POST CASE NUMBER: POST2505137

SUBJECT OFFICER NAME: Kevin Smithmatungol

Administrative Interview Advisement

Following is the record of an Administrative Interview conducted by the Daly City Police Department on 1/31/2025 with Officer Kevin Smithmatungol, who is the subject of this investigation. The interview was recorded and a true and correct copy of the recording is being maintained by the Professional Conduct Central Bureau. The recording reflects all relevant statements and conversations occurring during the course of the interview. The interview was also transcribed by AXON AI transcription. This transcript was prepared by Law Enforcement Consultant Christina Moore, Professional Conduct Central Bureau.

Parties Present:
Sergeant Matthew Ciucci, Daly City Police Department, Primary Investigator
Officer Kevin Smithmatungol, Daly City Police Department, Subject
Julia Fox, Rains Lucia Stern, Representative for subject officer

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Ciucci *First recorder is going. Second recorder is now going, um, Okie dokie. It is Friday, January 31st, approximately 1030 hours. This is Sergeant Matt Ciucci. I'm in the Professional Standards Unit office of the Daly City Police Department, with me is Officer Kevin Smithmatungol. Kevin, if you could please say hi.*

Smithmatungol *Hello.*

Ciucci *Thank you <laugh>. Um, with you today, you've retained legal counsel. Um, counsel, uh, Mrs. Julia Fox, if you wouldn't mind just saying hello.*

Fox *Sure. Julia Fox, RLS.*

Ciucci *Beautiful. Alright, so we are here today. Uh, you are a subject officer in internal affairs, uh, uh, investigation for internal affairs case number two four dash zero six. I'm about to read you the administrative admonishment. If at any time anything I read, uh, is in any way confusing or you need further clarification, just let me know. Okay?*

Smithmatungol *Yes.*

Ciucci *Alright. You're hereby advised that an administrative investigation is in process within this department and which has become necessary to obtain a statement from you. If you cooperate fully at this time, your statements and any evidence arising there from may be used in any and all proceedings arising out of this investigation. As a citizen and an employee of this department, you're hereby advised that if prior to, or during the taking of your statement, this department determines that you may be charged with a criminal offense, the proceedings will be stopped, you'll be advised of your constitutional rights and given, uh, an opportunity to obtain legal counsel. If you decide to not give a statement at this time, you're now ordered as an employee of this department to answer all questions asked by investigators and to give a full detailed and complete statement regarding your knowledge of or involvement in the matter now under investigation. Although you have a right to silence in a criminal investigation, this is not a criminal investigation, but an administrative hearing and you're now being ordered to answer all questions under the compulsion of the threat of disciplinary action. False statements, of course, will result in severe disciplinary action. Members are always required to be truthful, see Daily City Police Department Manual Rules 4.96 truthfulness. We'll walk this over to you again. Again, last sentence here says, I have read the above admonishment order. I fully understand my rights and duties in this investigation. Feel free to read this over and if you are good to go, you can sign there at the bottom and, uh, please date and time. And Mrs. Fox, if I could ask you to be the witness, please?*

Fox *Sure. <affirmative>.*

Ciucci *Thank you. Fabulous. Thank you. Okay. I'm an independent fact finder. Uh, it's my role to compile the facts, to ask questions, do the interviews, everything I find I give before, uh, the chief of police signs out to lieutenant as his designee and they do the findings and recommendations. So all I am is just compiling data. Okay. With that said, we're gonna begin. If you have any need to stop or pause or anything, just let me know, all right? So, on Thursday, June 20th, 2024, um, the Daly City Police Department hosted training cycle number three, which consisted of Star Trace, excuse me, Star Chase training. Does that sound familiar?*

Smithmatungol *Yes.*

Ciucci *Okay. Um, are you a Star Chase instructor?*

Smithmatungol *Yes.*

Ciucci *Beautiful. Um, do you recall if you assisted in the instruction for that training day?*

Smithmatungol *Yes.*

Ciucci *Um, and do you recall what time the training began?*

Smithmatungol *Seven*

Ciucci *7:00 AM?*

Smithmatungol *Yes.*

Ciucci *Okay. 7:00 AM. Um, is that a standard start time, uh, for, for most Daly City Police Department trainings?*

Smithmatungol *Yes.*

Ciucci *Okay. And since you've actually been here as an officer, have you ever had a training day that didn't have a 0700 start time?*

Smithmatungol *No.*

Ciucci *Okay. Um, in June of 2024, do you recall what, uh, team that you were assigned to within this department?*

Smithmatungol *B Graves.*

Ciucci *B graveyards?*

Smithmatungol *Yes.*

Ciucci *Um, was this June 20th training day, was this your B graveyards team training day, uh, as well as being a day that you were instructing?*

Smithmatungol *Yes.*

Ciucci *Okay. Um, what time did you arrive to work that day?*

Smithmatungol *I don't remember the exact time, but around seven o'clock.*

Ciucci *I don't want you to guess, but if you could just gimme, is, are you comfortable with that approximation?*

Smithmatungol *Uh, plus or minus 15 to seven o'clock, I don't remember if it was before or after.*

Ciucci *So at and around 0700 hours?*

Smithmatungol *Yes.*

Ciucci *Okay. Um, were you in the upstairs training room at 0700 hours where the training was, was taking place or--*

Smithmatungol *Sorry, no--*

Ciucci *No? Okay. Um, where were you <laugh>?*

Smithmatungol *Uh, locker room, changing out using the restroom and then since it was a Thursday, I had, uh, some emails from evidence that I was gonna take care of.*

Ciucci *Okay.*

Smithmatungol *Because my portion of the training wasn't until an hour and a half, two hours after the 7:00 AM start time.*

Ciucci *Okay. When you say your portion of the training, explain to me what was your training, your portion?*

Smithmatungol *Sorry, the, the 7:00 AM portion of the training was going over to pursuit policy, which I believe the Sergeant McCarthy or Sergeant Tone was doing that day.*

Ciucci *Okay.*

Smithmatungol *And then after that we go through the system and then my portion with Officer Jaime was to go over when to deploy the Star Chase and how the angle of the laser and speed of the DART that comes out and how to reload the Star Chase. That was my portion, which is towards the afternoon.*

Ciucci *Afternoon?*

Smithmatungol *Yes.*

Ciucci *Safe to say you're more of the practical application portion?*

Smithmatungol *Yes.*

Ciucci *Okay. Um, did you ultimately have a conversation with Sergeant Douglas and Sergeant, uh, Tualaulelei about showing up late?*

Smithmatungol *Uh, they confronted me about entering the room late.*

Ciucci *Gotcha. We'll say that. So at what time do you believe you entered the training room?*

Smithmatungol *740, 730, 740.*

Ciucci 0*740 hours. Approximately.*

Fox *Approximately.*

Ciucci *Approximately to the best of your recollection?*

Smithmatungol *Yes. 0740 hours around*

Ciucci *You walked into the training room for the first time?*

Smithmatungol *Correct.*

Ciucci *Okay. Um, did you provide them with a reason for being late to entering the training room?*

Smithmatungol *Uh, yes. I told 'em I was working. I was, I was going to do evidence. I think I told the sergeants, I said with Rose, but I meant for Rose. Okay. It's just the slip up in words.*

Ciucci *Okay. So do, okay. Walk me through that one more time so I understand it because I don't wanna misunderstand it.*

Smithmatungol *Uh,Officer Douglas Officer Tualaulelei, um, confronted me about showing up late and what was my reason. I told him I was gonna do evidence or I was doing evidence, um, to finish the evidence 'cause I have the emails from Monday through Thursday 'cause my work day's Friday through Sunday.*

Ciucci *Okay.*

Smithmatungol *Um, I was gonna go through the, the property tab on RIMS and evidence.com and, um, all the evidence on my phone.*

Ciucci *Okay.*

Smithmatungol *Um, I told, they asked me, or I think I told 'em I did it with Rose.*

Ciucci *Okay.*

Smithmatungol *Not physically with Rose. It was supposed to be for Rose.*

Ciucci *Okay.*

Smithmatungol *That's pretty much it.*

Ciucci *Okay. Um, so then the, the, the question is, is based on that, did you ever meet with Rose? Hey Guy, let me just finish it through because I wanna make sure you answer the question. Um, did you ever meet with Rose prior to meeting with Sergeant Tualaulelei and Sergeant Douglas at approximately 740-745 hours?*

Smithmatungol *No.*

Ciucci *Okay.*

Ciucci *Um, common practice in Daly City, uh, and I've done it also, um, I will call or text Rose on my personal phone 'cause I have her personal phone number and ask her a question because sometimes she won't answer the, the hard line down there. Do you ever do similar things? Uh, do you ever text Rose in order to communicate?*

Smithmatungol *I usually email.*

Ciucci *Usually email?*

Smithmatungol *Yes.*

Ciucci *Have you ever texted her?*

Smithmatungol *I, at that time I don't remember texting her.*

Ciucci *Okay. Um, if you were to have had a conversation with Rose on June 20th via text message, is that something that you would save in your phone or are you a type of person that purges it?*

Smithmatungol *Uh, I would usually save it on my phone.*

Ciucci *You would save in the phone. Um, what I would ask is if your counsel approves this, would you want to look at your phone and it's your personal phone and I have no way of asking or compelling you to, to, to provide anything in that personal phone. However, if you did have a conversation with Rose on June 20th, would you be willing to look in there to see if you have such a text message correspondence between the two of you? Is that something?*

Fox *I'm fine with it.*

Ciucci *Okay, perfect. Beautiful.*

Smithmatungol *The phone, it is not working <laugh>? Uh, yeah, once my phone turns on, I will.*

Ciucci *Do you need to charge it? Is it an iPhone?*

Smithmatungol *Uh, yeah, there's like a, I I think it turned off when…*

Ciucci *Oh, when Siri went sideways?*

Smithmatungol *Yeah.*

Ciucci *Got it.*

Smithmatungol *So I'll wait for that to load.*

Ciucci *Okay. In the meantime, um, were you in the building and prepared and ready to work at 0700 hours?*

Smithmatungol *I don't remember exactly 0700. Uh, approximately 0700, around that time? Yes.*

Fox *It could have been shortly thereafter? Within five, 10 minutes after?*

Smithmatungol *Yeah.*

Ciucci *Um, what is the process of notification if you are gonna be late for work? How do you notify folks? What do you do?*

Smithmatungol *Uh, I've never been late to work, but prior to that.*

Ciucci *Have you ever called in sick, uh, to work?*

Smithmatungol *Never.*

Ciucci *Okay.*

Smithmatungol *Never been sick. Never been late. Uh, I'm usually here 30 minutes prior to start time.*

Ciucci *Okay. Um, did you tell Sergeant Tualaulelei and Sergeant Douglas that you were with Rose to potentially, uh, avoid any type of punishment for, for being late?*

Smithmatungol *I, I meant to say for Rose. Okay. I was supposed to do evidence for Rose. I think I told 'em with Rose.*

Ciucci *Okay. Did you say that in any effort to avoid or subvert any type of punishment that could have come from being late showing up to work?*

Smithmatungol *No. My reason was telling them I was doing something for Rose but the wrong word came out.*

Fox *Okay.*

Ciucci *Um, is that thing ready to go or is Apple it's not liking you, it's doing an update?*

Fox *Oh, is it doing an update?*

Smithmatungol *Yeah.*

Ciucci *Beautiful. Okay. Let's do this. If I were to have a text message between you and Rose on the eighth, does that sound, excuse me, on the 20th, does that sound, uh, like something that you would remember?*

Smithmatungol *Uh, maybe if I see it.*

Ciucci *Maybe. Okay. Hold on. Let's just go about this a separate way. More technology. Okay. Okay. So I'll show it to you guys.*

Smithmatungol *Sure.*

Ciucci *It is a text message from Rose Meere's phone. Okay. And it says your name at the top, Kevin Smithmatungol and it looks like you guys have just been having normal conversations. On Thursday, June 20th at 8:07 AM it says, Hey, if Karen or Jerel asks can you please let them know I was handling evidence.com with you. And she says for sure. Um, and I'll be down in a bit to book the pipe as well. We have a meeting at 9:00 AM in SSF and then it goes to that. Okay. So out of curiosity because we're, uh, do you recall this text message correspondence?*

Smithmatungol *Yes.*

Ciucci *Okay. Um, so when you wrote, if Karen or Jerel asked, can you please let them know I was handling evidence.com with you, I feel like we're in a weird state of semantics where we're dealing with I was with her, for her, but then I have a test message from that day saying with you, so help me understand how we've gone from I was with her to, it was for her, to now, it's with her again.*

Smithmatungol *Uh, evidence.com is usually done in the report writing room where I usually do it over the PPC. It's not with her.*

Ciucci *Okay.*

Smithmatungol *But I like with her meaning 'cause she handles all the evidence,*

Fox *I will say, and I think we all know it's pretty significant that Rose's response is for sure. I think we all know Rose is not to be trifled with and for her to respond for sure. And endorse something indicates that there's a righteousness to it.*

Smithmatungol *Sorry, I don't know what to say to that.*

Ciucci *No, that's, your counsel just spoke on your behalf. Um, okay.*

Fox *Given my, my Rose familiarity.*

Smithmatungol *Oh, sorry. I forgot what that is.*

Ciucci *Nope, you're okay. Um, is there any reason that you would send that to Rose in order to concoct an alibi for why you were late?*

Smithmatungol *I told him that I was gonna, I was with Rose and I was just telling Rose like, Hey, they're probably gonna ask you I, because they want to confirm what I did. So I told 'em, I told her, Hey, they're probably gonna ask you. I was gonna do evidence with you. And that's when I said I was gonna text her. I was gonna do the pipe with her.*

Ciucci *So would you say that your purpose of, of texting Rose was not to create an alibi, but as you described, and my understanding is, just to give her a heads up?*

Smithmatungol *To give her a heads up 'cause I had to do the pipe followed by that text with her. Okay. I was gonna go down with her and do the pipe.*

Ciucci *Okay. Alright. Um, reflecting back, now that we're in this room together, um, is there anything that you would do different about, uh, the time in which you arrived? How you, how you showed up for the training day, anything that you would change with the, with the advantage of hindsight?*

Smithmatungol *Just tell the sergeant. I mean, I thought I was gonna be okay being, doing other stuff 'cause I'm not needed in that training until my portion, which isn't three hours after the start time, so I can get things done within that three hour break time 'cause I got, I got things to do. I want to have a clean sleep for my work weekend 'cause I'm gonna have way more stuff to do. Um, so maybe just tell the sergeant I've never been late, I've never called out sick. I've never done any of that. I have no reason to come in late. I'm not, no reason to jeop, like I said, jeopardize my career for this.*

Ciucci *Understood. Um, one last question I have for you. When you, we're all creatures of habit. Um, I park in the same parking lot at the PD every day. I come through the same door every morning. I think*

I see you on graveyards when I come through that same door. Is there a door that, uh, parking spot, a place that you park and then you come in the building the same way every day?

Smithmatungol *Yep. The bottom lot with that, the door next to the main entrance.*

Ciucci *Training, what?*

Smithmatungol *That hallway where the riot stuff is.*

Ciucci *Riot hallway directly next to Rose Meere's evidence room?*

Smithmatungol *Yes.*

Ciucci *Okay. That is your methodology. Do you believe, uh, that it would be, uh, it would be safe to presume based on your pattern of behavior, that's the, the way you came into this building on June 20th?*

Smithmatungol *Yes.*

Ciucci *Okay. The door codes are retained. Uh, will we find your door code arriving here in and around, as you said, a 5-to-10-minute buffer on either side of 0700 hours on June 20th?*

Smithmatungol *Yeah. I can't say approx or exact time, but around seven I wasn't an hour and a half, two hours late.*

Ciucci *Okay.*

Fox *Okay. Do you think that you need to give a greater buffer than 5 to 10 minutes?*

Smithmatungol *Maybe maybe 15 to 20? I, I, I dunno. Exactly.*

Fox *Okay.*

Ciucci *Um, if it's 15 to 20, would you feel that that would be an amount of time if you were to be 15 or 20 minutes late, is that an amount of time that you should call a sergeant to give them uh, uh, a heads up and an understanding that, hey, I'm running late?*

Smithmatungol *Uh, now thinking about it? Yeah, I should have.*

Ciucci *Okay. Then if we move to, to, to an area where we're under an understanding, 'cause I just want to be able to record your statement accurately. Did we may have been, we being you may have been 15 to 20 minutes late that day for work?*

Smithmatungol *I believe so. I don't look at my watch right when I walk in the door.*

Ciucci *And I understand that. And, and I, and it, it, if you're coming in and there's not a clock there at the door, uh, I can understand that.*

Smithmatungol *I don't, I don't believe that I was obnoxiously late, like hour, two hours, three hours, no notice.*

Ciucci *Okay.*

Smithmatungol *Maybe it was 20, 15, 20, 30 minutes after start session, but I, I don't.*

Ciucci *Okay. So it could, could have been up to 30 minutes?*

Smithmatungol *It could have. Okay.*

Fox *But you do know it would be recorded. It would be recorded on that particular--*

Ciucci *It'll be recorded on that door. That's my, that's my thing. I just wanna make sure on that.*

Smithmatungol *Yes.*

Ciucci *Okay. Okay. If we were 30 minutes late, up to 30 minutes late, as you just said, that would put you at 0730 hours and then you said you believe you walked upstairs at 0740 hours. Would that have given you enough time in that 10 minutes to ready yourself? Do you come to work in your uniform?*

Smithmatungol *No.*

Ciucci *So would that give you enough time to ready yourself in the locker room and then go to a computer, log in, do your evidence stuff, and then go upstairs to your sergeants?*

Smithmatungol *Um,I didn't get to do my evidence stuff because I, I, I don't remember what happened. uh, but I came, it only takes me five to six minutes to get changed from regular clothes to out the door ready. Um, so I think I came in, spoke with someone, I don't remember who, and then went upstairs.*

Ciucci *Okay. So then did you do evidence prior to going upstairs at 7:40?*

Smithmatungol *My plan was to do evidence for Rose. So I was looking through my emails.*

Ciucci *Okay.*

Smithmatungol *Because I, 'cause what I do is I stick my phone on my locker door 'cause my phone, my phone case is magnetic, magnetic while I'm changing, I'll refresh my phone and look at the, the emails that come in.*

Ciucci *Okay. So, I think I had a different understanding of what reviewing your evidence was looking like. Reviewing your evidence, the way I had understood it previous, was that you were downstairs essentially in front of a, uh, desktop computer in a, in a, in either the incoming briefing room or in the evidence room, and you were looking through, checking your emails, your outstanding cases, everything, looking at evidence. Is that what you did or were you looking at a cell phone that would show you what, just your emails?*

Smithmatungol *Yeah, So I was looking at my cell phone, looking at the, in the locker room with my emails, saying I need to fix this, I need to look at property, I need to do this. And I have my, I take my department phone with me at home all the time. So, I compared that with my department phone, which I think maybe had photos from evidence that weren't submitted.*

Ciucci *Okay.*

Smithmatungol *So, I was looking at that, comparing what I needed to do. Um, I don't, I don't think I went to the reporting room to look at the computer yet 'cause I went upstairs and then I was, uh, that's, I think that's when I went to the training. And then at that break I went down to, I went, I tried to go talk to Rose about doing the pipe and all that stuff and that's when she told me that she was at a meeting.*

Ciucci *Okay. Okay. Um, I hate ambiguity. I hate ambiguity when things are kind of gray and weird. And so I feel like I am not fully understanding everything here. So, I just wanna go back through a couple things.*

Smithmatungol *Sure.*

Ciucci *Just so I can make clear where we're at. Uh, okay. The amount of time that we're now saying that we were, is it, is it safe to say now based on your recollection of time and now that we've kind of worked through it through it together?*

Smithmatungol *Yes.*

Ciucci *Do you believe you were late on June 20th?*

Smithmatungol *I believe I was late.*

Ciucci *Okay. Now that we've worked through it together, you believe that you were late for work?*

Smithmatungol *Yes.*

Ciucci *Okay. Now that you believe you were late for work, how long of a time do you believe you were late from your 0700 start time being the time that you're supposed to be here, okay, in the building at we will say in the building at least that's what I'm gonna say. As even though I believe it to be common practice, you should be ready to go in a uniform, 10-8. Okay. I'm just gonna put our start time here as in the building. What time do you believe you were in the building?*

Smithmatungol 7:1*5, 7:20.*

Fox *Can I unpack that a little bit?*

Ciucci *Yes.*

Fox *It sounds as though this is a real outlier for you, right? You said, I've never been late, I've never been sick. Mm-hmm <affirmative>. Mm-hmm <affirmative> all the good things. So, this would at least in my mind, be remarkable to you. Like an, oh shit, this, I'm late. I've never been late before. Mm-hmm <affirmative>. I, I've certainly been in that position. That being said that this is remarkable and a standout experience. Do you recall in that same train of thought of, oh crap, I'm, I'm late. Do you recall how late?*

Smithmatungol *No. I, I don't remember. I, like I said, I've never been late. You can see every time I clock in and see every time I start, I've never been late to my profession here as a police officer.*

Ciucci *Okay.*

Fox *Except for that day.*

Smithmatungol *Except for that day.*

Ciucci *Okay. Okay then I'm going to, I'm going to work then off of the understanding that we believe it to be 15 to 30 as our maximum that you believe probably you walked into the wa uh, downstairs locker room. It was during the time that you were changing and readying yourself that you were reviewing things upon your work phone and your personal phone comparing evidence items. Okay. Uh, and then upstairs at approximately 0740 hours. Okay. Uh, with that said, do you believe it to be a misrepresentation to your sergeants if you told them that you were handling evidence under the understanding that you weren't in the building at 0700 hours?*

Fox *With the suggestion being I was here when I should have been at 7:00 AM but I was handling evidence with Rose and I appreciate that you meant to say for you said with, and I don't think that that's moving the needle in any particular direction, but what do you think that relayed to your sergeants when you are supposed to be here at seven and they have misgivings about you being late and you say, I was actually handling evidence with Rose.*

Smithmatungol*. The emails I got were from Rose about the pipe about photos. So that's what I was looking at my phone. I'm like, oh shoot, what evidence do I have to do? 'cause I don't like being on the held list. No one likes being on the held list. That's my kind of my main concern.*

Fox *The rub is, it sounds like that wasn't why you were late though.*

Smithmatungol *What do you mean? Sorry?*

Fox *The fact that you were scrolling through your phone, reconciling the evidence is not why you were here past 7:00 AM and in effect their inquiry was why were you here past 7:00 AM.*

Smithmatungol *Uh, it might have taken me longer to go upstairs, but I was here maybe a little bit after seven, but taken ex extended myself by looking at everything, looking at the emails, looking at the evidence. I probably could have been up there earlier.*

Ciucci *Okay.*

Ciucci *I think what we're gonna do, I think there's a misunderstanding that we're having about a question. Uh, and I'm gonna ask it and if you and your counsel need to discuss it in any way in the sense of helping you understand it. Um, because my concern is, uh, everything I I've heard here, do you believe that walking upstairs, uh, at 7:40 your sergeants are seeing you walk in going, he's late 7:40 should have been here at 0700 hours.*

Smithmatungol *Yes.*

Ciucci *When they confront you about it and they ask you about it and you say, hey, I was dealing with evidence and I know we have this semantics I'm throwing out at for and with Rose I was dealing with evidence.*

Smithmatungol *Yeah.*

Ciucci *They asked you if you were late. You have now said, hey, there's a high likelihood I was late. Okay. Do you believe that it was a misrepresentation to tell them instead of saying I may have been 15 minutes late, that I'm sorry this is not my normal stuff. Do you believe that by you saying I was with Rose or handling stuff with Rose, that that was a misrepresentation of fact? And that's the question I'm gonna leave you with for a second here 'cause I wanna make sure you understand that question before moving forward. Okay. So I'm gonna press pause. I'm give you guys a break, um, and uh, you guys can step out into your, the room I had for you and we'll go from there. Okay?*

Fox *Okay.*

Smithmatungol *Sure.*

Ciucci *Alright, Sergeant Ciucci, uh, it is approximately 1059 hours. We are resuming, um, back in the office as all parties. Just wanna remind you of the admonishment that I read to you earlier that you were still under the admonishment saying that you're gonna be truthful about all matters. Okay. Going back, do you understand or do you believe how it could be, uh, uh, an issue, a problem, if your sergeants asked you, hey, were you in the building at 0700 hours? Were you late? Um, and you were to say, hey, I was dealing with evidence when in fact you've now said, hey, I was probably 15, 20 minutes, 30 minutes late. I could have been. Um, do you understand that that could be, uh, understood as a misrepresentation effect?*

Smithmatungol *Yes.*

Ciucci *Okay. Was it your intention to circumvent any type of discipline? Get out of, get out of trouble? I don't want to be in trouble for being late. Was it your intent to not get in trouble by a lie?*

Smithmatungol *No. So the, the portion about dealing evidence was true. I just should have been more detailed about what time I came in and then the steps following after that. What time I changed out, what time I started evidence, and why I came up late as or to the training room late.*

Fox *So did you sort of take advantage of the fact that you were doing some evidence work to couch the reality that you were actually late for reasons other than making things right with Rose?*

Smithmatungol *Sorry, I <laugh>*

Fox *Sure, sure, sure, sure. Did you take advantage of the fact that you had been doing something Rose and evidence related to soften the blow of the reality, which was I was here late for reasons other than evidence.*

Smithmatungol *That that wasn't my intention. But because I thought I was, I wasn't needed until two, three hours after the training started. I didn't even have to be up there anymore. I had no information to give regarding the Star Chase training. So that wasn't my intention. I just told him I was handling evidence 'cause I had evidence sit and waiting for me.*

Fox *As you sit here now, do you think that you should have been more forthcoming about when you really got here and got past the threshold of the door?*

Smithmatungol *Yeah, they didn't, they didn't ask me what time did I actually walk in the building. They just asked me why I was late and that's the reason why I told 'em.*

Ciucci *Okay. So in hindsight, if you could, do you think that your definition probably was a little lackluster? The reasoning that you gave was there probably more that you could have given?*

Smithmatungol *There's more I could have given.*

Ciucci *Okay.*

Fox *And should have given.*

Smithmatungol *I should have given. But--*

Ciucci *And the reasoning behind it was as said just minutes ago that it was not a complete and otter misrepresentation of fact, but rather they asked the question, you answered it, but there was more that we should have given.*

Smithmatungol *Yeah. I mean they asked me one question why I was late. I told 'em I was handling evidence. Uh, I I should have taken the responsibility and told them, yeah, I came in a little bit later. Um, okay. But that's all I could tell you, that's all I know.*

Ciucci *Okay. Um, is there anything that I did not ask you that you think is important for me to know or that would gimme further context about this, this day, this incident, this investigation?*

Smithmatungol *Um, the fact that I've never been late on the job and I wasn't needed until that training. That's why I didn't think it was a really big deal 'cause I wasn't needed until later in the training. So, I thought I'd do other stuff around what I needed to do.*

Ciucci *With the benefit of now being in this room and seeing everything. Do you think it's kind of a big deal?*

Smithmatungol *Now it is, yeah.*

Ciucci *Yeah.*

Smithmatungol *First IA I've never been in trouble really. Um, but it's not worth risking my job for.*

Ciucci *Okay.*

Fox *I just wanna clear a little bit of muck 'cause I'm still back in the report writing room.*

Ciucci *Okay.*

Fox *Um, so to be clear, and I don't want you to guess, I only want you to speak from what you actually recall. When you got here in that 7 to 7:30 window, you went from the locker room, did all the things that you said you did, and then went up here to the training room, but did not go to the report writing room to work on reconciling evidence?*

Smithmatungol. *So that was the plan to go to the report writing room to log in on to e.com to log into RIMS. But I don't know why I went upstairs, but I just went upstairs at that time.*

Fox *Okay.*

Ciucci *Okay. Alright. With that said, I'm gonna go ahead and conclude the interview. It is 1104 still Friday the 31st. And standby if I can figure this out. That one is done and turned off. And this one now.*

I have used all reasonable diligence in reviewing this transcription and to the best of my knowledge the information contained herein is true and complete.

Chris Ciucci
Investigator

3/18/26
Date