <b>Q. If you --</b></p> <p>17 A. I mean --</p> <p>18 <b>Q. If you had to estimate a -- a period of</b></p> <p>19 <b>time, months or years?</b></p> <p>20 A. I'd say months.</p> <p>21 <b>Q. Months.</b></p> <p>22 <b>So are you saying that it hadn't been a</b></p> <p>23 <b>full year since you knew Ronald Watts before</b></p> <p>24 <b>October 15th, 2009?</b></p>
<p style="text-align: right;">Page 126</p> <p>1 A. Yeah.</p> <p>2 <b>Q. And you said --</b></p> <p>3 A. Around -- around that, yeah.</p> <p>4 <b>Q. Okay. And you said that there were a</b></p> <p>5 <b>lot of Black guys.</b></p> <p>6 <b>One officer was a male, possibly white,</b></p> <p>7 <b>possibly Hispanic?</b></p> <p>8 A. I said Latino, Mexican, one of them.</p> <p>9 <b>Q. Latino.</b></p> <p>10 <b>So there is one Latino and then --</b></p> <p>11 A. He had long hair.</p> <p>12 <b>Q. -- the rest were African American</b></p> <p>13 <b>males, right?</b></p> <p>14 A. Light Black, yeah.</p> <p>15 <b>Q. Okay. Did you see Ronald Watts on</b></p> <p>16 <b>October 15th, 2019?</b></p> <p>17 A. Yes.</p> <p>18 <b>Q. When was the first time you saw him on</b></p> <p>19 <b>that day?</b></p> <p>20 A. We was on the street and in the police</p> <p>21 station --</p> <p>22 <b>Q. Umm...</b></p> <p>23 A. -- when they pulled up on us.</p> <p>24 <b>Q. Okay. So was he one of the officers</b></p>	<p style="text-align: right;">Page 128</p> <p>1 A. Say that again?</p> <p>2 <b>Q. So as of October 15th, 2009, right, you</b></p> <p>3 <b>said you had known Ronald Watts for a number of</b></p> <p>4 <b>months?</b></p> <p>5 A. A -- probably a -- yeah. Probably a</p> <p>6 year -- a year -- a year or something -- or</p> <p>7 something like that.</p> <p>8 <b>Q. A year and some months?</b></p> <p>9 A. Yeah.</p> <p>10 <b>Q. Okay.</b></p> <p>11 A. He had that beat around there, that</p> <p>12 area, the -- our area where we from, he had that</p> <p>13 route, whatever -- however you call it.</p> <p>14 <b>Q. Okay. And before October 15th, 2009,</b></p> <p>15 <b>had you ever had any conversation with Ronald</b></p> <p>16 <b>Watts?</b></p> <p>17 A. His team.</p> <p>18 MR. FLAXMAN: No. Him.</p> <p>19 THE WITNESS: Him?</p> <p>20 BY MR. GAINER:</p> <p>21 <b>Q. No. Him specifically.</b></p> <p>22 A. Yes, yes, yes, yes, yes.</p> <p>23 <b>Q. What was the first conversation you</b></p> <p>24 <b>recall having with Ronald Watts?</b></p>

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<p style="text-align: right;">Page 129</p> <p>1 A. "Why does y'all keep harassing us? 2 Every time y'all come around y'all locking us 3 up. For what? We ain't doing shit but standing 4 out here." 5 <b>Q. And is that -- are you talking about 6 October 15th, 2009, or are you talking about the 7 very first time --</b> 8 A. No. I'm talking about -- 9 THE COURT REPORTER: Sorry? 10 MR. GAINER: Sorry. 11 MR. PALLAS: You've done pretty well. 12 BY THE WITNESS: 13 A. I'm talking about before October 15th. 14 BY MR. GAINER: 15 <b>Q. Okay.</b> 16 A. I mean, the -- before you locked us 17 up -- I mean, the case. 18 <b>Q. Okay. And on October 15th, 2009 -- so 19 you were with Robert Lindsey, and at one point, 20 you ended up in front of white Boy Bug's house, 21 right?</b> 22 A. Yes. 23 <b>Q. And that was to get -- to talk to him 24 about repairing --</b></p>	<p style="text-align: right;">Page 131</p> <p>1 A. We was on the -- the street. I was in 2 the passenger's seat or between the car and Bug. 3 <b>Q. Okay. So the car -- so if you're 4 looking out the front windshield, the curb was 5 on your right?</b> 6 A. If you looking out the -- the 7 passenger's side, the curb is on your left. 8 <b>Q. Okay.</b> 9 A. We in the middle of the street. The -- 10 I'm in the street now. 11 <b>Q. Yes.</b> 12 A. The car parked in the -- in a parking 13 spot, then the sidewalk. 14 <b>Q. Are you saying that you guys were 15 double parked?</b> 16 A. Yes. 17 <b>Q. Okay. I understand now. 18 So did -- were you in the car when you 19 were talking to Bug?</b> 20 A. Yes. 21 <b>Q. Okay. And were you communicating 22 through an open window?</b> 23 A. Yes. 24 <b>Q. Was it the passenger -- the front</b></p>
<p style="text-align: right;">Page 130</p> <p>1 A. A car. 2 <b>Q. -- Robert Lindsey's car and for talking 3 about repairing your fianc e's car, right?</b> 4 A. Yes. 5 <b>Q. And earlier you talked about the 6 conversation you had with Bug. 7 And you said that you and Robert were 8 sitting in the car and that Bug was on the curb, 9 right?</b> 10 A. Yes. 11 <b>Q. Were -- and you were in the passenger's 12 seat of Mr. Lindsey's car?</b> 13 A. Yes. 14 <b>Q. Was -- where you were sitting in the 15 passenger's seat, was that closer to the curb or 16 was that on the street side?</b> 17 A. That's, like, closer to the curb. 18 There's a car, then a curb. It's a car parked, 19 then a -- then a sidewalk, then the -- the 20 street, the car, sidewalk. 21 <b>Q. Got you. 22 And you were in --</b> 23 A. I was on the -- 24 <b>Q. -- curbside?</b></p>	<p style="text-align: right;">Page 132</p> <p>1 <b>passenger window that was down?</b> 2 A. Yes. 3 <b>Q. And where was Bug?</b> 4 A. Bug was on the sidewalk. 5 <b>Q. Okay. Did he ever come up to the 6 window?</b> 7 A. No. 8 <b>Q. Okay. And at some point, the police 9 officers arrive, right?</b> 10 A. Yes. 11 <b>Q. Where was the first time you saw Ronald 12 Watts in front of white Boy Bug's house?</b> 13 A. When they all jumped out the car. 14 <b>Q. Okay. But on the scene, where was 15 Ronald Watts standing?</b> 16 A. He was -- he was a -- he was, like, 17 closer by Robert. 18 <b>Q. Okay. So he was on the driver's side?</b> 19 A. Right. 20 <b>Q. Okay. Who -- which of the officers -- 21 and just describe as best as you can -- were on 22 your side of the car?</b> 23 A. It was a couple officers on my side. I 24 don't -- I know who the one searched me. He was</p>

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1 kind of chubby.  
2 **Q. And you said chubby.**  
3 **He was one of the Black officers,**  
4 **right?**  
5 A. Yes.  
6 **Q. Were -- any of the other officers on**  
7 **your side of the car, were they all --**  
8 A. It was a -- it was -- they was all by  
9 the car until two of them -- til two cars pulled  
10 off.  
11 **Q. Okay. And two cars pulled off.**  
12 **Was it two cars or two officers?**  
13 A. It was two -- two cars pulled off.  
14 They --  
15 **Q. Okay.**  
16 A. Two and two jumped in each car and they  
17 shot down to the other -- to -- to 41st --  
18 **Q. Okay.**  
19 A. -- while they still had us.  
20 **Q. So four officers left the scene --**  
21 A. Yeah.  
22 **Q. -- while you were still being --**  
23 **were -- were they still searching the car when**  
24 **those four officers left?**

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1 A. Not at that time.  
2 **Q. Okay. Was it after they searched?**  
3 A. After they searched, yes.  
4 **Q. Okay. Did you observe the police**  
5 **officers searching your car?**  
6 A. Yes.  
7 **Q. Okay. Do you recall which officer --**  
8 A. I don't know --  
9 THE COURT REPORTER: Sorry?  
10 MR. FLAXMAN: Yeah. Let him ask the  
11 question.  
12 THE WITNESS: Yeah, all right.  
13 BY MR. GAINER:  
14 **Q. Do you recall which officer -- and I**  
15 **know you don't know them by name, but if you**  
16 **could just describe them by physical**  
17 **description, which officer searched your seat in**  
18 **the car?**  
19 A. At that time, I don't know which  
20 officer it was checking the seat, but I know  
21 they didn't find shit and I started bugging up.  
22 **Q. Was --**  
23 THE COURT REPORTER: Sorry?  
24 THE WITNESS: I mean --

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1 MR. FLAXMAN: Just answer the question.  
2 But did you not understand? Start  
3 bugging up?  
4 THE COURT REPORTER: I didn't understand.  
5 Sorry.  
6 MR. FLAXMAN: Started bugging up.  
7 THE WITNESS: Bugging up.  
8 BY MR. GAINER:  
9 **Q. I'll ask you about bugging up in a**  
10 **minute.**  
11 **But was -- the officer that searched**  
12 **your seat, was it a Caucasian male, a Black**  
13 **male, or a Hispanic male?**  
14 A. I can't tell you at that -- I -- I  
15 really couldn't tell you because I was talking  
16 to the officer who's searching me and asking him  
17 what -- like, "Why the fuck is we going in for a  
18 strip search?"  
19 **Q. Okay. So you didn't see them search**  
20 **your seat?**  
21 A. I ain't -- I saw them searching the  
22 car, but I don't know what officer it was  
23 searching the car. I seen them searching the  
24 car, yes. We on the car while they searching

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1 the car.  
2 **Q. Right. So you're on -- you're on the**  
3 **street side --**  
4 A. We on the --  
5 **Q. -- or on the driver's side?**  
6 A. We on the --  
7 MR. FLAXMAN: Wait, wait. Wait for him to --  
8 THE WITNESS: Oh, all right. All right.  
9 Sorry about that.  
10 MR. FLAXMAN: No, no.  
11 BY MR. GAINER:  
12 **Q. So based on my understanding, you**  
13 **were -- and what -- just based off of what you**  
14 **said earlier, you had your hands on the car.**  
15 **You were on the street side, right?**  
16 A. The hood of the car.  
17 **Q. You were on the hood?**  
18 A. Yes, yes.  
19 **Q. Okay. And while they were searching**  
20 **the car, you were talking to another officer**  
21 **about being searched?**  
22 A. About being strip-searched.  
23 **Q. And was it the chubby officer you were**  
24 **speaking to about being searched?**

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<p style="text-align: right;">Page 137</p> <p>1 A. I think it was.</p> <p>2 <b>Q. Okay. And while you were having that</b></p> <p>3 <b>conversation with the chubby officer, you didn't</b></p> <p>4 <b>see who was searching the vehicle or who was</b></p> <p>5 <b>searching your seat?</b></p> <p>6 A. No, not at that time.</p> <p>7 <b>Q. Okay. And you mentioned that the four</b></p> <p>8 <b>officers pulled off and went down the street.</b></p> <p>9 <b>And I think earlier you testified</b></p> <p>10 <b>something about a cell phone?</b></p> <p>11 A. They was on their cell phones.</p> <p>12 <b>Q. Who was on their cell phones?</b></p> <p>13 A. All of them.</p> <p>14 <b>Q. All six to eight officers were on their</b></p> <p>15 <b>cell phone?</b></p> <p>16 A. The -- the ones that was left talking</p> <p>17 to the ones that pulled off down that way.</p> <p>18 <b>Q. So the ones that left were talking to</b></p> <p>19 <b>the other ones that left?</b></p> <p>20 A. No. The ones pulled off was talking to</p> <p>21 the ones that was on the -- the -- by us on</p> <p>22 their cell phone.</p> <p>23 <b>Q. Okay. How do you know that?</b></p> <p>24 A. Because they was -- when they got off</p>	<p style="text-align: right;">Page 139</p> <p>1 THE WITNESS: I'm sorry.</p> <p>2 BY MR. GAINER:</p> <p>3 <b>Q. While they were talking on the phone,</b></p> <p>4 <b>how far away were you from them?</b></p> <p>5 A. Like, from here.</p> <p>6 <b>Q. So --</b></p> <p>7 A. Distant -- right -- right by --</p> <p>8 <b>Q. About two feet away?</b></p> <p>9 A. -- each other, yes.</p> <p>10 THE COURT REPORTER: Sorry? Sorry?</p> <p>11 THE WITNESS: All right. Sorry, sorry,</p> <p>12 sorry, sorry.</p> <p>13 BY MR. GAINER:</p> <p>14 <b>Q. So about -- you were about two feet</b></p> <p>15 <b>away?</b></p> <p>16 A. Yes.</p> <p>17 <b>Q. Okay. And could you hear what the</b></p> <p>18 <b>officers were saying into the phone?</b></p> <p>19 A. No. All I know is they was saying they</p> <p>20 was going to take him in, take -- take them in.</p> <p>21 <b>Q. So the only --</b></p> <p>22 A. That's all I heard is say, "Take them</p> <p>23 in."</p> <p>24 <b>Q. Okay. And did you hear what the</b></p>
<p style="text-align: right;">Page 138</p> <p>1 the phone with them, they was, like, "Fucking</p> <p>2 take them in, too." So they took us in.</p> <p>3 <b>Q. Okay. Can you describe the officers</b></p> <p>4 <b>that were near you that were on their cell</b></p> <p>5 <b>phone?</b></p> <p>6 A. It was the -- the -- the one with the</p> <p>7 ponytail and -- and, ah, Mohammed, if I ain't</p> <p>8 mistaken.</p> <p>9 <b>Q. And the ponytailed officer is a</b></p> <p>10 <b>separate officer than Officer Mohammed, right?</b></p> <p>11 A. Excuse me?</p> <p>12 <b>Q. You said there was an officer with a</b></p> <p>13 <b>ponytail and Officer Mohammed, or are you saying</b></p> <p>14 <b>the --</b></p> <p>15 A. The --</p> <p>16 <b>Q. -- officer with the ponytail was</b></p> <p>17 <b>Officer Mohammed?</b></p> <p>18 A. The -- no. The officer with the</p> <p>19 ponytail was on the cell phone. Him and</p> <p>20 Mohammed was on the cell phone.</p> <p>21 <b>Q. Okay. And how close were you in --</b></p> <p>22 A. I was right --</p> <p>23 <b>Q. -- proximity --</b></p> <p>24 THE COURT REPORTER: Sorry?</p>	<p style="text-align: right;">Page 140</p> <p>1 <b>per- -- the people on the other end of that</b></p> <p>2 <b>phone call were --</b></p> <p>3 A. No.</p> <p>4 <b>Q. -- saying?</b></p> <p>5 THE COURT REPORTER: Sorry?</p> <p>6 BY THE WITNESS:</p> <p>7 A. No.</p> <p>8 BY MR. GAINER:</p> <p>9 <b>Q. Okay. Could you see where the officers</b></p> <p>10 <b>went from where you were standing in -- out</b></p> <p>11 <b>front of Bug's house?</b></p> <p>12 A. Yes.</p> <p>13 <b>Q. Okay. And down the street, that's</b></p> <p>14 <b>where they picked up Willie?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. Okay. When did you first meet Willie?</b></p> <p>17 A. When did I first meet Willie?</p> <p>18 <b>Q. Mm-hmm.</b></p> <p>19 A. When he was, shit, a handyman</p> <p>20 outside in the -- I don't know when, but he be</p> <p>21 fixing shit and I --</p> <p>22 <b>Q. Okay. The officer with the ponytail,</b></p> <p>23 <b>was it a male or a female?</b></p> <p>24 A. It was a male.</p>

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Page 141	<p>1 <b>Q. Black, white, or Hispanic?</b></p> <p>2 A. I think it was Hispanic.</p> <p>3 <b>Q. Okay.</b></p> <p>4 A. Mexican, Latino, or white. I don't</p> <p>5 know. He looked white to me.</p> <p>6 <b>Q. Okay. And about how tall would you say</b></p> <p>7 <b>this officer was?</b></p> <p>8 A. I can't -- he was taller than me. I</p> <p>9 can't tell you how tall he was.</p> <p>10 <b>Q. Okay. So when you got to the police</b></p> <p>11 <b>station, can you describe just the first thing</b></p> <p>12 <b>you remember observing once you got in?</b></p> <p>13 A. When we got in, it was a lot -- they</p> <p>14 bring a lot of people in, and -- and I'm -- I'm</p> <p>15 so frustrated. I was bugging up. I was -- I</p> <p>16 was snapping. "What the fuck is I'm here for?</p> <p>17 Whoo-whoo-whoo" and just going off.</p> <p>18 <b>Q. Okay.</b></p> <p>19 A. And that's when they came bringing Will</p> <p>20 past us taking him to the back and where I heard</p> <p>21 him screaming. We heard him screaming, and when</p> <p>22 they come back, threw the shit on the table.</p> <p>23 <b>Q. Okay. And I'm going to jump back to</b></p> <p>24 <b>the -- back to the scene when they're on the</b></p>	Page 143	<p>1 <b>know?</b></p> <p>2 A. No. I know for -- I know for a fact</p> <p>3 they told them to take us in.</p> <p>4 <b>Q. Okay. How do you know for a fact that</b></p> <p>5 <b>it was Ronald Watts who said that?</b></p> <p>6 A. He was the sergeant. Shit, they gonna</p> <p>7 listen to what their sergeant say.</p> <p>8 <b>Q. So you're basing --</b></p> <p>9 A. They follow the rules what they</p> <p>10 sergeant said. I heard somebody say, "Take them</p> <p>11 in," so...</p> <p>12 <b>Q. You heard somebody say it?</b></p> <p>13 A. I mean, I heard -- I -- yeah. I -- I</p> <p>14 can't say who it was, but I was suspecting that</p> <p>15 the sergeant told him, bring -- bring us in.</p> <p>16 <b>Q. Okay. But you never heard Ronald Watts</b></p> <p>17 <b>say that?</b></p> <p>18 A. No.</p> <p>19 <b>Q. Okay. Now, back at the police station,</b></p> <p>20 <b>you said that you and Robert -- Robert Lindsey</b></p> <p>21 <b>were brought in and sat down and cuffed to a</b></p> <p>22 <b>bench, right?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. Were you sitting right next to Robert?</b></p>
Page 142	<p>1 <b>phone.</b></p> <p>2 <b>What was Ronald Watts doing when these</b></p> <p>3 <b>officers were on the phone?</b></p> <p>4 A. He -- he pulled off down to the -- to</p> <p>5 the other scene where Will was.</p> <p>6 <b>Q. Okay. And do you know whether Ronald</b></p> <p>7 <b>Watts was on the phone with the officers that</b></p> <p>8 <b>were by you?</b></p> <p>9 A. I couldn't tell. I -- I wouldn't know.</p> <p>10 I wouldn't know because he was down the street.</p> <p>11 <b>Q. Okay. Did you see any of the officers</b></p> <p>12 <b>down the street pull out a cell phone?</b></p> <p>13 A. I couldn't -- I couldn't -- no. I</p> <p>14 couldn't see.</p> <p>15 <b>Q. Okay. So is it fair to say that you</b></p> <p>16 <b>can't say for certain whether the officers that</b></p> <p>17 <b>left were on the phone with the officers that</b></p> <p>18 <b>were with you in front of Bug's house?</b></p> <p>19 A. When they got on the -- when they was</p> <p>20 on the phone, whoever they was talking to, like,</p> <p>21 "Take them in." So they brung us in. That --</p> <p>22 so I was suspecting that they was talking to</p> <p>23 them down there.</p> <p>24 <b>Q. So you -- you suspected, but you don't</b></p>	Page 144	<p>1 A. In between Robert. It was somebody</p> <p>2 else and then Robert.</p> <p>3 <b>Q. Okay. Did you talk to Robert at all</b></p> <p>4 <b>while you were on the bench?</b></p> <p>5 A. We couldn't talk. I was too busy</p> <p>6 bug -- snapping.</p> <p>7 <b>Q. Okay. And when you say "bugging," does</b></p> <p>8 <b>that just mean --</b></p> <p>9 A. Going off.</p> <p>10 <b>Q. -- talking to whoever.</b></p> <p>11 A. Like, why the fu- --</p> <p>12 THE COURT REPORTER: Sorry?</p> <p>13 THE WITNESS: Yeah, sorry, sorry.</p> <p>14 BY MR. GAINER:</p> <p>15 <b>Q. No. Go ahead.</b></p> <p>16 A. Talking about why is I'm being</p> <p>17 arrested. "Why y'all locking me up?" I was</p> <p>18 crying. I was just frustrated, like, just --</p> <p>19 <b>Q. Were you saying these things to anyone</b></p> <p>20 <b>specific or --</b></p> <p>21 A. I'm talking to the --</p> <p>22 <b>Q. -- just in general?</b></p> <p>23 THE WITNESS: Sorry about that.</p> <p>24</p>

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<p style="text-align: right;">Page 145</p> <p>1 BY THE WITNESS:</p> <p>2 A. I'm talking to all the officers who</p> <p>3 locked me up.</p> <p>4 BY MR. GAINER:</p> <p>5 <b>Q. Okay. Were they all right by you?</b></p> <p>6 A. Yes. They was at -- in the station at</p> <p>7 that time, yes.</p> <p>8 <b>Q. Okay. And how big is the room you were</b></p> <p>9 <b>in --</b></p> <p>10 A. I wouldn't know --</p> <p>11 <b>Q. -- while you were on the bench?</b></p> <p>12 A. About this -- about this size.</p> <p>13 <b>Q. Okay. And at one point -- let me ask</b></p> <p>14 <b>you this: How long were you seated on the</b></p> <p>15 <b>bench?</b></p> <p>16 A. Til they got through with Will. Like,</p> <p>17 probably like 20 -- if -- I mean, probably like</p> <p>18 15, 5 -- 10 minutes. They went in there and</p> <p>19 made him scream and did what they did and came</p> <p>20 back out. Like 10 minutes.</p> <p>21 <b>Q. Ten minutes. Okay.</b></p> <p>22 <b>And what happened after they came out?</b></p> <p>23 A. They came out. Watts had the plastic</p> <p>24 bag with a glove on with the feces on there.</p>	<p style="text-align: right;">Page 147</p> <p>1 A. It was very noticeable.</p> <p>2 THE COURT REPORTER: Sorry?</p> <p>3 THE WITNESS: Sorry about that.</p> <p>4 BY MR. GAINER:</p> <p>5 <b>Q. Okay. It was very noticeable. There's</b></p> <p>6 <b>a noticeable amount of, as you said, brown shit</b></p> <p>7 <b>on the bag?</b></p> <p>8 A. Yes.</p> <p>9 MR. FLAXMAN: Doo-doo.</p> <p>10 MR. GAINER: Doo-doo. Pardon me.</p> <p>11 MR. FLAXMAN: We don't want to curse.</p> <p>12 BY MR. GAINER:</p> <p>13 <b>Q. And when Sergeant Watts came out, was</b></p> <p>14 <b>he holding it in his bare hand?</b></p> <p>15 A. I just told you they had on a rubber</p> <p>16 glove.</p> <p>17 <b>Q. He had a rubber glove. I missed that.</b></p> <p>18 <b>I apologize.</b></p> <p>19 <b>And did -- what did you say back to</b></p> <p>20 <b>Sergeant Watts when he said, "This is yours"?</b></p> <p>21 A. I told his ass, "Y'all -- you do -- God</p> <p>22 gonna get you for this and -- shit, God gonna</p> <p>23 get you -- God gonna punish you for this." And</p> <p>24 God punished his ass.</p>
<p style="text-align: right;">Page 146</p> <p>1 <b>Q. And you're still on the bench?</b></p> <p>2 A. And we still on the bench, yes.</p> <p>3 <b>Q. At any time, were you removed from the</b></p> <p>4 <b>bench and taken into a separate room?</b></p> <p>5 A. No.</p> <p>6 <b>Q. Okay. Was Mr. Lindsey?</b></p> <p>7 A. No.</p> <p>8 <b>Q. Okay. So while you were on the bench,</b></p> <p>9 <b>Ronald Watts came out with --</b></p> <p>10 A. The shit --</p> <p>11 <b>Q. -- the bag?</b></p> <p>12 A. -- and said, "This is y'all's."</p> <p>13 <b>Q. And this is the same bag that had the</b></p> <p>14 <b>feces on it?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. How -- this is a strange question, but</b></p> <p>17 <b>how did you know there was feces on the bag?</b></p> <p>18 A. It was brown shit on the plastic bag.</p> <p>19 <b>Q. Okay.</b></p> <p>20 A. It was doo-doo on the bag. What the</p> <p>21 fuck? Anybody could tell that.</p> <p>22 <b>Q. No. I understand. I'm more so</b></p> <p>23 <b>wondering if it was very noticeable or if you</b></p> <p>24 <b>just saw a --</b></p>	<p style="text-align: right;">Page 148</p> <p>1 <b>Q. How so?</b></p> <p>2 A. What do you mean by that, "how so"?</p> <p>3 <b>Q. How did God punish Ron Watts?</b></p> <p>4 A. All the bogus shit he was doing, and it</p> <p>5 came back on him.</p> <p>6 <b>Q. Is that -- When you say "all the bogus</b></p> <p>7 <b>shit," are you talking about just what happened</b></p> <p>8 <b>that day?</b></p> <p>9 A. To me and everybody else.</p> <p>10 <b>Q. Who is everybody else?</b></p> <p>11 A. Whoever he -- whoever he did something</p> <p>12 to.</p> <p>13 <b>Q. Do you know anyone else?</b></p> <p>14 A. No. With me and Robert, but that's</p> <p>15 about it.</p> <p>16 <b>Q. Okay. When did you realize that it was</b></p> <p>17 <b>Willie Brownlee and not Willie Martin that got</b></p> <p>18 <b>brought into the station?</b></p> <p>19 A. Til we talked to his -- til we got his</p> <p>20 correct name or something, or I don't -- til we</p> <p>21 talked -- til we found out his real last name.</p> <p>22 <b>Q. Right. I'm wondering when.</b></p> <p>23 A. Like a -- probably a week later or -- a</p> <p>24 week later.</p>

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<p style="text-align: right;">Page 149</p> <p>1 <b>Q. And how did you find that out?</b>  2 A. Through him and his -- his fianc e.  3 <b>Q. And you're talking about a week after</b>  4 <b>October 15th, 2009 --</b>  5 MR. FLAXMAN: Yeah.  6 BY MR. GAINER:  7 <b>Q. -- or are you talking about a week</b>  8 <b>after you signed the affidavit?</b>  9 A. A week after I signed the affidavit.  10 <b>Q. Okay. And who did you talk to?</b>  11 <b>You said you talked to Willie --</b>  12 A. Fianc e.  13 <b>Q. -- and his fianc e -- Willie's fianc e?</b>  14 A. Yeah, because Will died. He -- we  15 didn't have his name right. So she gave us the  16 right name.  17 <b>Q. Okay. So is there a Willie Martin at</b>  18 <b>all?</b>  19 A. No.  20 <b>Q. Not that you know?</b>  21 A. No.  22 <b>Q. Okay. And how did you -- how did the</b>  23 <b>conversation come about with Willie's fianc e?</b>  24 A. She was there when they -- when -- when</p>	<p style="text-align: right;">Page 151</p> <p>1 <b>that conversation?</b>  2 A. No.  3 <b>Q. Do you recall any -- any facts</b>  4 <b>regarding -- So earlier you said you had</b>  5 <b>somewhere between five and six interactions with</b>  6 <b>Ron Watts, right?</b>  7 A. (Nonverbal response.)  8 <b>Q. And is that the total number of</b>  9 <b>interactions you've ever had with Ronald Watts?</b>  10 A. I think so. Yeah, I think -- yes.  11 Yeah, yeah, I think, yeah.  12 <b>Q. So about five or six?</b>  13 A. (Nonverbal response.)  14 <b>Q. And the first one you said you don't</b>  15 <b>remember what time it was, but you --</b>  16 <b>THE COURT REPORTER: Sorry?</b>  17 <b>THE WITNESS: No.</b>  18 <b>MR. FLAXMAN: Go ahead. Yeah. Let --</b>  19 <b>What was the whole -- did you finish</b>  20 <b>your question?</b>  21 <b>MR. GAINER: No. I -- I didn't want to cross</b>  22 <b>up the reporter. I will reask.</b>  23 <b>BY MR. GAINER:</b>  24 <b>Q. The -- the first arrest or the first</b></p>
<p style="text-align: right;">Page 150</p> <p>1 they locked him up, too, and they let him go.  2 She was there. How -- how did I get his name?  3 <b>Q. Yes.</b>  4 A. We -- because Will died and -- and we  5 thought we had the right name, and it was the  6 wrong name. So we asked her what was his last  7 name.  8 <b>Q. Who is we?</b>  9 A. We had the first name.  10 Me and Robert.  11 <b>Q. You and Robert.</b>  12 <b>So did you approach Willie's fianc e?</b>  13 A. No. Robert -- I think Robert got in  14 touch with her first, I think, if I ain't  15 mistaken.  16 <b>Q. Okay. Did you guys meet up or</b>  17 <b>something like that?</b>  18 A. Yeah. We met up and talked to her.  19 <b>Q. Okay.</b>  20 A. She stayed on the block anyways, so...  21 <b>Q. Okay. Where did you guys meet up?</b>  22 A. By her house, by their house where they  23 stay at on 41st and Prairie.  24 <b>Q. Okay. And was Mr. Flaxman there for</b></p>	<p style="text-align: right;">Page 152</p> <p>1 <b>interaction you had with Ron you got arrested,</b>  2 <b>you don't remember when it was, right?</b>  3 <b>How about the second time?</b>  4 A. No.  5 <b>Q. No what?</b>  6 A. No. I don't remember the second time  7 that he arrested me. I don't remember the time  8 frame when he kept arresting me. I -- I've  9 been --  10 <b>Q. You don't need to know the time frame,</b>  11 <b>but the second time, what happened?</b>  12 A. The second time he took me in for  13 another trespass. We -- he used to always take  14 me in for it, like, just take -- take me in. He  15 used to -- I don't know why he used to take me  16 in, but he'd take me in.  17 <b>Q. Okay. But do you remember -- do you</b>  18 <b>remember where you were arrested for --</b>  19 A. I've been --  20 <b>Q. -- the second time?</b>  21 A. 42nd and Indiana, if I ain't mistaken.  22 <b>Q. Okay.</b>  23 A. We've been locked up some -- everywhere  24 with him. Shit, everywhere he seen me at he</p>

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1 was --

2 **Q. Did you get convicted for that crime?**

3 A. No.

4 **Q. Okay.**

5 A. Misdemeanor, I think, if I ain't

6 mistaken.

7 **Q. Were you found innocent, or were the**

8 **charges dropped?**

9 MR. FLAXMAN: Objection, form.

10 BY THE WITNESS:

11 A. It was dropped, I guess.

12 BY MR. GAINER:

13 **Q. Okay.**

14 A. I think it was dropped. The only case

15 I have with him was this case he -- the case --

16 the -- when I went to the -- when he sent me to

17 the penitentiary.

18 **Q. So the October 15th case, or are you**

19 **talking about --**

20 A. I'm talking about the October the

21 9th -- 9th case. October -- I mean, '09 case.

22 **Q. Okay. So the October 15, 2009, the one**

23 **we're talking about today, right?**

24 A. Yeah.

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1 **Q. That's the only case you've had with**

2 **Ronald Watts?**

3 A. I had a couple of cases with him, but

4 he ain't booked me on these cases.

5 **Q. What do you mean by he didn't book you?**

6 A. I mean it'd been criminal trespass.

7 **Q. Okay.**

8 A. That's what he'd been locking me up

9 for, criminal case. And then the last time he

10 gave me a case, sent me to the penitentiary.

11 **Q. Okay. But before that, he had never**

12 **put a case on you or anything?**

13 A. Yeah. Sending me to jail, going to the

14 police station.

15 **Q. I understand that.**

16 **But you were -- you never ended up**

17 **in IDOC --**

18 A. Wasn't no conviction --

19 THE COURT REPORTER: Sorry?

20 BY THE WITNESS:

21 A. No, no.

22 BY MR. GAINER:

23 **Q. Okay.**

24 A. I could just say he been harassing me

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1 and shit.

2 MR. FLAXMAN: Wait until he asks a question.

3 BY MR. GAINER:

4 **Q. Earlier -- so at the station, you**

5 **told -- you told Watts that -- and this is your**

6 **words from earlier: You said you were --**

7 **something along the lines of he did you bogus or**

8 **phony charges?**

9 **What did you say to Watts at the**

10 **station?**

11 A. I said that "You giving me this case.

12 God gonna get your ass for this."

13 **Q. Okay.**

14 A. Bogus case, yeah. It's still the same.

15 **Q. And did he say anything back to you?**

16 A. He told me to deal with it at -- deal

17 with it in the court.

18 **Q. Okay. Did you have any other**

19 **conversations with Ronald Watts that day?**

20 A. I was just fucked up. I was mad. I

21 was -- I was talking -- I was saying shit. I

22 don't know what I was saying. I had a lot --

23 yeah, yes. I don't know what I was -- it was

24 just "Y'all bogus as hell putting this case on

Page 156

1 me."

2 **Q. Okay. Are there any other cases in**

3 **your criminal history that were bogus?**

4 A. All of my case was bogus to me.

5 **Q. Okay. So how long were you on the**

6 **bench in total when you were at the station?**

7 A. We was on the bench for like a couple

8 hours, like, probably like three -- I mean, two

9 hours, three hours. I ain't make it to the back

10 til the night. So I was -- it was -- it was a

11 while. They had us out for -- standing out for

12 a while. So it was like -- like three -- three

13 hours.

14 **Q. So three hours handcuffed to the bench?**

15 A. Yeah.

16 **Q. Okay. And in that three hours, you saw**

17 **Willie Brownlee come in or get brought in by**

18 **officers, right?**

19 A. Willie, yes.

20 **Q. Can you describe the officers that**

21 **walked in with him?**

22 A. It was the same officers who arrested

23 us.

24 **Q. That arrested you and --**

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Page 157	<p>1 A. That -- yeah.</p> <p>2 <b>Q. -- Mr. Lindsey?</b></p> <p>3 THE COURT REPORTER: Sorry?</p> <p>4 BY THE WITNESS:</p> <p>5 A. That -- yes.</p> <p>6 BY MR. GAINER:</p> <p>7 <b>Q. Okay. So if the officers that arrested</b></p> <p>8 <b>you and Mr. Lindsey were with Willie, what</b></p> <p>9 <b>officers took you in?</b></p> <p>10 A. They didn't never take us in. I told</p> <p>11 you, an unmarked car took us in. They --</p> <p>12 <b>Q. Blue and --</b></p> <p>13 A. They had a transport.</p> <p>14 <b>Q. Blue and whites, right?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. Did you ever see anyone come out of the</b></p> <p>17 <b>room other than Ronald Watts? So they brought</b></p> <p>18 <b>Willie into a room, right? And you said Ronald</b></p> <p>19 <b>Watts came out.</b></p> <p>20 <b>Did anyone -- did you see anyone else</b></p> <p>21 <b>come out of that room?</b></p> <p>22 A. Watts, Mohammed, and Al. Al took Will</p> <p>23 in the room.</p> <p>24 <b>Q. Right.</b></p>	Page 159	<p>1 <b>Q. Okay. And then you, Mr. Lindsey, and</b></p> <p>2 <b>Willie all got to the station about the same</b></p> <p>3 <b>time, right?</b></p> <p>4 A. Yes.</p> <p>5 <b>Q. So where in relation to the -- I guess,</b></p> <p>6 <b>where is the table he threw the drugs down on?</b></p> <p>7 A. Right in front of us. And say this</p> <p>8 the -- the bench right here we handcuffed to.</p> <p>9 They on the other side of the table.</p> <p>10 <b>Q. How big is the table?</b></p> <p>11 A. With the computers -- where they</p> <p>12 computers -- like, just like this, a room with</p> <p>13 computers. They had computers we sitting at and</p> <p>14 they typing and right there.</p> <p>15 <b>Q. Okay. Did either Mohammed -- or who</b></p> <p>16 <b>was the -- the third officer, you said?</b></p> <p>17 A. Al. Al --</p> <p>18 <b>Q. Officer --</b></p> <p>19 A. -- I think, Al.</p> <p>20 <b>Q. Officer Al?</b></p> <p>21 A. Yeah.</p> <p>22 <b>Q. Did they say anything when they came</b></p> <p>23 <b>out of the room?</b></p> <p>24 A. They was sweating commotion. Like --</p>
Page 158	<p>1 A. They took Willie in the room, and they</p> <p>2 came back out, and they -- they -- like, they</p> <p>3 had a strug- -- struggle. Watts had the gloves</p> <p>4 on. All of them had on gloves because they were</p> <p>5 struggling with Will back there. He was</p> <p>6 hollering. Watts came back in with the gloves</p> <p>7 on and threw -- threw the -- the sh- -- the</p> <p>8 feces, the stuff with the feces on the table and</p> <p>9 said that was ours.</p> <p>10 <b>Q. Earlier -- earlier you said that you</b></p> <p>11 <b>were on the bench for this conversation, right?</b></p> <p>12 A. No. I ain't -- not -- earlier I said I</p> <p>13 was on the -- handcuffed to the bench when they</p> <p>14 brung him -- Willie -- when they brung Willie</p> <p>15 past us.</p> <p>16 <b>Q. Right.</b></p> <p>17 <b>And then you -- you said you were on</b></p> <p>18 <b>the bench for about three hours, right?</b></p> <p>19 A. Yes.</p> <p>20 <b>Q. But they were in the room with Willie</b></p> <p>21 <b>for like ten minutes, you said?</b></p> <p>22 A. No. I said they wasn't -- like</p> <p>23 probably -- yeah, 15 -- 15 to 10 minutes,</p> <p>24 something like that. He was screaming.</p>	Page 160	<p>1 like they was pissed off they had to go through</p> <p>2 what they had to go through with him.</p> <p>3 <b>Q. But did they say anything?</b></p> <p>4 A. I was talking to them. "Ya'll bogus as</p> <p>5 hell." They --</p> <p>6 MR. FLAXMAN: Just answer -- answer his</p> <p>7 question.</p> <p>8 THE WITNESS: Oh, all right. Sorry about</p> <p>9 that.</p> <p>10 BY MR. GAINER:</p> <p>11 <b>Q. You're good.</b></p> <p>12 <b>Did they say anything to you?</b></p> <p>13 A. I just told them God was gonna -- they</p> <p>14 didn't -- couldn't say nothing to me because I</p> <p>15 was too busy doing all the talking.</p> <p>16 <b>Q. Is it safe to say you didn't hear them</b></p> <p>17 <b>say anything to you?</b></p> <p>18 A. They were saying something, but I</p> <p>19 really wasn't trying to hear them because I was</p> <p>20 getting -- going to jail for the shit. So I</p> <p>21 was -- I wasn't really trying to hear them no</p> <p>22 more. I was trying to get my point across.</p> <p>23 <b>Q. Okay.</b></p> <p>24 A. They was talking, yes.</p>

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Page 161	<p>1 <b>Q. Did you make any phone calls when you</b></p> <p>2 <b>were at the police station?</b></p> <p>3 A. No, I couldn't. They wouldn't let me.</p> <p>4 <b>Q. Okay.</b></p> <p>5 A. Probably when I got in the back, I told</p> <p>6 them they was locking me up. When you get in</p> <p>7 the lockup, they let you make one phone call in</p> <p>8 the lockup.</p> <p>9 <b>Q. Oh, okay. So not until you get to</b></p> <p>10 <b>lockup?</b></p> <p>11 A. Yeah.</p> <p>12 MR. GAINER: I got you.</p> <p>13 That's all I have for now.</p> <p>14 MR. FLAXMAN: Folks on Zoom have questions</p> <p>15 or --</p> <p>16 MS. OLIVIER: I do.</p> <p>17 EXAMINATION</p> <p>18 BY MS. OLIVIER:</p> <p>19 <b>Q. Good afternoon, Mr. Sims.</b></p> <p>20 <b>Can you hear me okay?</b></p> <p>21 A. Yes.</p> <p>22 <b>Q. All right. My name is Kelly Olivier.</b></p> <p>23 <b>I am one of the attorneys that represents not</b></p> <p>24 <b>Watts or Mohammed but the remaining officers</b></p>	Page 163	<p>1 <b>chubby officer that you've described?</b></p> <p>2 A. Yes. If I ain't mistaken, I'm thinking</p> <p>3 the chubby officer is Al, if I ain't mistaken,</p> <p>4 if -- if I ain't mistaken.</p> <p>5 <b>Q. Okay. So I just want to make sure that</b></p> <p>6 <b>I'm clear.</b></p> <p>7 <b>When you've referenced the chubby</b></p> <p>8 <b>officer and the actions that officer took with</b></p> <p>9 <b>respect to searching you on the scene and also</b></p> <p>10 <b>placing you in handcuffs, you believe that that</b></p> <p>11 <b>officer was Al --</b></p> <p>12 A. Yes.</p> <p>13 <b>Q. -- Jones?</b></p> <p>14 A. Yes.</p> <p>15 <b>Q. Okay. And that chubby officer, Alvin</b></p> <p>16 <b>Jones, was also the same officer who you saw</b></p> <p>17 <b>come out of the room with Mohammed and Watts</b></p> <p>18 <b>after they had searched, you believe,</b></p> <p>19 <b>Mr. Brownlee?</b></p> <p>20 A. Yes.</p> <p>21 <b>Q. Okay. Had you had any interactions</b></p> <p>22 <b>with Officer Jones prior to October 15th, 2009,</b></p> <p>23 <b>that you can specifically remember?</b></p> <p>24 A. Shit, the time he was with Watts when</p>
Page 162	<p>1 <b>you've named in this case. So bear with me a</b></p> <p>2 <b>little bit. Most of the questions that I have</b></p> <p>3 <b>for you have been covered, but I do have some</b></p> <p>4 <b>additional ones. I know that you've identified</b></p> <p>5 <b>by name Officers Watts, Mohammed, and Jones, and</b></p> <p>6 <b>I know you've discussed some of the things that</b></p> <p>7 <b>Jones did with respect to your arrest.</b></p> <p>8 <b>I'm wondering, with respect to</b></p> <p>9 <b>Officer Jones's involvement from the moment he</b></p> <p>10 <b>got on the scene, are you able to describe for</b></p> <p>11 <b>me what he did once he got out of the marked</b></p> <p>12 <b>vehicles that -- or unmarked vehicles that</b></p> <p>13 <b>surrounded you?</b></p> <p>14 A. If I ain't mistaken, he was the one</p> <p>15 that said I had on the -- a U.S. currency Army</p> <p>16 jacket. If I ain't mistaken, that was him. And</p> <p>17 I -- and he told me that I ain't supposed to</p> <p>18 have it on me. And I told him this was a -- a</p> <p>19 gift from my uncle.</p> <p>20 <b>Q. Did you see any actions that</b></p> <p>21 <b>Officer Jones performed, for example, searching</b></p> <p>22 <b>the car or anything like that?</b></p> <p>23 A. Me. He searched me.</p> <p>24 <b>Q. Okay. He searched you along with that</b></p>	Page 164	<p>1 they locked me up.</p> <p>2 <b>Q. For the trespass case?</b></p> <p>3 A. The tress- -- every time they came they</p> <p>4 all came with each others.</p> <p>5 <b>Q. Okay. I know you were asked a couple</b></p> <p>6 <b>of questions with respect to Officer Bolton, but</b></p> <p>7 <b>to the extent he's one of my clients, I do have</b></p> <p>8 <b>to kind of ask you these same questions again,</b></p> <p>9 <b>and I do apologize if they get repetitive --</b></p> <p>10 <b>repetitive. And I'm sorry. I won't ask you the</b></p> <p>11 <b>same questions, but I'm going to ask you some</b></p> <p>12 <b>similar questions.</b></p> <p>13 <b>Are you able to describe for me what</b></p> <p>14 <b>Officer Bolton's involvement in your</b></p> <p>15 <b>October 15th, 2009, arrest was?</b></p> <p>16 A. I wouldn't know who Officer Bolton is</p> <p>17 til I see his picture.</p> <p>18 <b>Q. Okay. Are you able -- so the answer</b></p> <p>19 <b>is, no, you cannot --</b></p> <p>20 A. No.</p> <p>21 <b>Q. No, okay.</b></p> <p>22 <b>With respect to Officer Doug Nichols</b></p> <p>23 <b>who you've also sued, can you describe for me</b></p> <p>24 <b>his involvement in your October 15th, 2009,</b></p>

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<p style="text-align: right;">Page 165</p> <p>1 arrest?</p> <p>2 A. No.</p> <p>3 <b>Q. With respect to Officer Ellsworth</b></p> <p>4 <b>Smith, can you describe for me what his</b></p> <p>5 <b>involvement was in your October 15th, 2009,</b></p> <p>6 <b>arrest?</b></p> <p>7 A. No. Because I don't -- I don't know</p> <p>8 who the names is; so, no.</p> <p>9 <b>Q. With respect to Officer Robert</b></p> <p>10 <b>Gonzalez's involvement in your October 15th,</b></p> <p>11 <b>2009, arrest, can you describe for me his</b></p> <p>12 <b>involvement?</b></p> <p>13 A. No.</p> <p>14 <b>Q. And then with respect to Manuel Leano's</b></p> <p>15 <b>involvement in your October 15th, 2009, arrest,</b></p> <p>16 <b>can you describe what that involvement was for</b></p> <p>17 <b>me?</b></p> <p>18 A. Excuse me again?</p> <p>19 <b>Q. Pardon?</b></p> <p>20 A. I didn't hear.</p> <p>21 <b>Q. Sure. I'll re- -- I'll ask it again.</b></p> <p>22 <b>Can you describe for me what</b></p> <p>23 <b>Officer Manuel Leano's involvement was with your</b></p> <p>24 <b>October 15th, 2009, arrest?</b></p>	<p style="text-align: right;">Page 167</p> <p>1 them.</p> <p>2 <b>Q. He called you when you were in prison</b></p> <p>3 <b>or he was in prison?</b></p> <p>4 A. No. He called me when he was present</p> <p>5 with the FBIs.</p> <p>6 <b>Q. Oh, okay. So he was present with the</b></p> <p>7 <b>FBI, and he called you on your --</b></p> <p>8 A. Yeah, and tell me -- tell -- wanted me</p> <p>9 to tell them about my case. So I'm like, "I</p> <p>10 ain't -- I ain't doing none of that."</p> <p>11 <b>Q. Why did you not want to --</b></p> <p>12 A. Because --</p> <p>13 THE COURT REPORTER: Sorry?</p> <p>14 MR. FLAXMAN: Let her finish the question.</p> <p>15 BY THE WITNESS:</p> <p>16 A. All right. I don't -- I don't know why</p> <p>17 I didn't. Because -- probably because it was</p> <p>18 dealing with the FBI I was going to talk to my</p> <p>19 lawyer about it and see was it okay for me to</p> <p>20 talk to -- talk to them with -- about it.</p> <p>21 BY MS. OLIVIER:</p> <p>22 <b>Q. Do you recall who your lawyer was at</b></p> <p>23 <b>the time that you wanted to talk to first?</b></p> <p>24 A. Joel Flaxman.</p>
<p style="text-align: right;">Page 166</p> <p>1 A. No, I can't. I don't know who the</p> <p>2 officer is.</p> <p>3 <b>Q. Is there a reason why you did not try</b></p> <p>4 <b>to report this false arrest once it occurred?</b></p> <p>5 MR. FLAXMAN: Objection, form, foundation.</p> <p>6 Go ahead.</p> <p>7 BY THE WITNESS:</p> <p>8 A. No. Til I got out with Robert, he told</p> <p>9 me that I -- that I could file this case.</p> <p>10 Robert had been talking -- dealing with the FBIs</p> <p>11 and internal affairs about -- about these</p> <p>12 crooked officers.</p> <p>13 BY MS. OLIVIER:</p> <p>14 <b>Q. Have you ever spoken with the FBI?</b></p> <p>15 A. No. He was trying to get me to talk to</p> <p>16 them, but I ain't wanted to do no talking.</p> <p>17 <b>Q. What was -- what occurred in the</b></p> <p>18 <b>context of him trying to get you to talk to the</b></p> <p>19 <b>FBI?</b></p> <p>20 <b>Do you remember when that was?</b></p> <p>21 A. I don't remember the date, but I re- --</p> <p>22 I don't remember the date, but I remember he</p> <p>23 was -- he had -- he called me when they was</p> <p>24 present, and he was trying to get me to talk to</p>	<p style="text-align: right;">Page 168</p> <p>1 BY MS. OLIVIER:</p> <p>2 <b>Q. Okay. So Flaxman was your lawyer at</b></p> <p>3 <b>this time when Robert Lindsey called you because</b></p> <p>4 <b>he was speaking with the FBI?</b></p> <p>5 A. Yes.</p> <p>6 <b>Q. Okay. Was -- do you know if this was</b></p> <p>7 <b>before or after you filed your lawsuit?</b></p> <p>8 A. I think this was -- this was after we</p> <p>9 filed our lawsuit.</p> <p>10 <b>Q. Okay.</b></p> <p>11 A. I think, if I ain't mistaken.</p> <p>12 <b>Q. So this was in -- within the past few</b></p> <p>13 <b>years then?</b></p> <p>14 A. Yes.</p> <p>15 <b>Q. Okay. Have you -- so you've never</b></p> <p>16 <b>been -- so you didn't want to speak with him in</b></p> <p>17 <b>that moment.</b></p> <p>18 <b>Have you made any efforts to reach back</b></p> <p>19 <b>out to them or to try to speak with them?</b></p> <p>20 A. No, no, no, no.</p> <p>21 <b>Q. Do you have any plans to?</b></p> <p>22 A. No.</p> <p>23 <b>Q. Why not?</b></p> <p>24 A. For what? I already got somebody</p>

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<p style="text-align: right;">Page 169</p> <p>1 handling my case.</p> <p>2 <b>Q. You also mentioned that Robert had</b></p> <p>3 <b>tried to report them to the IAD, I believe you</b></p> <p>4 <b>said?</b></p> <p>5 A. What is that?</p> <p>6 MR. FLAXMAN: He said internal affairs.</p> <p>7 MS. OLIVIER: Okay. So then I --</p> <p>8 MR. FLAXMAN: Do you want to say that?</p> <p>9 THE WITNESS: The --</p> <p>10 BY MS. OLIVIER:</p> <p>11 <b>Q. Are you aware that Robert filed a</b></p> <p>12 <b>complaint with the Chicago Police Department</b></p> <p>13 <b>within a few years of your arrest?</b></p> <p>14 A. Yes.</p> <p>15 <b>Q. Okay. Did Robert discuss that with</b></p> <p>16 <b>you?</b></p> <p>17 A. No. He just say he filed a complaint.</p> <p>18 That was it.</p> <p>19 <b>Q. And what was the context of that</b></p> <p>20 <b>conversation when he told you that?</b></p> <p>21 A. He just said, "I filed a complaint on</p> <p>22 the officers."</p> <p>23 <b>Q. Did he ask you to back him up or to --</b></p> <p>24 A. No. He just said he filed the</p>	<p style="text-align: right;">Page 171</p> <p>1 <b>that you're having with Robert about him filing</b></p> <p>2 <b>a complaint and you indicating the reason why</b></p> <p>3 <b>you didn't want to join was because you already</b></p> <p>4 <b>had a lawyer?</b></p> <p>5 A. No, no, no, no. I ain't -- I ain't --</p> <p>6 no, no. I ain't -- he had -- he filed a</p> <p>7 complaint against the -- some officers --</p> <p>8 officers. So he's telling me about it. So I --</p> <p>9 I ain't want nothing to -- I didn't have no</p> <p>10 cases back then, so why is I'm putting in the</p> <p>11 complaint for?</p> <p>12 <b>Q. Well, Robert was putting in a complaint</b></p> <p>13 <b>even though he had --</b></p> <p>14 A. He'd been getting --</p> <p>15 THE COURT REPORTER: Sorry?</p> <p>16 THE WITNESS: Sorry about that. He'd been</p> <p>17 getting harassed. That's what he -- I mean,</p> <p>18 sorry about that. He --</p> <p>19 MR. FLAXMAN: Yeah. Why -- I think -- I</p> <p>20 think you guys are misunderstanding.</p> <p>21 What -- listen to her question. Okay?</p> <p>22 THE WITNESS: Okay.</p> <p>23 BY MS. OLIVIER:</p> <p>24 <b>Q. Sure.</b></p>
<p style="text-align: right;">Page 170</p> <p>1 complaint.</p> <p>2 <b>Q. What was your response when he said</b></p> <p>3 <b>that?</b></p> <p>4 A. I said, "Shit, that's on you."</p> <p>5 THE COURT REPORTER: Sorry?</p> <p>6 THE WITNESS: I said, "That's on you."</p> <p>7 BY MS. OLIVIER:</p> <p>8 <b>Q. Is there -- Or strike that.</b></p> <p>9 <b>Why did you not file a complaint?</b></p> <p>10 A. Because I had a lawyer at the time. So</p> <p>11 why is I'm talking to somebody else when I got</p> <p>12 an attorney?</p> <p>13 <b>Q. So the complaint that Robert filed was</b></p> <p>14 <b>actually in approximately like 2011, if I'm</b></p> <p>15 <b>getting my date correct.</b></p> <p>16 <b>So do you recall having this</b></p> <p>17 <b>conversation with Robert about the complaint he</b></p> <p>18 <b>filed before you had Mr. Flaxman as your lawyer?</b></p> <p>19 A. No. Yes. I -- I don't -- say that</p> <p>20 again?</p> <p>21 <b>Q. Robert filed a complaint with the</b></p> <p>22 <b>Chicago Police Department well before any</b></p> <p>23 <b>lawsuits were filed.</b></p> <p>24 <b>So I'm wondering if this conversation</b></p>	<p style="text-align: right;">Page 172</p> <p>1 <b>So Robert obviously had a -- a case</b></p> <p>2 <b>against him at the time, right, or he had</b></p> <p>3 <b>already served time for this case when he made</b></p> <p>4 <b>the complaint, and so I'm just wondering why you</b></p> <p>5 <b>didn't want to assist him with that complaint or</b></p> <p>6 <b>make your own complaint.</b></p> <p>7 MR. FLAXMAN: Just objection, form,</p> <p>8 foundation.</p> <p>9 BY THE WITNESS:</p> <p>10 A. Because I -- I didn't have no lawyer at</p> <p>11 the ti- -- I mean, I had a -- I ain't -- I don't</p> <p>12 get what you -- I really don't. I'm -- I'm kind</p> <p>13 of confused right now.</p> <p>14 BY MS. OLIVIER:</p> <p>15 <b>Q. I'm just wondering, if Robert informed</b></p> <p>16 <b>you, "Hey, this arrest we have, you know it's</b></p> <p>17 <b>bogus. I'm going to file a complaint with the</b></p> <p>18 <b>Chicago Police Department" why you didn't join</b></p> <p>19 <b>him by making your own complaint or saying, "You</b></p> <p>20 <b>know what? Your right. I'll be a witness for</b></p> <p>21 <b>you."</b></p> <p>22 A. Right. I don't -- I don't know what I</p> <p>23 was doing there. I don't -- I don't know why.</p> <p>24 I don't -- I don't know.</p>

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<p style="text-align: right;">Page 173</p> <p>1       <b>Q.</b> Okay. You described one of the</p> <p>2       officers that was either white or Hispanic,</p> <p>3       maybe Mexican, having a ponytail; is that right?</p> <p>4       A. Yes.</p> <p>5       <b>Q.</b> Okay. Are you able to describe what</p> <p>6       specifically that officer did once he got out of</p> <p>7       an unmarked vehicle when he was on the scene</p> <p>8       besides I know you said he was on his cell phone</p> <p>9       with Officer Mohammed, but is there anything</p> <p>10      else you can recall him doing?</p> <p>11      A. Not at this time. I know I was bugging</p> <p>12      up on all of them at the station.</p> <p>13      <b>Q.</b> You mentioned that Watts in the</p> <p>14      presence of his team had been harassing you for</p> <p>15      at least like a year before this arrest.</p> <p>16      So is there a reason why you kept going</p> <p>17      back to that area despite that harassment?</p> <p>18      A. That's my -- the only area where I stay</p> <p>19      at. That's where I grew up at. That's where I</p> <p>20      play basketball at.</p> <p>21      <b>Q.</b> So even though you were living with</p> <p>22      your fianc e at the time, that's where you were</p> <p>23      going because that's where all your friends were</p> <p>24      essentially still?</p>	<p style="text-align: right;">Page 175</p> <p>1       you've also never sold or attempted to sell any</p> <p>2       narcotics including heroin, cocaine, ecstasy?</p> <p>3       A. No.</p> <p>4       <b>Q.</b> Sorry. I just want to make sure the</p> <p>5       record is clear.</p> <p>6       It's -- you -- have you ever sold</p> <p>7       heroin, cocaine, ecstasy, or any narcotic or</p> <p>8       illegal drug?</p> <p>9       A. No.</p> <p>10      <b>Q.</b> So to the extent that in your criminal</p> <p>11      history you have arrests for possessing</p> <p>12      narcotics or attempting to sell narcotics or</p> <p>13      selling narcotics, those -- in each and every</p> <p>14      one of those cases when drugs were recovered,</p> <p>15      those drugs were planted on you?</p> <p>16      A. Yes.</p> <p>17      <b>Q.</b> Okay. And that also includes that</p> <p>18      arrest you have out of Wisconsin?</p> <p>19      A. Yes. They -- yes.</p> <p>20      <b>Q.</b> Going to some of the damages that</p> <p>21      you're claiming in this case, you have indicated</p> <p>22      that you've undergone stress, trouble eating,</p> <p>23      trouble sleeping, and experiencing anger.</p> <p>24      Have you -- in addition to those</p>
<p style="text-align: right;">Page 174</p> <p>1       A. And my mother still stayed down that</p> <p>2       way.</p> <p>3       <b>Q.</b> Your mother was there at the time as</p> <p>4       well?</p> <p>5       A. Yes.</p> <p>6       MR. FLAXMAN: Make sure you -- move your</p> <p>7       hands so we can hear you.</p> <p>8       THE WITNESS: Oh, sorry. Sorry about --</p> <p>9       MR. FLAXMAN: No, no. It's natural.</p> <p>10      BY MS. OLIVIER:</p> <p>11      <b>Q.</b> Sorry. I'm just looking over my notes</p> <p>12      if you could be patient with me, Mr. Sims. I</p> <p>13      just want to make sure that your testimony is</p> <p>14      clear.</p> <p>15      Is it your testimony that you have</p> <p>16      never possessed any narcotic, including heroin,</p> <p>17      cocaine, ecstasy?</p> <p>18      A. No.</p> <p>19      <b>Q.</b> No, that's not correct or, no, you have</p> <p>20      never possessed --</p> <p>21      A. No. I have never possessed it.</p> <p>22      <b>Q.</b> -- any narcotic?</p> <p>23      A. No.</p> <p>24      <b>Q.</b> And is it your testimony then that</p>	<p style="text-align: right;">Page 176</p> <p>1       symptoms, are there any physical symptoms that</p> <p>2       you've endured as a result or that you're</p> <p>3       claiming as a result of this case?</p> <p>4       A. Could you say that -- could you make</p> <p>5       that -- I'm trying to understand what you</p> <p>6       saying.</p> <p>7       <b>Q.</b> Sure.</p> <p>8       To the extent you experienced stress,</p> <p>9       did you experience any physical symptoms,</p> <p>10      whether that be losing weight or having chest</p> <p>11      pains or experiencing anxiety, anything like</p> <p>12      that physically that you experienced?</p> <p>13      A. Yes.</p> <p>14      <b>Q.</b> -- as a result of this case?</p> <p>15      A. Yes, yes.</p> <p>16      <b>Q.</b> Okay. What have you physically</p> <p>17      experienced?</p> <p>18      A. I can't sleep, bad headaches, off and</p> <p>19      on eating. I don't eat like I usually eat</p> <p>20      because of the time schedule.</p> <p>21      <b>Q.</b> To the extent that you answered that</p> <p>22      thinking about prison makes you angry, it's true</p> <p>23      that you've been to prison more than just for</p> <p>24      this case, correct?</p>

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<p style="text-align: right;">Page 177</p> <p>1 A. I've been to prison -- my first time 2 was with the Watts case. That was my first time 3 ever going to the prison. 4 <b>Q. But you have been to prison since then, 5 correct?</b> 6 A. Yes. 7 <b>Q. Okay. So to the extent that thinking 8 about prison makes you angry, is it -- which 9 stint in prison makes you angry?</b> 10 A. Being in the -- a hole -- being in the 11 cell. I can't -- a little cell, toilet is -- is 12 stressful. You can't -- can't move like you -- 13 you can't -- you gotta -- you gotta -- you 14 can't -- ain't nowhere to walk. You get out 15 your bed. You walking to the toilet and the 16 sink. You gotta lay back down. Ain't enough 17 room to walk. You -- you can't. It's 18 stressful, like, being locked in the room, a 19 dark room, shit. 20 <b>Q. Are you able to parse out -- was it -- 21 Or strike that.</b> 22 <b>Was there a difference in your prison 23 experience for this case versus your experience 24 as in other cases?</b></p>	<p style="text-align: right;">Page 179</p> <p>1 <b>went to -- or once you pled guilty and went to 2 prison for this case, correct?</b> 3 A. Yes, yes. 4 <b>Q. In 2010?</b> 5 A. Yes. 6 <b>Q. Had you experienced having a temper or 7 being too aggressive prior to your arrest in 8 October of 2009?</b> 9 A. Probably -- no, no. I'm -- no. 10 <b>Q. You also indicated that you experienced 11 bad dreams.</b> 12 <b>What do you mean by that?</b> 13 A. Like, people be bothering me in my -- 14 in my dreams, like spirits, ghosts, like -- 15 <b>Q. Is there -- and do you attribute those 16 dreams to your October 15th, 2009, arrest?</b> 17 A. Excuse me? 18 <b>Q. Pardon?</b> 19 A. To my -- 20 MR. PALLAS: He asked you to repeat. 21 BY MS. OLIVIER: 22 <b>Q. Sure.</b> 23 <b>So I'm just wondering -- so the bad 24 dreams you've described as kind of, like,</b></p>
<p style="text-align: right;">Page 178</p> <p>1 A. Excuse me? 2 <b>Q. Pardon?</b> 3 A. Say that again? 4 <b>Q. Was there something about your prison 5 experience that you served on this case that was 6 different, whether better or worse, in 7 comparison to the other times you've spent in 8 prison?</b> 9 A. It's -- there's nothing better than 10 nothing. It's all worse. 11 <b>Q. Essentially, every time you went to 12 prison --</b> 13 A. Yes. 14 <b>Q. -- it was terrible?</b> 15 A. It was bad, yeah. 16 <b>Q. You also noted that you have a temper 17 and that you're too aggressive.</b> 18 <b>When did you first start experiencing a 19 temper or feeling that you were being too 20 aggressive?</b> 21 A. In jail, the first time in prison. 22 <b>Q. The first time you went to prison?</b> 23 A. Yes. 24 <b>Q. Okay. So that started then after you</b></p>	<p style="text-align: right;">Page 180</p> <p>1 <b>spirits are bothering you in your dreams, do you 2 attribute those spirits with your October 2009, 3 arrest?</b> 4 A. Yes. 5 <b>Q. Okay. And in what way do -- do those 6 two connect for you in your mind?</b> 7 A. What do it connect? 8 <b>Q. Sure.</b> 9 A. Stress. 10 <b>Q. Okay. So, basically, these bad dreams 11 you're attributing to stress, and the stress is 12 from your October 2009 --</b> 13 A. Yes. 14 <b>Q. -- arrest?</b> 15 A. Yes. 16 <b>Q. Okay. Are you having bad dreams about 17 what happened on October 15th, 2009, or are they 18 just what you've already described for me?</b> 19 A. It's just -- it's -- it fucked me up 20 being in prison, period. Like, I've been -- 21 I've been messed up ever since I went to prison. 22 <b>Q. With respect to your private attorney 23 that you had on this case, Mr. Sherman, you 24 indicated that you told him that you were</b></p>

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1 **framed; is that right?**  
 2 A. Yes.  
 3 **Q. What was his response when you told him**  
 4 **that?**  
 5 A. He told me he was going to -- we were  
 6 going to try to put in a couple of motions and  
 7 beat it, but he wasn't doing what I told him to  
 8 do. He wasn't getting all the evidence that I  
 9 needed, and so I had to get rid of him.  
 10 **Q. You're -- you were -- after you got rid**  
 11 **of him, you went with a public defender,**  
 12 **correct?**  
 13 A. Yes.  
 14 **Q. All right. And you remember -- and was**  
 15 **it the same public defender that you maintained**  
 16 **from once you fired Mr. Sherman through your**  
 17 **guilty plea?**  
 18 A. Yes.  
 19 **Q. Okay. Did you ever tell that public**  
 20 **defender that you had been framed?**  
 21 A. Yes.  
 22 **Q. All right. And what was that**  
 23 **attorney's response?**  
 24 A. The same like Dennis Sherman. Shoo --

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1 they wouldn't -- they was lacking on the -- to  
 2 get my evidence and everything I was asking for,  
 3 they was, like, shooting me down for it. So it  
 4 wasn't nothing else I could do but cop out for a  
 5 lesser time.  
 6 **Q. Do you recall at one of your first**  
 7 **court dates at your arraignment requesting to**  
 8 **plead guilty?**  
 9 A. No.  
 10 **Q. Do you recall having a 402 conference**  
 11 **in front of a judge named Judge Ford where he**  
 12 **offered to sentence you to four years, but you**  
 13 **felt that was too much time so you opted to**  
 14 **fight the case at that point?**  
 15 A. It was a -- it was a mixed fusion [sic]  
 16 with my lawyer at that time. We --  
 17 THE COURT REPORTER: Sorry?  
 18 THE WITNESS: I mean, sorry about that.  
 19 THE COURT REPORTER: I didn't understand the  
 20 word.  
 21 BY THE WITNESS:  
 22 A. It was a -- it was a mixed confusion  
 23 between me -- between me and my lawyer. So he  
 24 told me to go into a 402 conference. So I was

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1 just following the lead, what he told me to do,  
 2 but it didn't go right. So I still ended up  
 3 going to prison.  
 4 BY MS. OLIVIER:  
 5 **Q. When you ultimately pled guilty in July**  
 6 **of 2010, what led to you making that decision?**  
 7 A. Lesser time.  
 8 **Q. But were --**  
 9 A. From 4 years to 30.  
 10 **Q. -- you had conversations with your**  
 11 **attorney prior to entering that plea?**  
 12 THE COURT REPORTER: Kelly, I didn't  
 13 understand the question. It cut out. Could you  
 14 repeat it?  
 15 MS. OLIVIER: Sure.  
 16 BY MS. OLIVIER:  
 17 **Q. Did you have conversations with your**  
 18 **attorney prior to entering your guilty plea in**  
 19 **July of 2010?**  
 20 A. Yes.  
 21 **Q. And what took place in those**  
 22 **conversations?**  
 23 A. She told me to take the lesser charge,  
 24 and I took the lesser charge.

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1 **Q. Did you discuss going to trial?**  
 2 A. She said we go -- we go to trial, we  
 3 lose, they going to give you 30 years. So  
 4 I'm -- told her, "We not going to trial." We  
 5 gonna -- I'm gonna cop out because the -- they  
 6 gonna believe the police, and we just lost a  
 7 motion so they was gonna believe the police  
 8 credibility," so...  
 9 **Q. Were you cellmates with Robert at this**  
 10 **time?**  
 11 A. No.  
 12 **Q. Okay. How long were you two cellmates**  
 13 **for?**  
 14 A. We weren't never cellmates.  
 15 **Q. Oh, okay. I think I misunderstood.**  
 16 **You were never in the same house with**  
 17 **Robert?**  
 18 A. No. Robert went to prison. He was on  
 19 parole.  
 20 **Q. Did you ever have any conversations**  
 21 **with Robert about your decision to plead guilty?**  
 22 A. No.  
 23 **Q. Why not?**  
 24 A. Because I wasn't -- I ain't never --

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<p style="text-align: right;">Page 185</p> <p>1 I -- we was seeing each other, and then we had a 2 separate court date. They -- we -- we had 3 separate court days. 4 <b>Q. Did you ever attempt to get in contact</b> 5 <b>with Mr. Brownlee during your criminal</b> 6 <b>proceedings?</b> 7 A. No. 8 <b>Q. Why not?</b> 9 A. Because I was locked up. 10 <b>Q. Were you in communications with anyone</b> 11 <b>on the outside when you were in jail prior to</b> 12 <b>your plea?</b> 13 A. My family. 14 <b>Q. Did you ever ask your family to try to</b> 15 <b>speak with Mr. Brownlee or get ahold of him?</b> 16 A. No. Til I got out. 17 <b>Q. Why did you not try to get ahold of him</b> 18 <b>until you got out?</b> 19 A. Because it was hard to catch up with 20 him. Nobody couldn't find him. There -- nobody 21 couldn't find him. 22 <b>Q. Well, had you attempted to find him</b> 23 <b>prior to --</b> 24 A. I think I tried -- I think --</p>	<p style="text-align: right;">Page 187</p> <p>1 <b>Q. And what happened?</b> 2 A. They ain't never show up. They 3 couldn't get up with him. They couldn't -- they 4 said they was coming, and then they didn't come. 5 <b>Q. Did you tell your attorneys about</b> 6 <b>Mr. Brown -- excuse me -- yeah -- about</b> 7 <b>Mr. Brownlee?</b> 8 A. Yes. I told them they got the shit out 9 of -- got the stuff out of his ass, out of his 10 anal. 11 <b>Q. Do you recall if your attorneys</b> 12 <b>investigated Mr. Brownlee's locations?</b> 13 A. Not of I -- no, no. Not of I -- I 14 don't -- no. I don't know. I don't think so. 15 <b>Q. Do you know where Mr. Brownlee was</b> 16 <b>living at the time?</b> 17 A. Yes. He was staying on 41st and 18 Prairie. 19 <b>Q. Did you tell your attorneys that</b> 20 <b>Mr. Brownlee -- where Mr. Brownlee could be</b> 21 <b>found?</b> 22 A. No. I ain't tell -- my family knew. I 23 told my family. 24 <b>Q. Did you ever have any conversations</b></p>
<p style="text-align: right;">Page 186</p> <p>1 THE COURT REPORTER: Sorry. I didn't get the 2 question. 3 THE WITNESS: Sorry, sorry. I keep cutting 4 you off. I'm sorry about that, y'all. 5 MR. FLAXMAN: Could you ask it again, Kelly? 6 Sorry. 7 MS. OLIVIER: Sure. 8 BY MS. OLIVIER: 9 <b>Q. Did you attempt to find Mr. Brownlee</b> 10 <b>prior to entering your guilty plea in July of</b> 11 <b>2010?</b> 12 A. Yes. I probably did when I was locked 13 up, try to get them to -- to -- have him come to 14 say they got the drugs off him, but it was 15 hard -- they was -- it was hard to catch up with 16 him. Yes, I did. Yes. 17 <b>Q. Okay. So the answer is -- your answer</b> 18 <b>is that, yes, you did?</b> 19 A. Yes. 20 <b>Q. Okay. And what efforts did you make to</b> 21 <b>try to connect with Mr. Brownlee while you</b> 22 <b>were -- before you pled guilty?</b> 23 A. Tried to have him come to court, him 24 and Bug.</p>	<p style="text-align: right;">Page 188</p> <p>1 <b>with your family about them going and talking</b> 2 <b>with Mr. Brownlee about helping you with your</b> 3 <b>case?</b> 4 A. No. They couldn't find him. 5 <b>Q. Which family member specifically</b> 6 <b>attempted to --</b> 7 A. My little sister. 8 THE COURT REPORTER: Sorry? 9 THE WITNESS: Sorry. 10 MR. FLAXMAN: Yeah. Let her finish. Let her 11 finish. 12 THE COURT REPORTER: I didn't hear the 13 question. 14 BY THE WITNESS: 15 A. My -- 16 BY MS. OLIVIER: 17 <b>Q. Which family members attempted to find</b> 18 <b>Mr. Brownlee for you?</b> 19 A. My sister. 20 <b>Q. And how many years apart are you and</b> 21 <b>your sister, or are you twins?</b> 22 A. I'm like probably three years, two or 23 three years. It's probably four. I don't know. 24 Two or four or something. I don't know.</p>

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1       **Q.** And this is the same sister that  
2       currently lives with your mom?  
3       A. Yes.  
4       **Q.** And who is older, you or your sister?  
5       A. Me.  
6       **Q.** Besides your attorney, have you spoken  
7       with anyone about the fact that you were going  
8       to be deposed today?  
9       A. No.  
10      **Q.** Besides your attorneys and, obviously,  
11      you had conversations with the police officers  
12      at the scene and then at the station when you  
13      were arrested, did you ever tell anyone else  
14      that you were falsely arrested on  
15      October 15th, 2009?  
16      A. My mama and sister.  
17      **Q.** When did you first tell them that you  
18      were falsely arrested?  
19      A. When we -- when I made it to  
20      Cook County -- when I made it to the jail.  
21      **Q.** So shortly after you were arrested?  
22      A. Yes.  
23      **Q.** All right. And what was their response  
24      when you told them?

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1       A. She -- my mother said she was going to  
2       get me a lawyer to try to fight my case to help  
3       me.  
4       **Q.** What did your sister say?  
5       A. She -- same thing what my mother said.  
6       **Q.** To the extent that you were frequently  
7       in the area where you were arrested, had you  
8       ever observed any drug activity taking place?  
9       And by that I mean, people making, you know,  
10      drug purchases or anything like that?  
11      A. Not -- not -- not -- no, no.  
12      **Q.** In your life, have you ever seen drug  
13      activity taking place in front of you?  
14      A. Yeah, the project I stay in.  
15      **Q.** Okay. But in terms of this area where  
16      you were arrested, you did not see any drug  
17      activity taking place there?  
18      A. No, not at that time.  
19      **Q.** Okay. Did you ever hear anyone  
20      shouting out, like, blows or rocks or anything  
21      like that --  
22      A. No.  
23      **Q.** -- in that area?  
24      A. No.

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1       **Q.** When you said that you never saw any  
2       drug activity in the location when you were  
3       arrested at that time, are you talking -- are  
4       you referring to specifically the date that you  
5       were arrested, October 15th, 2009?  
6       A. Yes.  
7       **Q.** Okay. Had you seen drug activity  
8       taking place at that location prior to your  
9       arrest?  
10      A. No.  
11      **Q.** All right. I just have a few other  
12      more general questions for you, and then I  
13      believe I'll be done.  
14      Do you have any social media accounts,  
15      Mr. Sims?  
16      A. I did. Not no more.  
17      **Q.** Okay. When did you stop using social  
18      media?  
19      A. When my fian- -- when my girlfriend  
20      started catching me up, so I stayed off of it.  
21      **Q.** Is this the fianc e who you referred to  
22      earlier?  
23      A. I -- I got a couple of them.  
24      **Q.** Okay. So is the girlfriend different

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1       from the fianc e?  
2       A. It's the same, the same.  
3       **Q.** Okay. Is she still your fianc e, or is  
4       she your girlfriend?  
5       A. They -- we just -- we -- we -- we cool.  
6       We -- we -- we cool. She ain't my girlfriend.  
7       **Q.** You don't put a label on it?  
8       A. She alright.  
9       **Q.** Do -- I -- now that we have been here  
10      for a few hours, do you remember her last name  
11      at this time?  
12      A. I had a couple of them.  
13      **Q.** The one from right now?  
14      A. Hamilton.  
15      **Q.** The one right now?  
16      A. The one right now, Jamison. I think  
17      Victoria Jamison. I -- if I -- if I ain't  
18      mistaken.  
19      **Q.** Have you spoken with her about your  
20      case?  
21      A. No.  
22      **Q.** Have you spoken with any of your former  
23      fianc es or love interests about your case?  
24      A. No.

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Page 193	<p>1 <b>Q. The fianc e whose home you were coming</b></p> <p>2 <b>from that day, did you ever have a conversation</b></p> <p>3 <b>with her about the fact that you were falsely</b></p> <p>4 <b>arrested?</b></p> <p>5 A. The -- yeah. She was trying to figure</p> <p>6 out why I didn't come back, and -- and she -- I</p> <p>7 got arrested. They put some drugs on me, and</p> <p>8 she knew I was going out to Power &amp; Son to get</p> <p>9 my -- my documents.</p> <p>10 THE COURT REPORTER: Sorry. "I was going</p> <p>11 out..." Could you repeat that?</p> <p>12 BY THE WITNESS:</p> <p>13 A. I was going out to get my documents to</p> <p>14 Power &amp; Son; like ID, social security card,</p> <p>15 birth certificate.</p> <p>16 BY MS. OLIVIER:</p> <p>17 <b>Q. What -- you -- so when you were</b></p> <p>18 <b>arrested, did you have your -- those documents</b></p> <p>19 <b>with you --</b></p> <p>20 A. Yes. I had --</p> <p>21 THE COURT REPORTER: Sorry.</p> <p>22 BY MS. OLIVIER:</p> <p>23 <b>Q. Okay. And if you could just clarify</b></p> <p>24 <b>for me, what were the specific documents that</b></p>	Page 195	<p>1 <b>what happened with his car?</b></p> <p>2 A. No. I just know they impounded it.</p> <p>3 <b>Q. When you were on social media, what</b></p> <p>4 <b>platforms were you on? And when I say platform,</b></p> <p>5 <b>I mean, were you on Instagram or Snapchat,</b></p> <p>6 <b>TikTok?</b></p> <p>7 A. It was just TikTok, cooking and showing</p> <p>8 all my cook shows and cooking. Just showing a</p> <p>9 lot of cooking, working, handyman stuff.</p> <p>10 <b>Q. What was your TikTok handle?</b></p> <p>11 A. Handle?</p> <p>12 <b>Q. Your name on TikTok.</b></p> <p>13 A. Oh.</p> <p>14 <b>Q. What was your name?</b></p> <p>15 A. Bino Sims.</p> <p>16 <b>Q. How do you spell that?</b></p> <p>17 A. B-I-N-O, Sims, S-I-M-S.</p> <p>18 <b>Q. And is Bino a nickname?</b></p> <p>19 A. Yes. That's my street name they call</p> <p>20 me.</p> <p>21 <b>Q. Okay. And how did that name originate?</b></p> <p>22 A. Somebody gave me that.</p> <p>23 <b>Q. And was it from a specific --</b></p> <p>24 A. No. It's just -- they just gave me</p>
Page 194	<p>1 <b>you had with you at that time --</b></p> <p>2 A. It was a --</p> <p>3 <b>Q. -- in addition to your birth</b></p> <p>4 <b>certificate?</b></p> <p>5 A. -- state ID, social security card, and</p> <p>6 my birth certificate.</p> <p>7 <b>Q. What happened to those documents?</b></p> <p>8 A. They were still in the car when they</p> <p>9 arrested -- they impounded the car and all my</p> <p>10 documents was still on -- on the dashboard</p> <p>11 because that's where I left it at. It was on</p> <p>12 the dashboard, because I was eating at the time.</p> <p>13 <b>Q. Were you ever able to retrieve them?</b></p> <p>14 A. No. Because I was still incarcerated,</p> <p>15 and they had the car in the impound. I'd been</p> <p>16 trying to tell them that, to get the -- my</p> <p>17 lawyer, the public defender, all the stuff</p> <p>18 that's in the car that shows that -- that proof</p> <p>19 that -- that I'm telling y'all. So nobody never</p> <p>20 got it.</p> <p>21 <b>Q. Do you know ultimately what happened to</b></p> <p>22 <b>the car?</b></p> <p>23 A. No.</p> <p>24 <b>Q. Have you ever spoken with Robert about</b></p>	Page 196	<p>1 Bino and -- and I just went with it.</p> <p>2 <b>Q. Do you know how old you were when you</b></p> <p>3 <b>got that name?</b></p> <p>4 A. Probably 20.</p> <p>5 <b>Q. Besides Mr. Lindsey, do you know any of</b></p> <p>6 <b>the other individuals that have filed lawsuits</b></p> <p>7 <b>against Sergeant Watts and members of his team?</b></p> <p>8 A. No.</p> <p>9 <b>Q. Are you -- have you ever met any of</b></p> <p>10 <b>them at your attorney's office or attended a</b></p> <p>11 <b>press conference with them or anything like</b></p> <p>12 <b>that?</b></p> <p>13 A. No.</p> <p>14 <b>Q. Do you know if Mr. Lindsey has ever</b></p> <p>15 <b>sold drugs?</b></p> <p>16 A. No. I don't know. No. I don't know.</p> <p>17 <b>Q. Have you ever seen him sold -- sell</b></p> <p>18 <b>drugs?</b></p> <p>19 A. No.</p> <p>20 <b>Q. Have you ever seen him use drugs?</b></p> <p>21 A. No.</p> <p>22 <b>Q. Have you ever seen him in possession of</b></p> <p>23 <b>drugs?</b></p> <p>24 A. No. Only the time they caught us</p>

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<p style="text-align: right;">Page 197</p> <p>1 with -- they said they found on us. That's</p> <p>2 about it.</p> <p>3 <b>Q. And then going back to that bag that</b></p> <p>4 <b>you said was covered in feces, was it just one</b></p> <p>5 <b>bag?</b></p> <p>6 A. It was a plastic bag. Like, it was a</p> <p>7 plastic bag, like a jab or whatever -- however</p> <p>8 you would call it.</p> <p>9 <b>Q. Did you say jab, J-A-B?</b></p> <p>10 A. I guess. It was like a big bag. It</p> <p>11 was a clear bag with feces on it.</p> <p>12 <b>Q. When you refer to the term "jab," what</b></p> <p>13 <b>does that mean?</b></p> <p>14 A. It's a -- a big -- a bundle, like a</p> <p>15 bundle.</p> <p>16 <b>Q. It's a bundle of drugs?</b></p> <p>17 A. Whatever -- whatever was in the plastic</p> <p>18 bag. It was like a bundle.</p> <p>19 <b>Q. So a "jab" is a -- a "jab" is a term</b></p> <p>20 <b>for a certain amount of drugs, right?</b></p> <p>21 A. I guess so.</p> <p>22 <b>Q. Okay. How do you know what a jab is?</b></p> <p>23 A. Because I heard people talking about a</p> <p>24 jab.</p>	<p style="text-align: right;">Page 199</p> <p>1 BY THE WITNESS:</p> <p>2 A. I couldn't -- no.</p> <p>3 BY MS. OLIVIER:</p> <p>4 <b>Q. And to your knowledge, it was just one</b></p> <p>5 <b>bag of narcotics that they placed on you and</b></p> <p>6 <b>Robert?</b></p> <p>7 A. Yes, the bag --</p> <p>8 THE COURT REPORTER: "Yes, the..."</p> <p>9 BY THE WITNESS:</p> <p>10 A. Yes, yes. The -- the bag or whatever</p> <p>11 the fuck it was, jab, bag, whatever.</p> <p>12 BY MS. OLIVIER:</p> <p>13 <b>Q. And then -- I'm sorry. You gave me the</b></p> <p>14 <b>last name Jamison of your current fianc e.</b></p> <p>15 <b>Is her first name Vicky?</b></p> <p>16 A. Yes.</p> <p>17 <b>Q. Okay. And then the fianc e that you</b></p> <p>18 <b>were living with at the time was Laquisha [sic]</b></p> <p>19 <b>Hamilton?</b></p> <p>20 A. Yes.</p> <p>21 <b>Q. And she's also the individual who you</b></p> <p>22 <b>explained when you didn't come home, "I got</b></p> <p>23 <b>picked up and falsely arrested"?</b></p> <p>24 A. Yes.</p>
<p style="text-align: right;">Page 198</p> <p>1 <b>Q. When have you heard people talk about a</b></p> <p>2 <b>jab?</b></p> <p>3 A. When -- when we was at the station, the</p> <p>4 customer is saying, "That's a jab right there.</p> <p>5 They putting a jab on y'all."</p> <p>6 <b>Q. Do you remember who that individual</b></p> <p>7 <b>was --</b></p> <p>8 A. I don't --</p> <p>9 <b>Q. -- or do you know that person's name?</b></p> <p>10 A. I don't know. It was a lot of people</p> <p>11 there, and they was, like, "Shorty, they putting</p> <p>12 a jab on y'all."</p> <p>13 <b>Q. Besides it being a plastic bag, could</b></p> <p>14 <b>you tell what was inside --</b></p> <p>15 A. I couldn't --</p> <p>16 <b>Q. -- that plastic bag?</b></p> <p>17 A. I couldn't tell what was in there. It</p> <p>18 was a clear bag with feces on there.</p> <p>19 <b>Q. So you couldn't see through to see what</b></p> <p>20 <b>was --</b></p> <p>21 A. It was --</p> <p>22 <b>Q. -- within the plastic bag?</b></p> <p>23 THE COURT REPORTER: Sorry?</p> <p>24</p>	<p style="text-align: right;">Page 200</p> <p>1 <b>Q. Okay. Have you ever spoken with your</b></p> <p>2 <b>children about this case?</b></p> <p>3 A. My children was young at the time.</p> <p>4 They -- they couldn't come and see me when I was</p> <p>5 locked up because they parents didn't want</p> <p>6 them -- want them to see me like that.</p> <p>7 MS. OLIVIER: All right. Those are all the</p> <p>8 questions I believe I have for you. Thank you</p> <p>9 very much for your time and your patience today,</p> <p>10 Mr. Sims.</p> <p>11 THE WITNESS: Thank you.</p> <p>12 MR. PALLAS: Dan, may I -- It's Eric. May I</p> <p>13 jump in for about three questions?</p> <p>14 MR. BURNS: Sure.</p> <p>15 MR. PALLAS: Thank you.</p> <p>16 MR. FLAXMAN: Hold -- hold on. I -- you've</p> <p>17 asked your questions.</p> <p>18 MR. PALLAS: I'm going to ask one other</p> <p>19 question.</p> <p>20 MR. FLAXMAN: Is it based on what the</p> <p>21 questions were before? Because if it's not, I</p> <p>22 object to it.</p> <p>23 MR. PALLAS: Okay. You can object, and you</p> <p>24 can instruct him not to answer if you want.</p>

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Page 201	<p>1 FURTHER EXAMINATION</p> <p>2 BY MR. PALLAS:</p> <p>3 <b>Q. Robert Lindsey suggested that Bug had</b></p> <p>4 <b>some relationship with the police officers,</b></p> <p>5 <b>providing information to them because he was a</b></p> <p>6 <b>neighborhood guy.</b></p> <p>7 <b>Do you know anything about that?</b></p> <p>8 MR. FLAXMAN: I --</p> <p>9 BY THE WITNESS:</p> <p>10 A. No.</p> <p>11 MR. FLAXMAN: Objection, form, foundation.</p> <p>12 BY MR. PALLAS:</p> <p>13 <b>Q. Okay. Before I asked you how many</b></p> <p>14 <b>suits you had against the City. We know about</b></p> <p>15 <b>the Dicks Sporting Goods. We know about this</b></p> <p>16 <b>one.</b></p> <p>17 <b>Are there any others?</b></p> <p>18 A. Yes. It was one more about from the --</p> <p>19 from me getting charged being a felony [sic]</p> <p>20 with -- with this Watts case.</p> <p>21 <b>Q. This Watts -- okay.</b></p> <p>22 MR. FLAXMAN: No. He is asking about</p> <p>23 lawsuits.</p> <p>24 THE WITNESS: Oh, lawsuits.</p>	Page 203	<p>1 BY THE WITNESS:</p> <p>2 A. I went to jail for trespass. I -- no.</p> <p>3 MR. PALLAS: Okay. That's all the questions</p> <p>4 I have.</p> <p>5 I'm sorry, Dan, if you have anything?</p> <p>6 MR. BURNS: I have no questions.</p> <p>7 MR. FLAXMAN: Okay.</p> <p>8 EXAMINATION</p> <p>9 BY MR. FLAXMAN:</p> <p>10 <b>Q. I -- I did want to clarify one quick</b></p> <p>11 <b>thing; the -- Ms. Olivier asked you about the</b></p> <p>12 <b>bag that you saw, correct?</b></p> <p>13 A. Yes.</p> <p>14 <b>Q. At the -- at the police station?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. Could you see inside the bag?</b></p> <p>17 A. No.</p> <p>18 <b>Q. Okay. And did you -- how did you know</b></p> <p>19 <b>that there were drugs in the bag?</b></p> <p>20 A. When we -- when they said they was</p> <p>21 charging me for it. That's how I knew it was</p> <p>22 drugs.</p> <p>23 MR. FLAXMAN: Okay. Okay. I don't have</p> <p>24 anything else.</p>
Page 202	<p>1 BY MR. PALLAS:</p> <p>2 <b>Q. Lawsuits.</b></p> <p>3 A. Oh, no, no.</p> <p>4 <b>Q. Okay. Fine.</b></p> <p>5 <b>And then, now, as far as the trespass</b></p> <p>6 <b>arrests from the Watts members, am I correct</b></p> <p>7 <b>that on one occasion when you were arrested, you</b></p> <p>8 <b>were living at 50th and Champlain?</b></p> <p>9 A. Yes. I think -- if I ain't mistaken,</p> <p>10 yes.</p> <p>11 <b>Q. Okay. And who were you living with</b></p> <p>12 <b>there?</b></p> <p>13 A. My mother.</p> <p>14 <b>Q. Okay. And on another occasion when you</b></p> <p>15 <b>were arrested for trespass, were you living at</b></p> <p>16 <b>70 East 57th Street?</b></p> <p>17 A. Yes, yes.</p> <p>18 <b>Q. And who were you living with there?</b></p> <p>19 A. My mother.</p> <p>20 <b>Q. Okay. And on neither occasion did</b></p> <p>21 <b>those officers plant any illegal drugs on you,</b></p> <p>22 <b>correct?</b></p> <p>23 MR. FLAXMAN: Objection, foundation.</p> <p>24</p>	Page 204	<p>1 MR. PALLAS: Signature?</p> <p>2 MR. FLAXMAN: We'll reserve signature,</p> <p>3 please.</p> <p>4 MR. PALLAS: Okay.</p> <p>5 MR. GAINER: Could I ask one more question</p> <p>6 before we call it?</p> <p>7 MR. PALLAS: Okay. Sorry.</p> <p>8 MR. GAINER: In rebuttal. It's about the</p> <p>9 bag.</p> <p>10 MR. FLAXMAN: All right.</p> <p>11 FURTHER EXAMINATION</p> <p>12 BY MR. GAINER:</p> <p>13 <b>Q. How big was the bag?</b></p> <p>14 A. It was like a handful, like --</p> <p>15 <b>Q. Like a grapefruit?</b></p> <p>16 A. Like a ball.</p> <p>17 <b>Q. Like a baseball?</b></p> <p>18 A. Like a -- say like a tennis ball,</p> <p>19 something like that.</p> <p>20 MR. GAINER: Okay. That's it.</p> <p>21 THE VIDEOGRAPHER: All right. This is the</p> <p>22 end of the deposition. This is the end of</p> <p>23 today's testimony. The time is 1:36 p.m., and</p> <p>24 the running length of this recording is 3 hours,</p>

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1 22 minutes, and 37 seconds.  
2 We are now off the record.  
3 (Whereupon, the following  
4 discussion was had off the  
5 video record.)  
6 THE COURT REPORTER: And did you need to  
7 order the transcript?  
8 MR. PALLAS: Thank you. Expedited.  
9 THE COURT REPORTER: Did you need a copy,  
10 Mr. Gainer?  
11 MR. GAINER: Not at this time.  
12 THE COURT REPORTER: Did you need a copy?  
13 MR. FLAXMAN: We'll take a copy. I don't  
14 need it expedited.  
15 (Deposition concluded at  
16 1:36 p.m.)  
17  
18  
19  
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22  
23  
24

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MSJ-SL EXHIBIT 13



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1        UNITED STATES OF AMERICA        )  
2        NORTHERN DISTRICT OF ILLINOIS    )  
3        EASTERN DIVISION                )    SS.  
4        STATE OF ILLINOIS                )  
5        COUNTY OF COOK                   )

6  
7                I, Kari Wiedenhaupt, Certified Shorthand  
8        Reporter, do hereby certify that GERMAIN SIMS  
9        was first duly sworn by me to testify to  
10       the whole truth and that the above deposition  
11       was reported stenographically by me, and reduced  
12       to typewriting under my personal direction.

13               I further certify that the said  
14       deposition was taken via videoconference and  
15       that the taking of said deposition commenced on  
16       April 25, 2025, at 10:00 a.m.

17               I further certify that I am not a  
18       relative or employee or attorney or counsel of  
19       any of the parties, nor a relative or employee  
20       of such attorney or counsel, nor financially  
21       interested directly or indirectly in this  
22       action.

23               The signature of the witness, GERMAIN  
24       SIMS, was reserved by agreement of counsel.

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1                   Witness my signature as a Certified  
2   Shorthand Reporter in the State of Illinois, on  
3   April 29, 2025.

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10                   KARI WIEDENHAUPT, CSR  
11                   161 North Clark Street  
12                   Suite 3050  
13                   Chicago, Illinois 60601  
14                   Phone: 312.361.8851

15   CSR No. 084-004725

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