Interview w/ Sgt. Ali Khan

1/8/2025

0:05
OK, so the date is January 8th, 2025.

0:09
It's approximately 1:28 PM.

0:12
My name is Scott Baland.

0:14
I'm a law enforcement consultant with the Commission on Peace Officers Standards and Training Post.

0:20
The purpose of our meeting today is to talk to you about the facts and circumstances involving an investigation into alleged serious misconduct in violation of Penal Code section 13510.8, Subsection one, which is dishonesty, and then subsection 6, which is acts that violate the law in regards to a case against former Oroville Police Department Officer Robert Sasek, post case number 231-8309.

0:52
You're not the subject of these allegations.

0:56
And we you were given notice and we set up this interview last week on the 3rd and January 3rd.

1:03
And this interview is being recorded.

1:05
And statements you make here may be used by post in connection with its duties.

1:09
The recording helps us to ensure that all your statements are completely and accurately transcribed and is authorized by Commission Regulation Title 11, Section 12, O six of the California Code of Regulations.

1:22
You will have access to a copy of the recording if further proceedings are contemplated or if further interview of you occurs.

1:30
You also have the right to record this interview if you need to take a break and use the restroom, whatever, the police let me know.

1:37
However, before making a request, we just ask that you answer whatever question was pending before we take that break.

1:45
Post is not your employing agency.

1:47
Therefore, this interview is not subject to Government Code section 33 O three of the Public Safety Officer's Bill of Rights.

1:55
Your agency may or may not have policies which mandate your cooperation in this investigation.

2:00
However, POST is acting independently from your agency and is representing only the interests of the people of the State of California.

2:08
Penal Code section 13510.8, Subsection A, subsection 8 includes the definition of includes the definition of serious misconduct, failure to cooperate with an investigation into potential police misconduct, including an investigation conducted pursuant to this chapter.

2:27
For purposes purposes of this paragraph, the lawful exercise of rights granted under the United States Constitution, the California Constitution, or any other law shall not be considered a failure to cooperate.

2:41
And now we're almost at the end.

2:44
Thank God.

2:46
Is there any reason why you would not be able to give accurate and truthful answers to our questions today?

2:51
No OK.

2:54
Please keep in mind that dishonesty in connection with an investigation of police misconduct is itself serious misconduct, A set forth in Penal Code section 13510.8, subsection A, subsection one.

5:08
Yeah.

5:08
I mean, it's it's all part of this, but yeah, you were.

5:13
And do you recall who else was working that shift with you?

5:16
Yes.

5:18
Who?

5:19
Robert Sasek and Isaac D, no Isaac Herrera.

5:24
OK.

5:24
And just the three of you guys working patrol.

5:26
Correct.

5:28
OK.

5:29
And so I'm assuming you were the shift supervisor on this day?

5:32
I was.

5:34
And then what?

5:36
What were your guys's work hours?

5:37
What's your guys's shift hours on, if you recall on that day?

6:00 PM to 6:00 AM?

5:43
OK.

5:45
And then let's see, do you recall?

5:53
I'm going to just get right into it now.

5:55
I call for service at the Oroville Medical Center regarding a disruptive individual.

6:00
And if so, what's your recollection that kind of led up to this call?

6:05
Yeah.

6:05
So I suppose we're talking about complainant, correct?

6:10
Correct.

6:11
Yeah.

6:11
So we got a call initially and it was at Dollar General that she was underneath some like the inventory they had in the back.

6:20
So we arrested her from there.

6:22
I believe Robert Sasek took her to the jail.

6:24
They refused her.

6:25
So we took her to the hospital and then we left her there to get medical treatment.

6:29
And then they called back and said she was in some, she's causing some sort of disturbance over there.

6:34
That's that's what I remember about going back over there.

6:37
OK, when I guess when she was taken to the jail on the initial Dollar General arrest, if you are rejected, you know, requiring medical booking or clearance before booking, did Officer Sasek notify you of that or did you hear that on the radio or anything?

6:59
Yeah, I was aware

That she required medical clearance?

Yes.

7:02
OK, what's what's the Oroville's policy 'cause I don't know, I I just I was CHP, I know my policies and what they were does when that happens, is he required to get the clearance medical clearance and book or in this instance he cited and released her.

7:24
Is that is that an option?

7:26
And if so, does he have to get your approval as the supervisor to do so?

7:31
That that is an option?

7:32
You got it before.

7:33
It used to be we can cite them out outside the hospital.

7:36
But we after that incident, we actually changed it to where we have to take them inside, get them a a bed.

7:41
And if they're not going to clear medical, then we can cite them out because we don't have enough resources to stay in there.

7:46
But yes, the supervisor does know.

7:47
Yeah.

7:49
OK.

7:50
And then so did he let you know, like, hey, I'm going to cite and release her?

7:53
Yeah

7:54
Or did you find out after the fact?

7:56
OK.

7:57
And then what, because I, my knowledge is that he didn't even bring her in the hospital.

8:04
And you said that's changed now.

8:06
Was there a reason why he wouldn't have gone through the, the clearance and then book in process with her?

8:14
I, I don't know, I'm not sure.

8:17
Just I mean, it's, I mean, I know he came to you and said, Hey, let's after we're going to cite and release her.

8:23
And I know how it is sometimes dealing with these in custodies.

8:27
You know, some of them, some of them are good and go along with the program.

8:29
Obviously some of them are bad.

8:30
And I've cited and released my fair share and I know how that can go.

8:36
So now in this instance, he cites and releases her to Oroville and then she becomes a disturbance to the Medical Center.

8:43
She becomes a disturbance there.

8:45
And then you guys are contacted again by guard to come back and deal with her essentially, right?

8:54
Correct.

8:56
So, and I know you and Officer Sasek respond and I know guard there.

9:03
Do you recall, 'cause I think he said she was like underneath an MRI trailer, or this is Officer guard, said she was like underneath the MRI trailer or something to that effect and basically had to get pulled out.

9:17
And then he says that she was cuffed.

9:19
He doesn't remember if it was you, if it was Sasek, but he remembers her being handcuffed.

9:24
But do you recall anything from that part of the incident?

9:28
I know I didn't handcuff her.

9:29
I think she, she might have been handcuffed.

9:31
It would have been Sasek that handcuffed her.

9:34
OK.

9:35
And then I know reading through the prior, I don't know if yours did it, but I know Sasek said that when he responded back here to the hospital, he didn't activate his BWC, his body worn camera.

9:49
And did you do you know if you had yours on during this incident?

9:53
I don't remember.

9:53
No.

9:55
But is would it be normal to have it on?

9:58
Like when you're getting in, you know, is it somebody you're dealing with that you've already dealt with as an in custody?

10:03
Would that be a normal incident where you would probably have it on or normally?

10:07
Yeah, we should have it on.

10:08
Yeah.

10:08
OK, so after she's detained, you know, whether or not she's handcuffed, I'm just going off of [redacted] guard as she was.

10:20
Then she's transported to Sasek's patrol vehicle and then put in the back seat.

10:27
Is that your understanding too or recollection?

10:30
Yeah.

OK.

10:32
And then I'm assuming I just CHP doesn't always, not all of our cars were cage cars.

10:42
But are all of Oroville's cage cars?

10:44
Yes, they are.

10:45
OK.

10:46
So she's put in the back of the cage car.

10:49
You don't recall whether or not she's still handcuffed at this point or do you know?

10:53
I don't, I don't remember.

10:55
But irregardless, she's in the back of the patrol car.

10:58
And then at that point, I know Officer Herrera sometime in there arrives on scene as well.

11:05
And then there's a meeting that takes place between you guys and Officer Herrera's patrol car.

11:11
Do you recall that?

11:13
Yeah.

11:15
And then it's discussed that at that point you approved Officer Sasek to transport her to Chico.

11:22
It's and reading, I think they're different transcripts.

11:26
Either she was asked do you want to go or whatever, But the decision was made to transport her to Chico, Correct.

11:32
Yeah, I think she wanted to go.

11:33
That's what I remember

11:34
And then and and obviously you were there, but you, you okayed that for Sasek to take her there.

11:40
I did.

11:40
OK that yeah.

11:43
And given that there's only three of you, does that put a strain or would that have potentially put a strain on your, you know, you and Herrera at that point for calls for service?

11:54
It did put a strain on us.

11:56
Which I can imagine...Officer Herrera had mentioned that essentially he said, I, I keep wanting to say guard was there, but he was a little ways away.

12:12
But you guys were talking at the door, decided, OK, yeah, Chico's good, take her to Chico.

12:18
He said it seemed like Sasek was frustrated a little bit, maybe dealing with complainan this time and having to go to Chico and maybe leaving you guys hanging on calls.

12:29
Do you recall any getting any sense of frustration on Sasek's part?

12:34
I don't.

12:35
OK.

12:37
And then let's see.

12:45
And then prior to and including this incident, were you made aware by either Officer Sasek or Herrera about having any issues with radio calls or systems?

12:58
I know, I know you were asked about it earlier, but I'm just kind of following up on like the RIMS issues and radio issues.

13:06
When I talked to Herrera, he said he didn't have any issues and initially didn't, I didn't see anything that showed evidence of Sasek having, you know, reported any issues prior to or including this, you know, up to this incident at the hospital.

13:22
But do you recall him or anybody talking to you about issues that day?

13:26
Not that day, no, it was later on.

13:30
But it's it's not uncommon to have issues, correct?

13:34
Our radios don't really work in Chico that good.

13:36
OK, if and I might be going off on a little tangent, I'll go back to the incident.

13:42
But if and I'm just generally speaking, if in Oroville, I don't even know if you guys have a policy for it, but let's say you're going to be shutting down your RIMS or some kind of communication.

13:52
Is there a policy that or a notification process that's supposed to take place?

13:57
Like let's say Sasek is having problems.

14:00
Is he supposed to like shut it down, notify the supervisor and dispatch like, hey, I'm doing this I'm, I'm, you know, rebooting or whatever.

14:07
So I'm going to be radio silent for a little bit or what's, what's the method or, you know, process for that?

14:14
There is none if it so mobile RIMS is on our, on our work phones.

14:18
And if it if, if it corrupts or whatever, you just you turn it off and you just log back in.

14:22
There's no process to tell anybody that it happened.

14:25
OK.

14:25
And then because and CHP didn't have that.

14:29
So that's all this is all new to me says forgive my ignorance on it, but all we had was either our cell phones or obviously your dash radio or your extender.

14:41
You still have those in place too, right, like car radio and, you know, if, if needed, a cell phone that can be used.

14:49
Yeah, yeah, we have a car radio.

14:50
We just got computers recently.

14:51
So this this is very new.

14:53
It wasn't we didn't have computers then.

14:54
We just had our work phone that had RIMS on it.

14:56
And then you have your car radio that always stays on.

14:59
OK all right.

15:00
And then the but the purpose of the RIMS, what is it?

15:03

I mean, is it is that used for the communication or what is?

15:07
No, it's just a CAD.

15:08
OK Oh to you know, so you can type messages and

15:14
Yeah, you just look at your you can look, you can view your calls on it and like you could type in details and read reports on it and stuff.

15:18
It's like the same thing that MDT would have, but it's on a phone.

15:21
Got you.

15:21
OK, that makes sense.

15:26
So Officer Sasek in his in his interview said that he had been having issues with RIMS and that he rebooted it.

15:34
He he gave his starting mileage when he was leaving the hospital and then rebooted his his stuff.

15:41
But then basically that was kind of the end of his communication on the transport.

15:49
But so I just want to make sure leading up to that he hadn't notified you or said, hey, man, I'm having problems with my radio or anything that would warrant him not communicating during the transport.

16:02
No, no.

16:04
Outside of potentially having spotty radio coverage when he got out to, you know, the Chico area and does Oroville is your guys's radio system.

16:15
And I'm just again, forgive me for using my CHP background, but that's all I know.

16:20

If if I'm leaving one of our areas and going into an adjacent area, I can switch my frequency so that I'm on there like a different tower or whatever.

16:29
Do you guys have that capability as well?

16:32
No, we have two towers and they're both in town.

16:34
The only radio station we can switch to out of town to get better service would be like the county.

16:39
It would be county dispatch.

16:40
So we don't really do that unless we're in a pursuit.

16:42
OK, but you couldn't let you couldn't, let's say like somehow get a hold of Chico PD because now you're closer to them.

16:49
That's that's not a thing?

16:51
I, I know, you can switch over to Chico PD. I know you could do that, but that's not like common practice.

16:55
Like we wouldn't go on Chico PD net unless it was an emergency.

16:58
OK, No, I'm just, I'm just trying to figure it out and kind of compare it to what I know.

17:03
And you know how if I was having issues, then I can move to another area area to contact them.

17:10
So I'll go back to.

17:16
So when, when there's when when we're at this meeting at the hospital with you, Sasek and Herrera.

17:26

Herrera testified or gave in his interview that he made what he called an off color joke about dropping her off on Neal Rd.

17:34
Because he, and I'm sure you've heard this because he, you know, because he of his opinion, he thought Sasek was frustrated with having to go all the way to Chico and he said, well, why don't you drop her off on Neal Rd. instead?

17:49
Do you recall hearing this comment?

17:52
I don't remember hearing that.

17:53
I've heard that he said it, but I don't remember hearing it.

17:55
Like like I didn't, I didn't, I didn't catch it at the time.

17:59
OK.

18:01
And I guess I'm assuming I make assumptions here, but you've you've worked in Oroville for a while.

18:08
I'm assuming you're fairly familiar with the Oroville slash Chico area, like just in general, you grew up around here, there or whatever.

18:17
Yup.

18:18
OK, because I don't I don't know the area.

18:20
So how do you know, like, 'cause Herrera said, I think they heard me say that because they both kind of gave like a non verbal response of like a shoulder shrug, like kind of like a smile shoulder shrug.

18:36
And he and he even kind of said like he was like, look, you know, I used to be a Lieutenant and he kept calling me Lt.

18:43
for some reason.

18:43
I'm like, hey, I'm not an Lt.

18:45
anymore.

18:45
I'm just, you know, a lowly worker now.

18:47
But he was like, you know how it is, you know, we're in law enforcement and even in like the medical field, we all kind of have this joking camaraderie thing that we all do just to kind of like get through our day and deal with what we deal with.

19:03
And I understand that because I, you know, I, you know, to try to see dead bodies and some of the stuff that we deal with, you almost have to make light of it to, you know, make it to be able to deal with it.

19:13
So that's the way he kind of interpreted it.

19:16
He was like, I was making an off color joke.

19:18
He's like, I never once thought that Sasek.

19:22
He's like, I don't think I, he's like, I don't doubt that he heard me.

19:25
I just didn't think he would take it to heart and take it seriously.

19:29
And but he was like, I he's like, I'm confident that they both heard it.

19:32
And I'm not trying to say you didn't hear it.

19:34
I'm just saying, is it possible that you heard it and just kind of as a joke was just kind of like whatever.

19:39
Yeah, that's I, I just can't like 100% say that I heard it.

19:42
I'm I if he, if he says he said it and then I'm sure he said it, I wouldn't be surprised if he did or not, but like,

19:49
I don't know why he would admit to saying it.

19:49
Yeah, exactly.

19:50
I just can't 100% like, Oh yeah, I remember him saying that.

19:53
Say that.

19:54
Yeah, like 100%.

19:55
I can confirm.

19:56
And then cuz then I when I was reading through your transcript and this would make sense to me, is that later on and I and I might ask different questions, but later on.

20:05
I know.

20:06
When Sasek came back and contacted you and said, hey, I dropped her off on Neal Rd.

20:11
You you had mentioned to the other investigators, like I thought it was near like the homeless encampments like this.

20:16
I think they called it the estates or something.

20:18
They kind of read funny in the transcript.

20:20
But is it called the estates or estates or something like that?

20:23
Yeah.

20:24
So Estates Dr.

20:25
I I thought I assumed it was a lot closer to Neal Rd. than what it actually is.

20:29
I just never put two and two together.

20:31
But I thought so there's a bunch of homeless camps in Chico, like close to Estates Rd.

20:35
I thought maybe that's where he dropped her off at was like the homeless encampment.

20:39
It's and again, I don't know the area.

20:41
So I'm just asking for your knowledge is is Estates Rd. close to Oroville or where is it in relation to?

20:44
Closer to Chico.

20:49
OK, so if, and I'm just going to make an assumption, you can say yes or no.

20:54
But if you heard at at the time at the hospital, if if Herrera said that and you said Neal Rd.

21:01
but in your mind and your mind said being that it's near the homeless encampments, I mean, is it possible that you're just kind of like, yeah, that that's cool, You know, whatever.

21:09
I mean, if you don't know where Neal Rd. is in relation to the homeless encampments and you think it's close to it, you know me, I would be like, yeah, that's, that makes sense.

21:17
You know, take her to the homeless encampments.

21:19

If, if that works, you know, for her, is that, I mean, is it possible that's where you may be heard at the the car?

21:25
And I'm not trying to put words in your mouth or thoughts in your head.

21:28
I'm just, I'm just trying to...

21:30
I mean, if it was like if he was saying, yeah, I'm gonna take her to her camp at the, at the homeless and camp and close to Neal Road.

21:35
And yeah, it makes sense 'cause it's probably like 2 miles north of Neal Rd., the Estates Dr.where all those camps are at, just about, yeah, probably close to two, 2 1/2 miles.

21:43
But yeah, if I, yeah, I mean, that's not what I heard, but yeah, OK.

21:47
No, no, I just, I'm not, I'm not trying to put words in your mouth or anything.

21:50
I'm just, I'm just trying to like, think like, OK, well, maybe he heard this.

21:54
And then now when I read the transcript and they said, well, I thought it was close to, I said, OK, maybe if he did hear it at the car, in his mind, he was like, well, that's, that's the homeless accountants.

22:03
That's cool, whatever, you know, give the shoulder shrug that Herrera saw and and that was it.

22:08
But OK, let's see.

22:13
Do you what's what's Oroville's policy when when you're providing a transport?

22:21
And again, I know what CHP's was, you know, we had to give starting any mileage.

22:25
You know, if it's a female X-ray, you know, you had to give that for sure.

22:29

And then you know your location, you know, like either if you know it ahead of time, you say I'm en route to Chico Home Depot or whatever.

22:37
And then when once you get to wherever you're going, is Oroville's policy the kind of the same where you give starting any mileage?

22:40
Same thing.

22:43
OK, let's see.

23:00
Sorry, I'm just reading through when when complainat was arrested at the Dollar General and then basically recontacted at the hospital.

23:16
Is it your opinion that she was under the influence of something?

23:21
It's either that or she had behavioral health issues.

23:23
OK.

23:24
And and I'll just just I guess more for a foundational, are you a DRE, drug recognition expert? or you know, as far as like having knowledge of people, I'm sure you've dealt with being up there a lot of people that are under the influence.

23:37
But as far as like formalized training other than just making arrests and whatnot, do you have anything like that for people under the influence?

23:45
No, just I've I've done ARIDE and DUI FST school.

23:49
That's about it.

23:50
OK, but she was either under the influence or having some mental health issues?

23:56
Correct.

23:58

And that that was at the Dollar General and as well as when she was at the hospital getting ready to be transported?

24:02
Right.

OK.

24:04
And so back, back to the Neal Road comment by Herrera.

24:19
I mean, you said you didn't hear it, but do you know or think that if Officer Sasek heard it or did he make any kind of verbal or nonverbal response to it?

24:28
No, I, I said I don't remember it being said.

24:31
OK.

24:37
But during that same conversation is when the, you know, go ahead and take her to Chico.

24:42
All that was formulated correct?

24:46
Um, in that time frame, Yes.

24:48
But at the at the patrol car that Herrera was sitting in and you and Sasek are there, that's when you were discussing Chico and you gave the approval to take her to Chico.

24:58
I did, yeah.

24:59
OK.

24:59
But, and I'm, and believe me, I'm not trying to double cross your question, but I'm just confirming.

25:06
During that same time, you did not hear him make the suggestion about Neal Road.

25:10
And you don't know if Sasek did?

25:13
No, I don't. I don't...I just don't remember, yeah.

25:15
OK.

25:28
During Officer Sasek's transport of compl to the Chico/Neal Rd.

25:35
Did he contact you at any point during the transport?

25:38
No.

25:39
Whether by radio, phone?

25:41
No.

25:43
And as a supervisor, I'm just going back to my own experience.

25:49
Is it safe to say that the people you work with have both your personal cell phone and your work cell phone? So they could contact you if they needed to?

25:57
That's correct.

25:58
OK, but he didn't call you at any point during that either or text you?

26:02
No.

26:03
OK.

26:09
If if he was having radio issues and spotty radio, spotty radio coverage out there, would the cell phone have been his like go to back up plan in your opinion?

26:22
Yeah.

26:22
Or should have should have been like if he was having issues?

26:25
He could have called you or called dispatch and gave the appropriate any mileage and location that that sort of stuff.

26:32
Yeah.

26:38
So when when he when he comes back into Oroville after dropping her off, he contacts you at some point.

26:48
I think you were on a different call, but he never mentions that he had any kind of, I'll say verbal or physical altercation with compl or any anything related to why he left her on Neal Rd.

27:04
No

27:06
So he just, and I know in reading your prior one you, you couldn't recall exactly when he told you about Neal Rd., but you just remember him being back in the area because you guys were busy on, I think there was a fire call, some something that happened in at Oroville PD, maybe a break in or something.

27:22
But you just remember him being back in the area.

27:25
Yeah.

27:25
And then at some point later on, he may have mentioned to you the Neal dropping her off on Neal Rd.

27:31
But nothing about the circumstances that led to that, correct?

27:36
Correct.

27:39
I guess what, at what point did you become aware of that?

27:43
There was those issues.

27:45
It was like a month later when the chief called me into his office and, and asked me about it.

27:50
And that's what I became aware of it.

27:52
But up up until that point, you, you had no, no knowledge of her.

27:57
You know, I, I know Officer Sasek's statement is, is that he was providing a courtesy transport and then she kind of did a 180, if you will, from being what we would call code 4, but you know, kind of just mellow and then switched and then demanded to get out.

28:09
And that's why he let her out versus hers, as you probably know, is that he purposely dropped her off out there, drove her a mile out and then kicked her out and said, figure it out.

28:19
But you didn't learn any of that until a month or so later?

28:22
Yeah.

28:23
Not until the chief asked me about it.

28:25
OK.

28:38
When?

28:40
When you guys were at the hospital.

28:42
I'm.

28:42
I'm sorry.

28:42
I keep going back, But I know guard was around.

28:47
I don't think he was as close as the other three of you guys, but he'd made a comment that at some point when he heard that she was going to get taken to Chico, he kind of interjected himself and kind of disagreed because she was under the influence.

29:01
It was going to continue to be a problem.

29:03
Do you recall anything like that, Like just him, like kind of giving his opinion of her?

29:11
I don't remember what guardsaid.

29:21
Knowing, knowing now that obviously Officer Sasek dropped her off on Neal Rd.

29:30
and obviously he didn't talk to you or you didn't know about it, but he didn't talk to you about the the incident afterwards.

29:37
But he did prepare an arrest report for the Dollar General stuff, right?

29:42
And I don't know were you, were you involved in the approval process of that report at all?

29:48
Yeah, I think I approved it.

29:49
But if I remember correctly, there was he didn't include any information regarding the the transport and what happened subsequent to that in that report.

30:00
No, it was a pretty short report.

30:02
And but again, if, if you if he didn't make you aware of any of any of that right after the incident occurred, you wouldn't have known to look for it in the report, right?

30:18
Or is that something, is that something you as a supervisor would have wanted in the report?

30:22
You know, just for, for lack of a better term, CYA purposes, certain liability purposes for the department.

30:29
There should have been more in the report.

30:31
It's my bad that I approved it.

30:32
It wasn't really.

30:33
No, I'm not, I'm not blaming you.

30:36
I'm not blaming you for it.

30:37
I'm just because you don't know what you don't know.

30:39
I've been there.

30:40
Where I, you know, I'm at a scene and the officers don't tell me what happened.

30:44
And it wasn't until I found our dash Cam footage that, you know, there was a, you know, a good physical abuse, excessive use of force.

30:52
I didn't know it until after I saw that.

30:54
So you wouldn't have known it unless he either told you or you know, you he had body Cam on and you were able to see something like that.

31:01
But I mean, you don't know what you don't know either, right?

31:04
I mean, yeah.

Yeah. I mean, even when I heard about her, I thought it was closer to the homeless camps on Estates Dr.

32:33
and I didn't think of that.

32:34
But like, now that I know exactly where it was at and exactly what happened.

32:38
Yeah, I would think it would probably put her in Al mean a dark area with no flashlight and stuff, trying to walk to wherever you got to go.

32:45
It's probably more dangerous situation than being at the hospital or in city in the city limits somewhere.

32:49
Yeah.

32:50
And then again, I if if that was to have happened where, you know, I'm going to drop her off here.

32:59
Do you think he should have contacted you as the supervisor to at that time, not later on, but as it happened even or maybe even before it happened and said, hey, sarge, this is what's happening.

33:11
What should I do And said to give you that opportunity as the supervisor to say this is what I want you to do.

33:18
And this, you know, knowing what would best protect him, the department, you and every and her, you know, would that have been your, I guess, assumption that he should have done?

33:29
Yeah, he should have, I mean he should have. I would have told him to bring her back to town or keep going where you're going.

33:35
Yeah.

33:35
But that's looking back now.

33:36
I mean, obviously it didn't happen.

33:37
No, no, obviously hindsight's.

33:39
Yeah, hindsight's 2020.

33:41
I get that.

33:42
But again, I'm just asking you to kind of use that hindsight now because again, you only knew what you knew at that time and what he told you and or didn't tell you.

33:50
So I'm not going to judge you for what you didn't know.

33:54
But now that you know it, you know, I'm just kind of asking what you would have done.

34:01
Do you think because it was a, you know, a busy night, you know, Officer Sasek, having dealt with her at the Dollar General, then again at the hospital.

34:13
I know you said he he didn't show frustration, but do you think he purposely and like maliciously dropped her off on Neal Rd.

34:22
as kind of a way to just get rid of her for the night?

34:26
You know, it was towards the end of your guys's shift and maybe he didn't think, OK, now you're not going to come back and be a problem for Oroville Oroville and at least not tonight.

34:35
Do you think that's that was his mindset?

34:38
No, Robert's a really good guy and he's an honest guy.

34:40
I don't think that was his mindset at the time.

34:43
I think he said was from like what I've read is like she was in the altercation with him, whatever, he wanted to get out of the car so he let her out.

34:50
I don't think he would like maliciously do anything like that.

34:53
OK, When he was as a as a Sergeant, would you have, you know, expected or maybe just in your experience, if you were dealing with somebody like her in your car, shouldn't he have activated his body worn camera while he was in the car, while she was making these whatever, whenever she made that switch just to protect himself?

35:20
Yeah, he should have.

35:21
Yeah.

35:22
Activated the camera.

35:27
Let's see.

35:29
Do you know prior to this date, September 1st, had Head Officer Sasek had any other incidents with compl prior?

35:40
I mean, is she a known person to Oroville?

35:43
No, I I've been here for a while.

35:44
I that's the only time I've ever dealt with her.

35:46
OK.

35:56
Does well and again, you said you didn't find out about it for about a month, but CHP had a form that we would use in in addition to our reports when there was a potential for civil liability.

36:09
Like it's almost like a attorney-client privilege saying that we would write up if we thought like, hey, this person could come back and try to sue the department.

36:19
And it was just something that was kept in house for our department, our legal.

36:23
So they had like the back story and it was protected by attorney-client privilege.

36:27
So it wasn't going to get PRA'd or anything like that.

36:31
To your knowledge, Officer Sasek, didn't you know?

36:34
Or does Oroville have something like that?

36:36
And then two, did he prepare something for that?

36:39
No, we don't have that.

36:39
And no, he didn't prepare it.

36:41
OK.

36:43
And again, he didn't come back afterwards when he was preparing the report or at any point to tell you about what occurred in the the interactions that he had with compl that led to him and her leaving on leaving her on Neal Rd.

37:00
Not until, like, I found out about them.

37:01
I asked him about it, but I don't I don't think he did before that.

37:04
And when and when you asked him what, what did he say?

37:07
Just like kind of what he talked about in his interview.

37:11
Yeah.

37:13
OK, what about as a Sergeant, did you say like, hey man, why didn't you tell me?

37:18
I, I, that's the kind of stuff I need to know.

37:21
Well, I think at that point in time we were worried about like the POBAR thing and like not talking about the investigation and all that stuff.

37:27
So no, I didn't.

37:29
When when you say it was like a month later, was this because I'm, I'm trying to think back, was this when the civil suit dropped or was...?

37:37
Yeah, that's when the chief got an e-mail from the attorneys and stating all the facts and stuff.

37:42
So from the date this incident occurred until they got the civil suit, basically it was there was nothing going on with this, right?

37:49
No internal on your guys' part?

37:51
No.

37:52
OK, I think.

38:07
I'm pretty sure, I think that's all I have.

38:11
And the main thing is that I wanted to ask about was, you know, the RIMS issues, the radio issues when you kind of knew about Neal Road and you know, kind of what occurred and mainly to tie up because I know you were interviewed prior to Herrera and then that statement came out about Neal Road and then I didn't see that you were re interviewed to see just ask like, hey man, did you hear him say that? You know?