

IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT, IN AND
FOR BROWARD COUNTY, FLORIDA

Case Number: 19-001872CF10A

Judge John J. Murphy, III

STATE OF FLORIDA,

Plaintiff,

vs.

JAMELL DEMONS,

Defendant.

**NOTICE OF FILING EXHIBIT IN SUPPORT OF MOTION TO
RECUSE STATE ATTORNEY'S OFFICE
OF THE SEVENTEENTH JUDICIAL CIRCUIT IN
AND FOR BROWARD COUNTY, FLORIDA**

COMES NOW the Defendant, Jamell Demons, by and through undersigned counsel, and attaches the redacted transcript of the deposition of Michelle Boutros, in support Defendant's Motion to Recuse State Attorney's Office of the Seventeenth Judicial Circuit in and for Broward County.

I HEREBY CERTIFY that the foregoing was electronically filed with the Florida Courts E-Filing Portal and a copy was furnished to all parties of record this 2nd day of October, 2023.

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2 IN AND FOR BROWARD COUNTY, FLORIDA

3 CASE NO. 19-001872CF10A
4 JUDGE: JOHN J. MURPHY, III

5 STATE OF FLORIDA,

6 Plaintiff,

7 -vs-

8 JAMELL DEMONS,
9

10 Defendant.
11

12 DEPOSITION OF ASSISTANT STATE ATTORNEY MICHELLE BOUTROS
13

14 Friday, September 29, 2023

15 10:10 a.m. - 11:50 a.m.
16

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18 201 Southeast 6th Street, Room 7101
19 Fort Lauderdale, Florida 33301
20

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22 RADIAH WINDSOR, Court Reporter
23 Notary Public, State of Florida
24 Bailey Entin Reporting
25 Fort Lauderdale, Florida
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WITNESS:

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1 Deposition taken before Radiah Windsor,
2 Court Reporter and Notary Public in and for the State of
3 Florida at Large, in the above cause.

4 - - -

5 Thereupon,

6 ASSISTANT STATE ATTORNEY MICHELLE BOUTROS,
7 having been first duly sworn or affirmed, was examined
8 and testified as follows:

9 DIRECT EXAMINATION

10 BY MR. ADELSTEIN:

11 Q. Would you state your name and occupation
12 please.

13 A. Michelle Boutros, and I am an attorney,
14 prosecutor for the Broward State Attorney's Office.

15 MR. ADELSTEIN: Okay. Sitting all around is
16 Danny Aaronson; my name is Stu Adelstein; Jaime
17 Benjamin; Peter --

18 MR. PATANZO: Patanzo.

19 MR. ADELSTEIN: -- Reginald Hope; this old
20 man, Fred -- what's your name -- Haddad; and Raven
21 Liberty.

22 THE WITNESS: Hi everybody. I'm Michelle. I
23 know most of you. But if I don't, it's nice to
24 meet you.

25 MS. BUCKELEW: Present for the State ASA

1 Alixandra Buckelew.

2 MS. ROSEN: Samantha Rosen.

3 MR. ADELSTEIN: I want to thank you for coming
4 in today, especially based upon the fact that on
5 Friday, September 22nd, 2023 we were informed by
6 Ms. Bradley that you were out of the office.

7 THE WITNESS: I am out of the office. Just in
8 all defense, I'm out of the office. And I have --
9 I'm recovering from [REDACTED]

10 [REDACTED] So I've been working from
11 home.

12 MR. ADELSTEIN: Okay. And we were trying to
13 avoid it. And we asked Ms. Bradley for your
14 statement and the IA file, and she advised us that
15 she did not have it and we would have to get it
16 some other way. And that's when, I think,
17 Mr. Benjamin notified you or called you and you
18 were agreed to appear via a subpoena.

19 THE WITNESS: Correct, after a conversation
20 that I had with Mr. Benjamin, a lengthy one.

21 MR. ADELSTEIN: Okay. So I want to thank you
22 for coming here. I think it's -- we all understand
23 it's a rather difficult situation.

24 THE WITNESS: It is.

25 MR. ADELSTEIN: And we recognize that.

1 BY MR. ADELSTEIN:

2 Q. How long have you been with the State
3 Attorney's Office?

4 A. Twenty years.

5 Q. And are you assigned to any particular unit?

6 A. I'm on the Public Corruption Unit.

7 Q. And how long have you been there?

8 A. Two years.

9 Q. Okay. And what does the Public Corruption
10 Unit of the State Attorney's Office investigate?

11 A. They investigate public officials who are
12 engaged in alleged criminal conduct.

13 Q. Okay. You were -- you got involved in this
14 case, I'm led to believe, at the request of a particular
15 prosecutor; is that correct?

16 A. That's correct.

17 Q. And who was that?

18 A. It was Kristine Bradley.

19 Q. And do you recall when you were contacted by
20 Ms. Bradley?

21 A. I wasn't personally contacted by Ms. Bradley.
22 How it came to me was Kristine Bradley asked for
23 assistance on a tampering case as it related to Jamell
24 Demons' mother, Jamie King.

25 And the allegation was that she was tampering

1 with two witnesses who were failing to appear. And it
2 was assigned to me by my supervisor, Chris Killoran, who
3 asked me to investigate whether there was indeed
4 tampering.

5 Q. Okay.

6 A. And just so you know, my job primarily is to
7 work on these investigations and to work with law
8 enforcement and then to make filing decisions that are
9 ultimately approved or not approved by the main office.

10 Q. Okay. Do you know when that request was made
11 or when you were assigned the investigation?

12 A. It was either very late September or the
13 beginning of October.

14 Q. Of what year?

15 A. 2022.

16 Q. Okay. As a result of being assigned that
17 investigation, did you have any conversations with
18 Kristine Bradley?

19 A. I did. And she sent me a summary of kind of
20 the witnesses and their roles and got me in touch with
21 Detective Moretti; and that was really, I think, an
22 email. And there was really very little communication
23 with Ms. Bradley because at that point it was separate
24 and apart from what she was doing on her homicide case.

25 Q. Okay. So there were emails sent back and

1 forth?

2 A. Yeah. Like, I asked her, you know -- I think
3 we did have a conversation where she gave me the
4 overview, and then she followed up by sending me an
5 email stating, you know, this person did this, Mariah
6 Hamilton and Holmes and like -- it was just very brief.

7 Q. Okay. Did she --

8 A. Nothing of substance.

9 Q. Okay. Did she describe why she thought Jaime
10 King was tampering with those two witnesses?

11 A. The original suspicion -- and I -- I'm under
12 the understanding that this is, this tamping
13 investigation, hasn't been closed. So the last Brady
14 Notice that was sent or the last something that was sent
15 suggested that the tampering with a witness case has not
16 been closed as of yet. I can look at my notes, if you
17 want me too --

18 Q. Please do, feel free.

19 A. -- just because I don't want to misspeak, but
20 I also don't want to disclose any information that is
21 ongoing as it relates to an open investigation.

22 That would will be the most recent Brady
23 Notice.

24 Q. This one that just came in?

25 MR. BENJAMIN: We got one this morning.

1 MR. ADELSTEIN: We got a Brady Notice this
2 morning.

3 MS. LIBERTY: Well, last night.

4 THE WITNESS: Oh, I have not seen this Brady
5 Notice.

6 MR. BENJAMIN: The second amended notice is
7 the one that Mr. Adelstein is showing you.

8 MR. ADELSTEIN: Yes.

9 THE WITNESS: Okay. I haven't seen this, so I
10 can't speak to this. I haven't even read it.

11 MR. BENJAMIN: Well, since you got it, look at
12 the last paragraph.

13 (Witness is reviewing the document.)

14 THE WITNESS: Okay. All right.

15 MR. BENJAMIN: I don't know if I have the
16 other two.

17 MR. ADELSTEIN: I might.

18 THE WITNESS: I do.

19 MR. ADELSTEIN: Oh, you do. Good.

20 THE WITNESS: I do.

21 MR. ADELSTEIN: Thank you.

22 (Witness is reviewing the document.)

23 THE WITNESS: So I can't find it in the Brady
24 Notice. But I can swear I read somewhere that in
25 some notice that Ms. Bradley stated that the

1 Ms. King tampering investigation was still open.

2 But ask your question because it might not be
3 something that encroaches upon that investigation.

4 MR. ADELSTEIN: Okay. Actually we were
5 advised by her that that investigation was closed.

6 THE WITNESS: Okay.

7 MR. BENJAMIN: I think it was the IA
8 investigation.

9 MR. ADELSTEIN: IA investigation.

10 MS. LIBERTY: The IA. But the tampering she
11 stated is still open sitting on her desk and she
12 needs to get working on it.

13 THE WITNESS: Right, and she documented that
14 some where. I thought it was in a Brady Notice.

15 So I don't -- I can't find it right now, but I
16 did remember seeing it. And now that I have
17 confirmation that it was said, so -- I mean, but
18 ask your question. I'll be able to determine
19 whether I feel like it's something that --

20 MR. ADELSTEIN: Fair enough.

21 THE WITNESS: Okay.

22 BY MR. ADELSTEIN:

23 Q. As a result of that, I assume that at one
24 point you subpoenaed Ms. King into your office?

25 A. I did.

1 Q. Do you recall when that was?

2 A. I sent her the subpoena beginning of October
3 for an October 12th statement to be taken here at the
4 State Attorney's Office in this conference room.

5 Q. Okay. And did she appear?

6 A. Yes, she did with her attorney Robert
7 Trachman.

8 Q. Okay. Who was present besides yourself, Mr.
9 Trachman, and Ms. King?

10 A. Detective Mark Moretti from Miramar Police
11 Department. And at the very onset of the statement,
12 Sergeant Hendrick, from Broward Sheriff's Office, was
13 standing in the room right by where Mr. Patanzo's head
14 is. Like, he was standing right there (indicating) like
15 the deputies do with their arms crossed.

16 Q. At the door?

17 A. Inside.

18 Q. Yeah, inside.

19 A. Yes. Right between the door and between --

20 Q. Thermostat or whatever it is?

21 A. Yes, right -- exactly.

22 And I was seated -- I want to say I was seated
23 here (indicating). I was seated next to Detective
24 Moretti. So we were both on the same side of the table,
25 and I can't tell you if that's the east or the west or

1 the north or the south.

2 Q. I wouldn't know anyway.

3 A. Okay.

4 Q. And I assume Ms. King and Mr. Trachman were
5 sitting on the opposite side?

6 A. Correct. Mr. Trachman was sitting where
7 Mr. Benjamin is sitting, and Ms. King was sitting where
8 the court reporter is sitting.

9 Q. Okay. Did you -- after you introduced
10 yourself, did you immediately go on the record?

11 A. We did.

12 Q. Okay. Were you aware that Detective Moretti
13 was going to serve a search warrant?

14 A. I knew Detective Moretti had the search
15 warrant because I'm the one that approved the search
16 warrant. I was unaware that he was going to serve it
17 during the statement of Ms. King, and I really hadn't
18 even thought about it.

19 I never had that happen before. I just
20 assumed he would serve it that night or in the morning
21 or after they left. And he didn't tell me that he
22 wasn't going to, but we didn't discuss that he was going
23 to do it during the statement.

24 Q. And that would be probably because you didn't
25 want to be a witness to --

1 A. Obviously I don't want to be a party to the
2 service of a search warrant --

3 Q. Understood.

4 A. -- because things happen when you become
5 witnesses, as it did in this situation.

6 Q. Yes.

7 A. Okay.

8 MR. BENJAMIN: In hopes of chronological
9 order, do you mind if I ask you a couple right now.
10 And I'm not trying to double team, but --

11 THE WITNESS: It's okay.

12 MR. BENJAMIN: Thanks.

13 DIRECT EXAMINATION

14 BY MR. BENJAMIN:

15 Q. At that time, though -- you have described the
16 deputy standing by the door.

17 A. Yes.

18 Q. Did you know or did anybody articulate that
19 the presence of the deputy was to have jurisdiction over
20 the service of the search warrant?

21 A. No. It wasn't discussed. So my assumption is
22 is that Detective Moretti had summoned BSO to be here
23 for the service of the search warrant. I didn't have
24 anything to do with that.

25 So when Sergeant Hendrick was in the room, I

1 didn't really think about why he was in the room. It
2 didn't occur to me. I have deputies in the room all the
3 time when I take statements, and I just didn't think
4 about it.

5 Q. And that was never articulated to you?

6 A. No, it was not.

7 MR. BENJAMIN: Sorry, Stu.

8 MR. ADELSTEIN: No.

9 REDIRECT EXAMINATION

10 BY MR. ADELSTEIN:

11 Q. So you started to -- who questioned Ms. King?

12 A. Primarily Detective Moretti questioned
13 Ms. King.

14 Q. Okay. And what was his demeanor during the
15 questioning?

16 A. I think he was frustrated. I wouldn't
17 consider him being disrespectful. I think he was just
18 asking questions like detectives ask questions. It was
19 nothing during the statement that I was alarmed by. It
20 might not have been my style or somebody else's style.

21 And I don't know Detective Moretti. This is
22 the first case I've actually worked with him. And
23 people have different styles, and it's not my job to say
24 that his style was bad or good. I didn't find that it
25 was in any way crossing the line or -- at the onset of

1 the statement.

2 Q. Okay. During the course of the statement, did
3 the BSO officer leave?

4 A. He did leave.

5 Q. Okay. Do you know when?

6 A. It was shortly thereafter. And I don't want
7 to tell you exactly how long, but it was long before the
8 search warrant was executed.

9 Q. Okay. You said Detective Moretti got
10 frustrated. Did there come a time that it became
11 somewhat aggressive by Detective Moretti?

12 A. Yes.

13 And what happened was that he -- it was almost
14 in the middle of the questioning or towards the end he
15 served the search warrant upon Ms. King and Mr.
16 Trachman, and I was just sitting here while he was
17 serving the search warrant. And she -- I don't know if
18 her phone was in her purse or she had it, like, on her
19 lap or something, but she started grabbing for her phone
20 when she realized that he was trying to seize it.

21 And she was doing something on her phone. He
22 kept saying she's trying to turn off the phone. She
23 absolutely could've been trying to turn off the phone.
24 I don't know really what that means; Ms. Buckelew would.
25 She's the phone expert. But he kept saying you're

1 trying to turn off the phone, you're trying to turn off
2 the phone.

3 And I think I even reiterated, you have to
4 give him the phone, the search warrant -- because at
5 that point -- at that point -- first of all, I wasn't
6 even thinking about the deputy leaving. I was just,
7 like, taking off guard. So I was like -- I wanted to
8 quell the situation, so I tried to calm her down. I
9 tried to calm the room down.

10 She turned over the phone. And she -- go
11 ahead.

12 Q. Did Mr. Trachman get involved in this service?

13 A. Yes, he did because they were literally
14 sitting the same distance, which I'm going to
15 guesstimate to be eight inches maybe between you and the
16 court reporter. And I think he got brushed upon as
17 Moretti was grabbing the phone from her. So he's
18 reaching over the table or he walks around the table,
19 and there's almost like a scuffle.

20 Q. A scuffle between whom?

21 A. Between Ms. King and Detective Moretti.

22 Q. Okay. And did you see Detective Moretti touch
23 or strike Mr. Trachman?

24 A. I saw him brush against him. I don't believe
25 there was any intentional touching though. He was

1 trying to get the phone from Ms. King.

2 Q. Was Ms. King advising Detective Moretti that
3 she had to get some phone number for her employer?

4 A. She was. What she said was I need to call my
5 boss, I need to call my boss. And he kept saying no and
6 he kept saying no, and then he grabbed the phone.

7 When he grabbed the phone, Ms. King screamed.
8 So I didn't actually see what happened to her. I know
9 that it was something on her hand that she said was
10 injured. And I saw that he was grabbing from her. I
11 can't testify as to exactly what the contact consisted
12 of, but it was very uncomfortable, to say the least.

13 Q. Understood.

14 And at this time there was never a BSO officer
15 in the room; correct?

16 A. There was not a BSO officer in the room. And
17 as you can see from the size of this room, I would have
18 noticed if there was a BSO deputy standing where
19 Mr. Patanzo is by the door, if there had been a deputy
20 in the room.

21 Q. Okay. Did Detective Moretti eventually take
22 the phone from Ms. King?

23 A. He did.

24 Q. Do you recall if Ms. King asked for any phone
25 numbers?

1 A. She did. She wanted the phone number for her
2 employer because she was going to work or had to be at
3 work later that evening. And I asked Detective Moretti
4 if he could get her the phone number. And he was trying
5 to get into her phone, and he couldn't. And I was
6 trying to facilitate -- I even told her she can use my
7 phone. And she unable to -- Detective Moretti said you
8 can't have your phone, you can't have the phone numbers,
9 you can't -- that's it.

10 Q. Okay. During this entire period of time there
11 was no BSO officer in the room?

12 A. Correct.

13 Q. Okay. Did the statement continue?

14 A. No, the statement didn't continue. But I
15 believe we went back on the record, and maybe there were
16 a few more questions asked. I don't want to say for
17 sure, but I believe that that was at least close to the
18 conclusion of the questioning. There could've been more
19 statement afterwards.

20 I did receive a copy and reviewed the audio of
21 the 12th, but I was a little distracted when I was doing
22 it. And I didn't, like, listen to the thing the whole
23 way through. I know there were two parts. I think that
24 maybe, like, at the end there was some additional
25 questions.

1 Q. Okay. Did a BSO officer ever arrive?

2 A. Yes.

3 After the phone was seized and Robert Trachman
4 and Ms. King left the room, they went outside. And at
5 that point a deputy, who is unknown to me, at least by
6 appearance, came into the room and stood, again, where
7 Peter Patanzo is sitting right by the door.

8 MR. BENJAMIN: And just for the record that is
9 right next to the door into this conference room
10 where some kind light switch is next to the door.

11 THE WITNESS: Correct.

12 MR. BENJAMIN: And he was standing next to the
13 door?

14 THE WITNESS: Correct.

15 BY MR. ADELSTEIN:

16 Q. But that was after the phone seized by
17 Detective Moretti?

18 A. Correct.

19 Q. And after Ms. King and Mr. Trachman had left
20 the room?

21 A. Correct.

22 Q. Did Detective Moretti have any conversation
23 with the BSO officer?

24 A. Detective Moretti, when the BSO officer
25 arrived, looked at the BSO deputy and said, "You need to

1 say you were here when I served that search warrant."

2 Q. Did that particular BSO officer respond?

3 A. I didn't hear him say anything. It was very
4 awkward at that very moment. I was, like, confused
5 about that it just happened, first of all.

6 And the deputy was just kind of, like, looking
7 like he didn't know what to do either. I don't recall
8 Deputy Gorel saying anything additional at that moment.
9 I can't swear that he didn't; but if he did, it was not
10 an agreement with Detective Moretti. It was not
11 affirmation that he was going to say he was in the room
12 during the search warrant. It was nothing. He may have
13 said, all right, thanks, have a good day, or something,
14 like, along those lines; but nothing of substance and
15 nothing directed towards Detective Moretti's request,
16 his solicitation to have him lie.

17 Q. But do you specifically remember Detective
18 Moretti saying to the BSO officer that if asked you were
19 here when I executed the warrant?

20 A. Correct.

21 Q. Okay.

22 A. 100 percent.

23 Q. Fair enough.

24 And in fact, you documented that; did you not?

25 A. I did document it, not that day. But what I

1 did do on that day is I reported it immediately to the
2 state attorney in charge of Public Corruption,
3 Christopher Killoran.

4 Q. Okay. And did he have any comments to you?

5 A. Very upset. I mean, we were both very upset.
6 And it was at that time that I told Mr. Killoran that I
7 would no longer work on this case, and I would no longer
8 work with Detective, and that I wanted to discuss it
9 with administration.

10 Q. Okay. And did you eventually document?

11 A. I did.

12 Q. Okay. Let me show you what appears to be --
13 and we'll mark this.

14 Is this the documentation that you prepared
15 about the incident?

16 A. Yes, that's the documentation that I had
17 prepared about the incident that I forwarded to, I
18 believe, Brittany Parker at Miramar.

19 Q. Okay. And who is Brittany Parker?

20 A. She's the IA sergeant at Miramar.

21 Q. And that was forwarded on or about July 25th,
22 2023, the date of this memo?

23 A. Yes, two days before my statement; correct.

24 Q. Okay.

25 A. Because we had discussed before my statement

1 any information that I had that she might want, and I
2 said I have some notes from that. And I just forwarded
3 them to her.

4 MR. ADELSTEIN: Okay. We'll mark this as
5 Defendant's Exhibit 1 for the depo.

6 (Defendant's No. 1, ASA Boutros Email
7 Document, was marked for identification.)

8 MR. BENJAMIN: When you said "we discussed it
9 with this IA sergeant," did you tell her verbally
10 on the phone that Moretti solicited a BSO deputy to
11 lie?

12 THE WITNESS: I did. And actually what
13 happened was at that time I didn't remember Deputy
14 Gorel's name. So I actually had to look back in my
15 notes to see if I had his name, and I did. I had
16 written down his name.

17 The only reason I had his name is because
18 immediately after this happened I called Sergeant
19 Hendrick, and I said can you please tell me the
20 name of the deputy who is supposed to take your
21 place.

22 MR. BENJAMIN: Is that when you talked to
23 administration?

24 THE WITNESS: That wasn't.

25 So the statement was the 27th. I want to say

1 that was a Wednesday, maybe.

2 MR. ADELSTEIN: The statement to --

3 THE WITNESS: The statement I took of Jaime
4 King.

5 MR. ADELSTEIN: Okay.

6 MR. BENJAMIN: Was that the --

7 THE WITNESS: The 12th was the statement.

8 MR. PATANZO: It's a Wednesday, October 12th.

9 THE WITNESS: It was a Wednesday.

10 So what happen was that after I spoke to
11 Chris, I asked him to meet with administration, and
12 he wanted to as well. We really didn't know what
13 to do at this particular moment.

14 So he sent a request asking for time to speak
15 with administration. And that meeting took place
16 on Zoom.

17 And may I refer to my notes?

18 MR. ADELSTEIN: Yes.

19 THE WITNESS: 10/18/2022.

20 MR. BENJAMIN: And that meeting that took
21 place on Zoom, when you say "administration," --

22 THE WITNESS: Gina, Harold --

23 MR. BENJAMIN: Gina Faulk and Harold --

24 THE WITNESS: -- Chris.

25 MR. BENJAMIN: And Chris.

1 THE WITNESS: Yes, Chris Killoran, Harold
2 Pryor, and Regina Faulk.

3 MR. BENJAMIN: And you were also on that Zoom?

4 THE WITNESS: Yes, I was on that Zoom.

5 MR. BENJAMIN: Anybody else on the Zoom?

6 THE WITNESS: No.

7 MR. BENJAMIN: So was it recorded, you think,
8 the Zoom?

9 THE WITNESS: I don't know that our Zooms are
10 recorded.

11 MR. BENJAMIN: But it was through the normal
12 Zoom that's set up with your office?

13 THE WITNESS: Exactly. So I got a notice from
14 the front office saying you have an invitation for
15 a Zoom, and then we met. And it was during that
16 meeting that we discussed what had happened.

17 BY MR. ADELSTEIN:

18 Q. Okay. And at that meeting you advised -- did
19 you advise Regina Faulk, a state attorney, and
20 Mr. Killian (phonetic), is it?

21 A. Killoran.

22 Q. Killoran -- that Detective Moretti asked an
23 officer to basically lie?

24 A. Yes. I relayed the story just as I have to
25 you today. I gave them all the details as it related to

1 it.

2 Q. Okay. Was Kristine Bradley notified?

3 A. She was notified after the meeting.

4 Q. On 10/18?

5 A. I can't tell you what day they spoke with her.
6 I just know that a day or two later Chris Killoran told
7 me that administration spoke to Kristine, and that she
8 relayed to them that Moretti said it but that he was
9 joking.

10 Q. Did anyone question her as to how she learned
11 of that statement?

12 A. Not during that meeting and not that I know
13 of. So I wasn't present for that. All I know is what
14 Chris told me, which was that she had spoken to
15 administration and administration had told him that
16 Kristine said it was joking, that Moretti was joking.

17 Q. Okay. Was there any discussion that that
18 incident should be disclosed to the defense counsel of
19 Mr. Demons?

20 A. I think at that point -- you mean during our
21 October 18th meeting?

22 Q. Yes.

23 A. I think at that point we all assumed it was
24 getting disclosed. I know me and Chris did. And I can
25 only assume that Gina and Harold did, but I can't tell

1 you what was in their mind.

2 I just know that if I report something to
3 another prosecutor, it's fair for everybody, including
4 administration, to assume that she's going to or he's
5 going to handle it in accordance with the rules. And we
6 don't -- our supervisors and our administration doesn't
7 check our pleadings. That would be a job undoable.
8 Like, we have hundreds of attorneys. You don't check
9 every pleading.

10 So I can't tell you for certain that they
11 assumed that, but I can tell you that that's what I
12 assumed and that's what Chris assumed because we
13 discussed it.

14 Q. And you came to the conclusion that that was
15 Brady material that should be disclosed, possible Brady
16 material that should be disclosed to the defense?

17 A. That is my belief of Brady.

18 Q. Fair enough.

19 A. And I'm not saying anybody else is wrong. If
20 they disagree with me, that's their perspective. And my
21 feeling is is that if it's something that could
22 potentially impeach a witness, that there's a
23 credibility issue, that it's disclosable and should be
24 disclosed immediately. That is how I would've
25 proceeded. I cannot say what was in the mind of

1 Kristine Bradley.

2 I didn't know that she hadn't disclosed it. I
3 don't know if there were other conversations that took
4 place at that time with Kristine about disclosure. I
5 just know that when I spoke with administration on the
6 18th, they were equally upset about what happened and
7 equally concerned about how to handle it from that point
8 forward.

9 And at that point I was out of the it until
10 recently. I just, you know -- that's above my pay
11 grade. So I just, you know -- I thought that I did my
12 duty. And I went on with my life and on with my
13 business assuming that the right thing was done.

14 Q. Okay. Did you learn later that that incident
15 was never disclosed to defense?

16 A. I did.

17 Q. And may I ask you when you learned of that?

18 A. Well, the first thing that happened -- I mean,
19 I want to -- I'm going to tell you it's in July, but
20 there's a buildup to that. So I didn't just randomly
21 learn that it wasn't disclosed.

22 Q. Okay. Were there emails going back and forth
23 to various individuals during this time about this
24 incident?

25 A. During that time, not that I know of because I

1 wasn't included in them.

2 Q. Okay.

3 A. I couldn't swear one way or the other if they
4 emailed back and forth about it.

5 The first email that I got was in the
6 beginning of July of 2023 when my assistant, Ursula
7 Knowles (phonetic), sent me a message that Brittany
8 Parker from IA wanted to take my statement.

9 Q. Okay. As a result of receiving that email,
10 did you have any discussions with administration or with
11 Kristine Bradley?

12 A. I did not reach out to Kristine Bradley. I've
13 never spoken to her again since the onset of this
14 incident.

15 Q. Okay.

16 A. Since the conversation that we had prior to my
17 taking Jaime King's statement, we haven't spoken.

18 Q. Okay.

19 A. I have no recollection of any conversations
20 with her.

21 But what I did do was I immediately called my
22 supervisor, and I asked him to please clear with
23 administration that I was permitted to give a statement
24 to IA. He spoke with Harold Pryor, and Harold
25 encouraged me to give the statement and to tell the

1 truth.

2 Q. Okay. And you in fact met with IA?

3 A. I did.

4 Q. Okay. And that was -- do you recall the date?

5 A. July 27th of 2023.

6 Q. Okay. And you gave that statement to a
7 Sergeant Parker and a Sergeant Brooks; is that correct?

8 A. Correct.

9 Q. Have you reviewed a transcript of your
10 statement to them?

11 A. I have.

12 Q. Do you need to make any corrections,
13 modifications, deletions?

14 A. I do not.

15 Q. Okay. In that statement you relay to those IA
16 officers, Internal Affairs officers, do you not, that you
17 heard Detective Moretti tell the BSO officer -- Gorel is
18 his name; G-O-R-R-E-L-L, I think is the spelling, at
19 least in the statement that's the spelling.

20 A. Yeah. I'm not positive.

21 Q. Neither am I, but I'll just go by the
22 statement.

23 A. Okay.

24 Q. That you heard Moretti tell him that he has
25 to, if asked, say he was present when he served the

1 warrant?

2 A. Correct.

3 Q. And you also reiterate what you did before
4 that you've never been a witness to anyone serving a
5 warrant prior to this?

6 A. I have not.

7 Q. And you discussed the scuffle across the table
8 with Internal Affairs?

9 A. Correct.

10 Q. And I think you also indicated that you
11 observed Moretti, Detective Moretti, bump Mr. Trachman?

12 A. Correct.

13 Q. In that statement you indicate that you
14 decided not to move forward with the tampering case?

15 A. I decided not to move forward with the
16 tampering case because I wasn't going to work with a
17 detective who is willing to do such a thing.

18 Q. Gotcha.

19 A. I wasn't making any conclusion about the
20 investigation or that there was -- you know, that it was
21 unfounded. I just hands off at that point.

22 MR. AARONSON: When you say "such a thing,"
23 are you talking about the physical or the lying or
24 both?

25 THE WITNESS: The lying.

1 I probably could've gotten over the service of
2 the search warrant with, you know, saying that
3 really was inappropriate. But the request to
4 detective or Deputy Gorel, to say he was here, was
5 problematic for me.

6 BY MR. ADELSTEIN:

7 Q. Because you knew it was a lie?

8 A. I knew it was a lie.

9 MR. AARONSON: And you knew it wasn't a joke?

10 THE WITNESS: Again, if there's a dead person
11 laying in the street and they say, haha, there's a
12 dead person laying in the street; but someone
13 thought it was a joke when I said that but there
14 was actually a dead person laying in street, that's
15 really not a joke. That's a terrible analogy, I
16 know but --

17 MR. AARONSON: I was wondering where --

18 THE WITNESS: I mean, it wasn't a joke because
19 it happened. My perception was that it wasn't a
20 joke. I mean, if someone else thought it was a
21 joke, then that's fine; but in my opinion, it was
22 not a joke.

23 MR. BENJAMIN: Using all of your commonsense
24 that you've learned your entire life and listening
25 to the statement uttered by Detective Moretti, was

1 there anything about the way he said it or how he
2 said it or any further comments that he attached to
3 it that would indicate to you that it was said in a
4 joking manner?

5 THE WITNESS: No.

6 MR. BENJAMIN: Did he say, haha, laugh when he
7 said it?

8 THE WITNESS: No.

9 MR. BENJAMIN: Did he say anything afterwards
10 to say or indicate to anybody that it was said in a
11 joking manner?

12 THE WITNESS: No.

13 MR. BENJAMIN: That's all I have.

14 BY MR. ADELSTEIN:

15 Q. Okay. After your statement to Internal
16 Affairs back in I think you said July of '23, did you
17 have any conversations with the top brass of the
18 administration, whatever you want to call it?

19 A. All right. I'm going to put my glasses on. I
20 have to refer to my notes, if that's okay?

21 Q. Absolutely.

22 A. Okay. So the next kind of incidents that
23 aren't related to IA or the IA investigation or what was
24 going on with IA, occurred on September 15th, 2023. So
25 now at this point I have this -- I've given the

1 statement, and I have some information that's kind of
2 causing me pause about whether the defense is on notice.
3 So I turn on the hearing on 9/15, and I watch the
4 hearing.

5 And it was at that hearing that I saw or I
6 heard Kristine Bradley state that IA had closed the
7 investigation as unfounded. There was a discussion
8 before that, though, because I believe a first Brady
9 Notice went out, and I think it was before that. And
10 the first Brady Notice just said -- the first Brady
11 Notice just said: "There's an IA investigation related
12 to a complaint that Jaime King made against Detective
13 Moretti."

14 Does that ring a bell?

15 Q. Yes.

16 A. I don't remember what date that was.

17 Q. But you had know contact with Kristine
18 Bradley?

19 A. No, I did not. I just know that -- I know
20 that after my IA statement, there was a discussion about
21 giving notice. Like, at that point I knew that notice
22 wasn't given. And there was discussions --

23 Q. Between whom?

24 A. Between administration and Mr. Killoran about
25 the notice. And they concluded that they were going to

1 draft a Brady Notice that was just -- that just said --
2 you have it. Do you have it?

3 There's a first Brady Notice. The notice that
4 prompted you to file a motion asking for my name.

5 MR. AARONSON: Can you just clarify who was
6 party to this?

7 MR. BENJAMIN: What?

8 MR. AARONSON: Right now what you're talking
9 about.

10 MS. BUCKELEW: The question was -- and I think
11 you said it -- who was involved in the discussion
12 about that first Brady Notice that you're aware of
13 and if you were involved in it?

14 THE WITNESS: I initiated the conversation.

15 BY MR. ADELSTEIN:

16 Q. With whom?

17 A. With Mr. Killoran.

18 Q. Okay.

19 A. At that point it was Mr. Killoran and
20 administration that had discussed what was going to be
21 sent.

22 Q. Were you aware of whether or not Kristine
23 Bradley was contacted on how to respond or what to
24 respond to?

25 A. I'm not aware. But I want to say she signed a

1 notice, but I don't know for sure. I can't remember. I
2 have to see the notice.

3 MR. AARONSON: The first notice?

4 MR. BENJAMIN: Yeah.

5 MR. AARONSON: I may have it.

6 THE WITNESS: Okay. It's important because it
7 puts the date.

8 MR. ADELSTEIN: The first Brady motion was
9 filed by Kristine Bradley back on February 2nd,
10 2023, just indicating that three individuals were
11 under criminal investigation, Jaime King, Aadria
12 Scott, and Jameson Francois.

13 THE WITNESS: You're missing one.

14 MR. ADELSTEIN: Okay.

15 THE WITNESS: There's a one-sentence Brady
16 Notice.

17 MR. AARONSON: One sentence.

18 THE WITNESS: Yes.

19 MS. BUCKELEW: But I think the question was:
20 You were not aware or involved in any conversations
21 with Kristine Bradley regarding the Brady Notice?
22 That was the question.

23 THE WITNESS: Not with Kristine Bradley, but I
24 initiated the conversation that caused that Brady
25 Notice to get filed.

1 MR. BENJAMIN: Let me just clarify, if I may.
2 Before you watched the September 15th hearing --
3 and we're talking about a status conference on
4 Jamell Demons' case where all his lawyers and
5 Ms. Bradley were present before the Court. And in
6 that particular hearing Ms. Bradley handed us or
7 threw to us a closeout memo, if you will, that the
8 IA investigation had concluded. And we complained
9 that, well, what about all the information, what
10 about the IA file; and she didn't give it to us.
11 That's all she gave us.

12 That's the hearing you're talking about;
13 correct?

14 THE WITNESS: Yes, but this was before.

15 MR. BENJAMIN: So before that hearing you
16 believe there was a one-sentence Brady Notice --

17 THE WITNESS: I know there was.

18 MR. BENJAMIN: -- about --

19 THE WITNESS: There was, and that's what
20 caused you to file a motion asking for my name.
21 Someone filed a motion asking for my name.

22 MR. BENJAMIN: And I don't have that
23 because --

24 MR. ADELSTEIN: Neither do I.

25 MR. BENJAMIN: The Brady Notice I remember was

1 on a Saturday.

2 THE WITNESS: This is long before that.

3 MR. AARONSON: This is way before that.

4 THE WITNESS: It is way before then. It was
5 after my IA statement and all the incidents that
6 happened with IA.

7 MR. BENJAMIN: Which was in July.

8 THE WITNESS: Which was in July.

9 At that point I brought up, what the hell,
10 like, there's no notice.

11 Did you find it?

12 MS. LIBERTY: This one right here. She filed
13 it that night after --

14 MR. ADELSTEIN: No. No. No.

15 I think this might be it on August 30th of --
16 is that what you're referring to?

17 THE WITNESS: That's it.

18 MR. BENJAMIN: Yes.

19 Why don't we --

20 MR. ADELSTEIN: We'll mark that as Exhibit 2.

21 (Defendant's No. 2, 08/30/23 Brady Notice, was
22 marked for identification.)

23 BY MR. ADELSTEIN:

24 Q. And that was in response to me filing a Motion
25 to Compel Brady?

1 A. No, because you didn't know there was an IA
2 investigation going on at that time until that notice
3 got filed. Then you filed the motion to compel the IA
4 investigation and my name.

5 MR. ADELSTEIN: Okay.

6 REDIRECT EXAMINATION

7 BY MR. BENJAMIN:

8 Q. So this date of August 30th, Ms. Bradley
9 clearly had been advised and was aware that Moretti
10 asked the deputy to lie?

11 A. Yes. Ms. Bradley knew that in October of '22,
12 and then she knew of the IA investigation as it began
13 the beginning of July of 2023.

14 Q. So the IA investigation was precipitated by
15 Mr. Trachman filing a paper with IA at Miramar about
16 what had occurred in the room about getting jostled or
17 mishandled?

18 A. And he called it an excessive force issue.

19 Q. Excessive?

20 A. Right.

21 Q. But nothing in there said -- well, was he
22 aware --

23 A. IA didn't know about that until I gave my
24 statement.

25 Q. Okay.

1 A. I didn't know what had happened because I had
2 reported it to Chris, who had reported to
3 administration, who reported it to Kristine. And when
4 IA spoke to me; they had no knowledge of that.

5 Q. And since everybody, meaning administration
6 and yourself and Ms. Bradley, were made aware of this
7 thing that occurred with Detective Moretti, no
8 investigation was opened up into the possible criminal
9 aspect of what Moretti did or ramifications legally of
10 what Moretti did?

11 A. There were a lot of discussions that I was not
12 party to, conversations between Chris and I where we
13 were brainstorming about how to do and what to do next
14 and what needed to happen. Those things were discussed.

15 And at that point I wasn't part of the
16 conversation other than now there's an IA investigation
17 going on, does the defense even know about it. I know
18 Kristine knows about the IA investigation. So I'm like,
19 you need to talk to administration, and this needs to be
20 noticed.

21 Q. And that phrase that you just said is what you
22 said to Killoran?

23 A. Yes.

24 Q. Okay. And you had already indicated you were
25 done with having anything to do with an investigation

1 because you're not going to work with or investigate or
2 have anything to do with Moretti anymore?

3 A. Correct.

4 Q. You notified your boss, Mr. Killoran; the
5 elected state attorney, Mr. Pryor; and Gina Faulk, his
6 second in command of the office, of what occurred?

7 A. Correct.

8 Q. And whatever did or didn't occur after that,
9 you were not part of; is that true?

10 A. Correct.

11 I mean, we did -- we've had conversations over
12 the last two weeks, but what happened between that --
13 other than my recommendation that this get disclosed --
14 and I passed that along. It's not my case. I'm not a
15 supervisor. They have, you know, their own team of
16 people that they, you know, get advice from. But in
17 order for me to feel like I done what I needed to do, I
18 tell Chris I need them to know this needs to be filed.

19 MR. ADELSTEIN: Okay.

20 THE WITNESS: And that's it. That's all that
21 I do.

22 They have numerous conversations. And a Brady
23 Notice, the one that you just entered into the
24 record --

25 MR. ADELSTEIN: Exhibit 2.

1 THE WITNESS: Exhibit 2 -- is what's filed.

2 MR. ADELSTEIN: Okay.

3 THE WITNESS: In response, you file a motion.

4 REDIRECT EXAMINATION CONTINUED

5 BY MR. ADELSTEIN:

6 Q. Let me stop you for a second.

7 A. Okay.

8 Q. Let me ask you if you saw this Motion to
9 Compel Brady Material that was filed on August 23rd
10 prior to Exhibit 2?

11 A. I didn't.

12 Q. Okay.

13 A. So actually maybe you knew about the IA
14 investigation.

15 Q. We learned of the investigation.

16 A. Gotcha.

17 Q. And as set forth in that Motion to Compel, we
18 said we know that there was an investigation.

19 A. Okay.

20 MR. ADELSTEIN: We'll make this Exhibit 3 for
21 the depo.

22 (Defendant's No. 3, Motion to Compel Brady
23 Material, was marked for identification.)

24 THE WITNESS: So my dates are wrong. You
25 filed your motion before that Brady.

1 MR. ADELSTEIN: We filed a motion. And the
2 one --

3 THE WITNESS: And, you know, it's very
4 possible that I saw that motion --

5 MR. ADELSTEIN: Fair enough.

6 THE WITNESS: -- and that, you know, that was
7 something that happened over the course of the
8 conversations. But the conversations had been
9 taken place for at least a week and maybe two
10 before that was filed.

11 MR. ADELSTEIN: Okay. So we filed actually a
12 Motion to Compel Brady indicating that we learned
13 that the lead detective, Moretti of our case, is
14 under investigation. And that an assistant state
15 attorney gave a statement concerning an incident,
16 and we were requesting information pursuant to
17 Brady.

18 And the response to that motion was this one
19 sentence response by Ms. Bradley saying: "A search
20 warrant for Jamie Demons-King's phone was executed
21 on 10/12/22 at which time the phone was seized. An
22 Internal Affairs complaint was lodged by Jaime
23 Demons-King with Miramar Police Department as it
24 relates to the execution of the search warrant."

25 MR. BENJAMIN: Marked as Exhibit 2.

1 THE WITNESS: Correct.

2 BY MR. ADELSTEIN:

3 Q. Okay. Now, as a result of receiving that
4 information, did you have any discussions with any --
5 your boss or other individuals in administration?

6 A. I discuss everything that ever happens with
7 Chris Killoran because he's my direct supervisor.

8 Q. Okay. And I assume he takes notes like you
9 take notes?

10 A. I don't know.

11 Q. Okay. We have to ask him.

12 A. I'm kind of weird. And my notes are very
13 sloppy and they're just me talking and texting. I just
14 like --

15 Q. Fair enough.

16 A. Again, when I started taking these notes, it
17 wasn't something that I ever thought that I was going to
18 use.

19 Q. Understood.

20 A. So on 9/15 there's a hearing, and she
21 announces that this IA complaint has been closed. I
22 discuss with Chris Killoran -- I'm like, I don't feel
23 like it's enough. I feel like that -- I feel like the
24 part about him lying isn't what's in everybody's mind.
25 And I said but I'm assuming that the defense is going to

1 do a public records request now that it's closed and get
2 the documents from Miramar. But I think another Brady
3 needs to go out that's very specific about what's going
4 on.

5 Discussions at that point began between my
6 administration, people in appeals, people in homicide,
7 as to what needed to be disclosed, if he needed to be on
8 the Brady list, if there was anything else that they
9 needed to do. There was discussions the entire time.

10 I did speak with Carol during that time, who
11 100 percent agreed that we needed to file Brady. There
12 was no question at that point.

13 And, you know, they're legal discussions, a
14 bunch of lawyers who everyone thinks they're right, I'm
15 right, they're right; you know, everybody wants to say
16 that they know the case law. And they discussed it at
17 length ultimately concluding that something needed to be
18 filed.

19 MR. BENJAMIN: Can I ask a question?

20 THE WITNESS: Sure.

21 REDIRECT EXAMINATION CONTINUED

22 BY MR. BENJAMIN:

23 Q. If there is some evidence presented or out
24 there that the State Attorney's Office gets that a sworn
25 police officer in Broward County asked another one to

1 lie in a case involving a first-degree murder with death
2 on the table, which division of the State Attorney's
3 Office would investigate that?

4 A. It would be the Public Corruptions Unit. But
5 if it was one of our own prosecutors, I would assume
6 that we would have an outside agency investigate that.

7 Q. And to your knowledge, up until today, has
8 there been any referral to an outside agency or any
9 investigation that has commenced about the boldfaced
10 request of Moretti to have the deputy lie?

11 A. You know, I think that -- I think at this
12 point that everyone is still in the information
13 gathering stage of it. For instance, you just handed me
14 a Brady Notice that was filed yesterday that I hadn't
15 seen, and I don't know if administration has seen.

16 So this is -- these are ongoing discussions
17 between them that I'm not privy to. And I'm a witness
18 on the case, so they rightfully aren't including me in
19 these conversations. As I know of today, this case or
20 this incident has not been referred to an outside agency
21 for investigation on either Moretti or on Kristine.

22 Q. And this occurred, just for the record, on
23 October 12th of 2022; correct?

24 A. Correct.

25 Q. And now this is -- we're in October of '23, a

1 year later; correct?

2 A. Correct.

3 Q. Or thereabouts?

4 A. Correct.

5 Q. Now, there was a first-degree murder trial
6 that took place ending in a hung jury that had commenced
7 and happened in between that happening in October of
8 2022 and as we sit here today; correct?

9 A. Correct.

10 Q. And to your knowledge, the fact of Moretti,
11 the lead detective in the murder case and the affiant on
12 countless warrants that were served for various reasons,
13 has never been disclosed, was never disclosed during
14 that criminal trial; correct?

15 A. Not that I'm aware of.

16 MR. ADELSTEIN: Okay.

17 MR. AARONSON: Can I followup on that?

18 DIRECT EXAMINATION

19 BY MR. AARONSON:

20 Q. Was there any discussion then, after the first
21 trial, by anybody, we should've -- they should've had
22 that material during the trial, we need to get it out to
23 them immediately, we have to right the wrong, anything
24 like that?

25 A. There was discussion between Mr. Killoran and

1 myself about it. What the conversation was between
2 Mr. Killoran and administration before November --
3 before September 15th, I don't know.

4 MR. ADELSTEIN: Of '23?

5 THE WITNESS: That's correct.

6 So I forcefully interjected myself on the
7 15th.

8 MR. ADELSTEIN: Okay.

9 THE WITNESS: Before then, I hadn't other than
10 saying there's an IA investigation open, like,
11 what's happening.

12 And I'm not trying to get in anybody's
13 business or anything, but I felt like this had to
14 do with something that happened in my presence.
15 But before the 15th, there wasn't further
16 discussions between me and administration.

17 BY MR. AARONSON:

18 Q. Again, you said appeals got involved. Is that
19 after the 15th?

20 A. No. Appeals was involved in drafting the
21 August Brady Notice that you just entered as Exhibit 2.

22 Q. So then appeals would have known at the time
23 that they were helping to draft that August Brady, that
24 in fact there was this lying incident out there that was
25 not disclosed during the first trial and still was not

1 being disclosed to the defense; is that a fair
2 statement?

3 A. I can't tell you what appeals knew and what
4 appeals didn't know. I know that appeals knew what
5 happened when that Brady Notice was filed because that
6 was the subject of them drafting and filing the Brady
7 Notice.

8 I know that it was discussed amongst
9 administration. I can tell you that there were
10 different opinions about it that I heard of; but didn't
11 hear firsthand that he should be on the Brady list,
12 should he not be on the Brady list, is this disclosable,
13 is this not disclosable. And the entire time I know
14 that Mr. Pryor and Mr. Killoran were of the thought that
15 it needed to be disclosed, that it had to happen.

16 And as far as Ms. Faulk is concerned, I'm sure
17 that that was her position as well. It's just that she
18 wasn't privy to some of the meetings that I had with
19 Chris and Harold.

20 Q. Who was Ms. Bradley's supervisor?

21 A. Steven Zaccor.

22 Q. Okay. Would he be the one that somebody
23 would've said to him make sure that she files the Brady?
24 I mean, if administration is saying that a Brady should
25 be filed or they assume it's being filed, how does that

1 get passed on to Ms. Bradley so that she can do that or
2 disregard these orders?

3 A. These things aren't passed along to us because
4 even Mr. Zaccor wouldn't know what Ms. Bradley was
5 filing on a regular basis as far as a pleading. I mean,
6 I can really say that, as far as I know in my 20 years
7 with this office, I've never had a supervisor or
8 administration look at any of my pleadings on any of my
9 cases. We're attorneys.

10 Q. Yeah, but this is a little different. This is
11 when it's gone up all the way to the top already because
12 of this Brady stuff. So that's why I'm asking if it was
13 -- anything was mentioned on the way down?

14 A. I know that he knew about it because
15 Mr. Killoran had conversation with him about it. I do
16 not know if he instructed her to or instructed her not
17 to or -- I don't know. I can't answer that.

18 MR. AARONSON: Fair enough.

19 MR. BENJAMIN: But he was aware in the
20 discussion himself about the propriety of the Brady
21 Notice and what should be filed?

22 THE WITNESS: I know he was aware of it in
23 July of 2023. I don't know if he was aware of it
24 in October of '22 or any time before then. I don't
25 know.

1 MS. BUCKELEW: When you say "he," who are you
2 referring to?

3 THE WITNESS: Steven Zaccor.

4 MR. BENJAMIN: Just to clarify. When you had
5 mentioned that you went on Zoom for the
6 September 15th hearing, why?

7 THE WITNESS: No. I watched it on TV.

8 MR. BENJAMIN: Oh, on TV.

9 THE WITNESS: I was curious to see what was
10 going on.

11 MR. BENJAMIN: Why?

12 THE WITNESS: Because we had all this
13 information that I was very suspect that hadn't
14 been disclosed.

15 MR. BENJAMIN: And you knew that this was a
16 status hearing --

17 THE WITNESS: Yes.

18 MR. BENJAMIN: -- on the Jamell Demons --

19 THE WITNESS: And I knew -- remember, I knew
20 that there was an IA investigation that -- and I
21 didn't know until that hearing that it was closed.
22 That's when I learned too that the IA investigation
23 was closed.

24 So I know this is going on in the background
25 because now there's -- my assumption is there's an

1 open IA investigation. So between then and that
2 hearing, I wasn't talking to anybody except for
3 Chris Killoran and if I spoke to administration at
4 all because you can't talk about an IA
5 investigation when it's ongoing.

6 So I was watching the hearing to see what was
7 going on. And that's when she filed the notice
8 that it had been closed, and that's when I started
9 making phone calls because I was like -- like, this
10 is -- I was very shocked that they closed it. I
11 was very shocked that it wasn't explored further,
12 so that's when I got back involved.

13 MR. BENJAMIN: And when you say the IA
14 investigation -- I think in the papers we've gotten
15 from the sergeant and IA at Miramar and what
16 Kristine Bradley said at the latest status
17 conference that they're trying to say that that IA
18 investigation was about the improper use of force,
19 and that nobody has ever filed an IA investigation
20 of Moretti's attempt to have the deputy lie. So
21 they're compartmentalizing it and saying, well,
22 nobody ever filed an IA on that.

23 THE WITNESS: And that's interesting. I
24 didn't know that.

25 But at the beginning of my statement with IA,

1 she asked me if I wanted to file a complaint or
2 remain a witness. Now, IA doesn't need someone to
3 file a complaint to do an investigation. I'm very
4 familiar with how it works.

5 IA, if they learn something, they can, on
6 their own, just like the Florida Bar, initiate an
7 investigation without, you know, a civilian or
8 somebody saying you better do this. I would have
9 no reason to think that once I told them what
10 happened, that that wasn't party to their closing
11 of that file.

12 And just so you know, I haven't seen the IA
13 report.

14 MR. ADELSTEIN: Okay.

15 MR. AARONSON: Just to clarify something. An
16 IA investigation and Brady material are apples and
17 oranges. And what I mean by that is that you may
18 not or the State may not be able to divulge that
19 there's an IA investigation.

20 But the fact that Detective Moretti lied,
21 that's something that is Brady that can just be
22 passed on, the fact that a statement was made and
23 Assistant State Attorney Boutros was there. And
24 she believed that he --

25 THE WITNESS: Oh, IA investigation or criminal

1 investigation. If it's directly related to a
2 defendant's constitutional rights, then it's
3 disclosable. You might need to go through a couple
4 hoops to get there; you might need to ask the judge
5 to look in-camera to see if he's important. I
6 mean, I'm just giving you --

7 MR. AARONSON: Sure.

8 THE WITNESS: I'm just giving you my thoughts
9 that --

10 MR. AARONSON: What I'm getting to is the fact
11 that an IA investigation does not preclude the
12 defense from getting the substance of what caused
13 the IA investigation?

14 THE WITNESS: The judge can order the defense
15 to have anything that they want, so no; but I'm not
16 a judge. And again, I don't make these decisions.
17 But in my experience, that's how it would go down.

18 MR. ADELSTEIN: Okay?

19 MR. AARONSON: Yeah.

20 FURTHER REDIRECT EXAMINATION

21 BY MR. ADELSTEIN:

22 Q. Did you become aware that on Friday,
23 September 22nd, at the Calendar Call, we had requested
24 your statement to IA, since the investigation was
25 closed, and that Ms. Bradley represented that she does

1 not have a copy of your statement nor does she have a
2 copy of the Internal Affairs investigation? Did you
3 become aware of that?

4 A. I became aware of that when Mr. Benjamin told
5 me in the evening or the late evening of the 22nd.

6 Q. Okay.

7 A. Because I couldn't hear that on the record.

8 Q. Okay. Were you advised by Mr. Benjamin, or
9 anyone, that I was the one who made that request to
10 Ms. Bradley; and that after court, I learned that -- it
11 was my information that she did in fact have a copy of
12 the Internal Affairs investigation and that please
13 advise me if she stands by that representation she made
14 earlier?

15 A. I know that you said that because I reviewed
16 the email that you sent to her asking her if she wanted
17 to change her story or -- those weren't the words you
18 used.

19 Q. Basically you're right; that's a summary.

20 A. Okay.

21 Q. Is that the email that I sent her?

22 A. That's correct.

23 And I was forwarded this email.

24 Q. Okay. And who forwarded you that email?

25 A. Mr. Killoran at my request.

1 Q. Okay. And are you aware that as a result of
2 that --

3 MR. ADELSTEIN: And we'll make this Number 4,
4 Exhibit 4.

5 (Defendant's No. 4, Adelstein Email, was
6 marked for identification.)

7 BY MR. ADELSTEIN:

8 Q. -- the following day Ms. Bradley did in fact
9 file another Notice of Brady?

10 A. I became aware of it on Sunday morning, which
11 would've been the 24th of September, 2023 when
12 Mr. Benjamin forwarded it to me.

13 Q. And is this a copy of the Brady Notice that
14 Ms. Bradley filed in response to my email message to her
15 if she wanted to standby her original story?

16 MR. AARONSON: I think that's the one after
17 that.

18 MR. BENJAMIN: No, that's the amended one.

19 THE WITNESS: No, this is the first one after
20 the one-sentence one.

21 MR. BENJAMIN: That's the Saturday night one
22 where we were -

23 THE WITNESS: This is the -- there was the
24 August one. Now this one is the first one that
25 Kristine Bradley --

1 MR. AARONSON: This is dated the 26th.

2 MS. BUCKELEW: Just for the record, your last
3 question you said, I think, 9/24.

4 THE WITNESS: So it's the 23 that this is
5 dated. I said that it was the 24th that
6 Mr. Benjamin forwarded me this Brady Notice.

7 BY MR. ADELSTEIN:

8 Q. Is that the notice he forwarded to you?

9 A. I reviewed it and --

10 MR. BENJAMIN: Who signed that one you're
11 looking at?

12 THE WITNESS: Kristine Bradley.

13 MR. BENJAMIN: Okay. This is -- what is that
14 called? What's the title?

15 MR. ADELSTEIN: "Notice Pursuant to Rule
16 3.220(b)(4)."

17 MR. BENJAMIN: And the date is --

18 MR. ADELSTEIN: September 23rd, 2023.

19 MR. AARONSON: Okay. We got one on the 26th.

20 MR. BENJAMIN: Do you have a copy of the next
21 one, the Killoran one?

22 MR. ADELSTEIN: Yeah. I'm getting there.

23 MR. BENJAMIN: Okay.

24 MR. ADELSTEIN: And we're going to make this
25 Exhibit 5.

1 (Defendant's No. 5, 09/23/23 Brady Notice, was
2 marked for identification.)

3 BY MR. ADELSTEIN:

4 Q. And did you review that notice that is marked
5 as Exhibit 5?

6 A. I not only reviewed it, but I responded to
7 Mr. Benjamin and CC'd Harold Pryor, Gina Faulk, and
8 Mr. Killoran with an explanation of the inconsistencies
9 between the statement that she made in October and the
10 statement that she made prior to this notice being sent
11 last week.

12 MR. AARONSON: Who is she?

13 THE WITNESS: Kristine Bradley.

14 BY MR. ADELSTEIN:

15 Q. And the statement she made to whom?

16 A. So we'll finish this question and then let's
17 go back.

18 So I responded to Mr. Benjamin saying she said
19 it in October, she said it again last week. I don't --
20 I don't -- that email is somewhere.

21 But basically I just, you know -- I was just
22 kind of -- I was trying to -- I was trying to clarify
23 things because at this point I'm so concerned about
24 things not being -- even if they're just, you know, not
25 intentional misrepresentations, I just feel like full

1 clarity is necessary at this point. So I put that in
2 writing; I responded. But the week before -- and if you
3 don't mind if I look at my notes?

4 MR. AARONSON: Please.

5 MR. ADELSTEIN: Please do.

6 THE WITNESS: On 9/18 -- okay. So on 9/15,
7 you get notice from Kristine that IA has been
8 closed and unfounded. I speak to Chris. Chris
9 went to administration, and the Brady discussions
10 begin again.

11 BY MR. ADELSTEIN:

12 Q. Now, you're looking at what to refresh your --

13 A. My notes.

14 Q. Oh, your notes?

15 A. Yeah.

16 On 9/18 Chris, Harold Pryor, and myself have a
17 Zoom meeting because now I've, again, brought it to
18 their attention. I feel like the defense is under the
19 impression that this was just related to the excessive
20 use of force. Has this been disclosed? Like, what is
21 going on?

22 So during that meeting, Mr. Killoran and
23 Mr. Pryor were there. Ms. Faulk was not there. And
24 Mr. Killoran was adamant and Mr. Pryor agreed adamantly
25 that a Brady Notice, with the specifics, needed to be

1 filed again. Okay?

2 Q. Yes.

3 A. I remind them: Remember, I heard last year
4 that she had told you that it was Moretti that was
5 joking, and they remember vaguely. But what they do is
6 they call her into the office.

7 Q. Are you present during this?

8 A. No, I'm not.

9 And Harold -- but it's confirmed, and I'll get
10 to that.

11 They call her into the office to discuss this
12 matter with her. And Mr. Pryor himself asked: "Who
13 told you that Moretti was joking?" And Kristine
14 responds: "Moretti did." Okay?

15 I'll tell you the date of that.

16 Q. Please do.

17 A. 9/20/2023.

18 Q. Okay. And do you know whether or not there
19 were any emails going back and forth from Kristine
20 Bradley, administration, your boss?

21 A. I wouldn't have access to emails that went
22 back and forth between them.

23 Q. Okay.

24 A. I know that it was at that time that a Brady
25 Notice was drafted.

1 Q. By whom?

2 A. By Chris Killoran reviewed with Mr. Pryor and
3 Ms. Faulk with the language that included that Moretti
4 said it but it was a joke. And I was emailed a copy of
5 that draft after the three of them had approved it to
6 make sure it was correct, which I did. Which was never
7 filed, so you don't have it.

8 Q. Well, let me show you what we'll mark as --

9 A. It was a draft.

10 Q. It was a draft. Okay.

11 A. It was a draft.

12 Q. Okay.

13 A. So I'm sent a draft. Then Mr. Killoran and
14 Ms. Faulk and Mr. Pryor tell Chris to bring it to Ana,
15 Kristine's secretary, Ana -- what's her name? You don't
16 know Ana's name?

17 MS. BUCKELEW: We have multiple Anas.

18 THE WITNESS: The only Ana secretary in
19 homicide, Alix.

20 MS. BUCKELEW: We have multiple Anas in
21 homicide, so I don't know. I wasn't present.

22 THE WITNESS: Ana Guerrera (phonetic).

23 MS. LIBERTY: G-A-L-E-S, Gales.

24 THE WITNESS: You don't know Ana's last name,
25 the homicide secretary?

1 MS. BUCKELEW: We have multiple homicide --

2 THE WITNESS: The supervisor.

3 MS. BUCKELEW: Guerra?

4 THE WITNESS: Yeah, Ana Guerra.

5 MS. BUCKELEW: We have multiple Anas.

6 THE WITNESS: I know.

7 MR. ADELSTEIN: Okay.

8 THE WITNESS: Chris is asked to give it to the
9 supervisor of all the secretaries in homicide, Ana
10 Guerra, and that Ana is to have Kristine sign it.
11 And upon signing it, Kristine is told to file it by
12 the end of day or the next morning, no later.

13 BY MR. ADELSTEIN:

14 Q. And that was what date, again?

15 A. Let me check in my notes.

16 The 20th.

17 Q. Okay. Are you aware of whether or not that
18 was filed?

19 A. The next thing that happened is that I get a
20 call from Chris because it doesn't get filed. And I'm
21 checking because I'm a checker.

22 And Chris goes and speaks to Ms. Faulk, who
23 tells Chris that Kristine sent her a text message that
24 afternoon. She went, picked it up. She told Ana, I'll
25 take care of this. She went, then sent Gina Faulk a

1 message that said: "I never said it was Moretti. I
2 can't sign that."

3 Q. As a result of that, what happened? Was it
4 ever filed by Kristine Bradley?

5 A. No. She was told to file it.

6 And then Friday night, the 22nd of September,
7 '23, Mr. Killoran and Ms. Faulk and Kristine worked on a
8 Brady draft. Kristine sent the last draft that you have
9 that she filed after Mr. Killoran, in an email to both
10 Mr. Pryor, Ms. Faulk, and Kristine, said that you can't
11 file that; that is inaccurate.

12 Q. Do you know whether or not that draft was
13 saved by anybody?

14 A. She filed it.

15 MR. BENJAMIN: No. The draft that wasn't
16 filed.

17 MR. ADELSTEIN: The draft that was not filed.

18 THE WITNESS: I have the draft that was not
19 filed.

20 BY MR. ADELSTEIN:

21 Q. Do you have that with you today?

22 A. I do.

23 Q. May we see that draft?

24 MS. BUCKELEW: I would say make a public
25 records request to see it.

1 MR. ADELSTEIN: Fair enough. We'll go to the
2 judge and ask -- will you preserve --

3 THE WITNESS: The draft is just exactly what
4 you have with the original language that Kristine
5 said Moretti said it was a joke.

6 MR. ADELSTEIN: Okay.

7 THE WITNESS: And that is reiterated in the
8 final draft other than yesterday's that you got
9 from Mr. Killoran. So even though it's not
10 identical to the draft that I can't give you, it is
11 essentially the Chris Killoran draft that you were
12 given this week. There's nothing additional in
13 there.

14 MR. AARONSON: Let me ask you -- because I
15 think we went over this, just breezed by it: You
16 said that Moretti -- that Kristine Bradley said it
17 wasn't Moretti she spoke to about the joke?

18 THE WITNESS: After they met with her on the
19 20th of September and she told them that it was --
20 in response to Mr. Pryor's question -- because
21 they're trying to be thorough, give everybody the
22 benefit of the doubt. They want to make sure
23 everything is accurate. He asked her: "Who told
24 you that it was Moretti that was joking"? She
25 responds and she says: "Moretti."

1 Later that day, after she's told she needs to
2 file it, she sends a text message to Gina Faulk
3 that says: "I'm not filing it. I didn't say that.
4 It was Gorel."

5 MR. BENJAMIN: Okay. Did anybody pick up the
6 phone or summon her into an office?

7 THE WITNESS: I don't know.

8 MR. BENJAMIN: Okay. To discuss that?

9 THE WITNESS: I don't know. I wouldn't be
10 privy to that information.

11 BY MR. ADELSTEIN:

12 Q. So in essence, your boss prepared a Brady
13 Notice?

14 A. My bosses, Mr. Killoran, Ms. Faulk, and
15 Mr. Pryor were very, very upset. They did not give
16 approval for it to go out, is my understanding. They
17 immediately prepared a corrective Brady Notice, and that
18 was filed by Mr. Killoran. And I don't know the date.

19 Q. Let me show you Exhibit 6.

20 That is signed by your boss. Is that what
21 we're talking about?

22 A. Yes, the 26th of September.

23 MR. ADELSTEIN: Okay. And that's Exhibit 6.

24 (Defendant's No. 6, 09/26/23 Amended Brady
25 Notice, was marked for Identification.)

1 MR. AARONSON: Were you party to any
2 conversations, if they occurred, where the
3 discussion is dealing with what happens if we do
4 give this information to the defense, is it that
5 detrimental to the State's case?

6 THE WITNESS: No.

7 MR. AARONSON: Nothing like that?

8 THE WITNESS: No.

9 BY MR. ADELSTEIN:

10 Q. Are you aware whether or not Killoran has any
11 direct conversations with Kristine Bradley?

12 A. I know he did on Monday.

13 Q. That would be --

14 A. I think they briefly spoke when we
15 relinquished our involvement in the case. I don't
16 believe they've spoken -- but you have to speak with
17 Chris -- until the 26th, the 26th in the late afternoon.

18 Q. And that's when --

19 A. That's when she realizes that that Brady
20 Notice was filed Mr. Killoran and administration.

21 MR. AARONSON: And that's why we get the
22 subsequent one that --

23 THE WITNESS: That I hadn't seen.

24 BY MR. ADELSTEIN:

25 Q. We'll show it to you.

1 Because we just received a Second Amended
2 Notice that was filed by Ms. Bradley, which was
3 yesterday.

4 Are you aware that she filed it?

5 A. I had heard that she was going to from
6 administration.

7 Q. Were you privy to any conversations concerning
8 this Amended?

9 A. I was.

10 Q. And what was discussed?

11 A. I was asked yesterday morning to join a Zoom
12 meeting with Mr. Pryor and Ms. Faulk. And they informed
13 me that she was going to be filing a second Brady
14 Notice, or an amended Brady Notice, that said something
15 like if she said it, she was wrong. And she was told
16 that if she did that, that it was her bar license on the
17 line.

18 Q. And despite that, are you aware she did in
19 fact file it?

20 A. I became aware that she filed it this morning
21 when you showed it to me.

22 MR. ADELSTEIN: Okay.

23 MR. AARONSON: Who told her that it was her
24 bar license on the line?

25 THE WITNESS: Mr. Pryor.

1 And Mr. Pryor told me that.

2 BY MR. ADELSTEIN:

3 Q. And that is the amended notice that Kristine
4 Bradley filed despite what Mr. Pryor had advised her?

5 A. Am I assuming that the first paragraph is
6 identical? Do I need to read the whole thing?

7 I'll read the whole thing.

8 MR. ADELSTEIN: Read the whole thing.

9 THE WITNESS: Okay.

10 (Witness is reading the document.)

11 BY MR. ADELSTEIN:

12 Q. And is this -- despite what Mr. Pryor --

13 A. Unless they had conversations afterwards where
14 she was granted permission, that was against the wishes
15 of administration.

16 MR. ADELSTEIN: And that we'll mark as
17 Exhibit 7.

18 (Defendant's No. 7, Second Amended Brady
19 Notice, was marked for identification.)

20 MR. AARONSON: Why is it against their wishes?

21 THE WITNESS: I can't tell you why it's
22 against their wishes. I mean, I can only guess,
23 and that would be an opinion.

24 MR. AARONSON: Well, do they think it's not
25 accurate?

1 THE WITNESS: The email that went out on the
2 night of the 22nd was do not file the Brady Notice
3 that you filed; it's inaccurate, which was that it
4 was Deputy Gorel who Detective Moretti asked --

5 MR. ADELSTEIN: To lie.

6 THE WITNESS: -- are you in the room standing
7 where Mr. Patanzo is sitting.

8 Do you understand?

9 MR. AARONSON: I'm a little confused as to the
10 last Brady that went out that wasn't supposed to go
11 out, and the thing that they were upset about was
12 exactly what. That's what I'm confused about.

13 THE WITNESS: I didn't ask them specifically
14 what they were upset about.

15 MR. AARONSON: What do you believe is the
16 inaccuracy in that?

17 THE WITNESS: It's not an inaccuracy.

18 MR. AARONSON: It doesn't say -- it's
19 confusing.

20 THE WITNESS: Yeah.

21 Listen, this is what I heard in 2022, right.
22 This is the version of what I heard she told
23 administration in '22. This is what I told IA in
24 July of '23. This is what she told administration
25 last week when asked directly by the state

1 attorney.

2 So my opinion is that this is inconsistent
3 with both the first Brady Notice that she filed,
4 both the Brady Notice that Mr. Killoran filed, and
5 the new notice that she filed. This thing about
6 asking Gorel if he was in the room and Gorel saying
7 I can be if you can't be is not true. That is a
8 lie.

9 If Moretti is lying to Kristine, I don't know.
10 I have no idea what her conversations are with him.
11 For all I know Detective Moretti is telling
12 Kristine one thing after another, after another,
13 after another.

14 But in this last Brady Notice, she's stating
15 that she mistakenly said that, and it's not my job
16 to decide whether that's the truth or a lie. I
17 think it speaks for itself.

18 MR. ADELSTEIN: Okay.

19 MR. BENJAMIN: Was Kristine Bradley task in
20 any way with discovering the truth or veracity of
21 Moretti when he told the lie in front of -- asked
22 the detective to lie in front of you?

23 THE WITNESS: I don't know.

24 MR. BENJAMIN: Okay. But she's a prosecutor
25 on a first-degree murder case where death is on the

1 line; correct? And Moretti is her lead detective
2 in that case; correct.

3 THE WITNESS: Correct.

4 MR. BENJAMIN: She's not assigned to Public
5 Corruption; is she?

6 THE WITNESS: No.

7 MR. BENJAMIN: Is she assigned in any way to
8 investigate a police officer who asked another
9 police officer to lie?

10 THE WITNESS: I mean, we all as prosecutors
11 have a duty to report and a duty to disclose and a
12 duty to at least get the information to the person
13 who can make sure that the right thing happens in
14 the end. Is she specifically required to, no.

15 But again, as a prosecutor, when you see
16 something happening in front of you, especially as
17 it relates to a criminal defendant -- and it makes
18 no difference to me if this is a first-degree
19 felony or a double, capital homicide, it's a lie
20 when a deputy asks or a detective asks another
21 detective to lie. Then you have to report it
22 regardless. I have to report it. My moral compass
23 says you report it.

24 Anything that the jury is going to go hmmm
25 about is something that I want the defense to know

1 because I know what happens when you don't report
2 it or if you inadvertently leave something out.
3 And there's never time that that's worth it.

4 BY MR. ADELSTEIN:

5 Q. Have you had any other discussions concerning
6 this information since?

7 A. With other people?

8 Q. Yes.

9 A. Yes.

10 Q. Who?

11 A. Well, I spoke to Alix last night for an hour.

12 Q. Okay.

13 A. I've discussed -- do you really need to know
14 who I've discussed this with? Is it really important?

15 Q. Not really.

16 A. I didn't think so.

17 Q. Okay. Has administration contacted you?

18 A. Administration has contacted me. I've been in
19 constant contact with them.

20 Q. Okay. Via phone or email or what have you?

21 A. Mostly on the phone. Mostly on the phone. I
22 mean, they usually don't respond to my emails.

23 Q. No one looks at my emails either.

24 A. I know. It's okay. I'm not sensitive.

25 Yeah. They've been very supportive and

1 encouraging me to tell the truth the entire time.

2 MR. BENJAMIN: Ms. Boutros, my understanding
3 is that Ms. Bradley accused you of lying about your
4 testimony in this case to others. Do you know
5 about that?

6 THE WITNESS: I do know about it. I learned
7 about that not yesterday, the day before.

8 Mr. Killoran told me that she stormed into his
9 closed office in front of Ms. Rosen -- sorry -- and
10 him and anybody and everybody in the hallway that
11 could hear, including Janine Rice, and anybody
12 else -- I didn't go asking anybody who they heard.
13 And she said that I was a liar; that I'm going to
14 get in trouble because I said that I didn't see
15 Moretti turning off the phone in my statement, I
16 didn't see King turning off her phone in my
17 statement to IA.

18 And Mr. Killoran told her that's not what I
19 told IA. I mean, I can't swear that -- I mean,
20 she's got her phone in her hand. She's messing
21 with it. He's saying, she's turning off her phone,
22 yeah, I think she's turning off her phone.

23 So it was, I guess, related to that. But very
24 loudly and --

25 MR. BENJAMIN: But your understanding it

1 wasn't in relation to you lying that Detective
2 Moretti tried to get the deputy to lie for --

3 THE WITNESS: No, just that I lied and that I
4 was going to get in trouble for that.

5 MR. BENJAMIN: Have you read the actual
6 closeout memo of the sergeant from IA over at
7 Miramar?

8 THE WITNESS: I have not.

9 MR. AARONSON: You don't want to.

10 MR. ADELSTEIN: You don't want to.

11 THE WITNESS: Oh, I don't?

12 MR. BENJAMIN: No. She accused you of telling
13 two different stories about the phone, and that
14 you're credibility was at issue. And I'm
15 paraphrasing.

16 THE WITNESS: Okay. Well, that's okay.
17 Again, I'm just here to speak my truth, and people
18 are going to be mad at me.

19 And Miramar is going to protect there's. And,
20 you know, the IA sergeant at Miramar, I learned,
21 had conversations with Kristine Bradley during the
22 IA investigation.

23 Kristine Bradley brought her over a video.
24 And this is hearsay. I don't know how she got the
25 video, but I did speak to her and I asked --

1 MR. BENJAMIN: The IA sergeant?

2 THE WITNESS: Yeah.

3 I spoke to her because at some point Steven
4 Zaccor had mentioned that it was Deputy Kogan
5 (phonetic) that was outside or that was here during
6 the time, that he was a jokester. This happened in
7 July.

8 And on the same day I learned that the video
9 was pulled by Kristine of the outside of the
10 hallway. And then I learned that she had called
11 IA. And then I learned from IA, speaking to them
12 directly, that they had watched the video and that
13 it wasn't Kogan (phonetic).

14 So I'm not intimidated by an IA sergeant
15 telling me that I have no credibility, and I'm not
16 concerned that Kristine Bradley is calling me a
17 liar. I really don't care. I just want to tell
18 the truth and be out of this and do the right
19 thing. And if anyone has a problem with it -- I
20 won't say.

21 MR. AARONSON: Along those lines, prior to
22 this incident of her storming into the Chris'
23 office, what was your relationship with Kristine
24 Bradley?

25 THE WITNESS: It was fine. I didn't have ever

1 any issues with Kristine.

2 And I never had cases with Moretti before. So
3 this is the first case I've never had with Moretti.
4 And I've never had a falling-out with Kristine.

5 And just because -- I had watched maybe, like,
6 45 minutes total of your trial. It's on in the
7 background because it's on the news all the time.
8 And when she got the hung jury, I sent her a text
9 message and said, "I'm really sorry you got a hung
10 jury. You did a great job." I know nothing about
11 what's going on, like, during this whole time. I
12 wasn't like -- there's never been an issue.

13 MR. BENJAMIN: Congeniality With colleagues is
14 what you're describing.

15 THE WITNESS: Yeah, of course.

16 And I know I don't get along with everybody,
17 and I probably will continue to make people
18 unhappy. But there is never any reason for me to
19 hurt her. And I'm not enjoying it, and I don't
20 enjoy hurting anybody.

21 I just want the right thing. I don't
22 understand why this had to happen. And I'm very
23 thankful that Harold has been -- and Chris -- so
24 supportive of me. And they can call me names all
25 day long. It won't be the first.

1 MR. ADELSTEIN: I want to applaud you for your
2 candor.

3 THE WITNESS: I don't need applause.

4 MR. ADELSTEIN: I know you don't.

5 Do you have any other questions?

6 MR. AARONSON: No.

7 MR. ADELSTEIN: Do you have any other
8 questions?

9 MR. BENJAMIN: I do not.

10 Fred, do you?

11 MR. HADDAD: No.

12 I never got any Brady notices. I have a
13 codefendant.

14 THE WITNESS: I'm sorry. It's not my case. I
15 don't provide --

16 MR. HADDAD: I'm not worried about it. As far
17 as I know -- my secretary has checked for me. She
18 hasn't gotten any.

19 MR. ADELSTEIN: It's only going to, I think,
20 our case number.

21 MR. HADDAD: Yeah, I know.

22 MR. BENJAMIN: I have just another couple.
23 Were you instructed by administration not to
24 discuss certain things if asked in this deposition?

25 THE WITNESS: Not in that way. There are

1 certain things that if you had asked me about,
2 would have been considered work product. We didn't
3 discuss the ongoing investigation against Ms. King.
4 They didn't talk to me about that at all. I just
5 remember seeing that. I don't want to divulge
6 anything on an ongoing investigation.

7 They didn't limit my conversations to anything
8 factual. If you were going to ask about office
9 policies and stuff, I would've asserted work
10 product, as I should have. Then it would've been
11 done.

12 MR. ADELSTEIN: All right. Since none of us
13 have any questions, we will conclude this.

14 This will be typed up.

15 MR. BENJAMIN: Do you all have any questions,
16 the State?

17 MR. ADELSTEIN: Oh, I'm sorry.

18 MS. BUCKELEW: It's okay.

19 MS. LIBERTY: Is there anything else you would
20 like to tell us that we haven't asked you?

21 THE WITNESS: This is your statement and your
22 deposition. And if you have a question, I will be
23 more than happy to answer it honestly.

24 MS. LIBERTY: Was her trial partner, Camille
25 Smith, aware of what she was doing?

1 THE WITNESS: No idea.

2 MS. LIBERTY: Okay.

3 MR. AARONSON: Choose to read or waive?

4 MS. BUCKELEW: No questions from the State.

5 THE WITNESS: Waive.

6 (The deposition was concluded at 11:50 a.m.)

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1 THE STATE OF FLORIDA,)
2 COUNTY OF BROWARD.)
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4

5 I, the undersigned authority, certify that
6 ASSISTANT STATE ATTORNEY MICHEL BOUTROS personally
7 appeared before me on the 29th day of September, 2023
8 and was duly sworn.
9

10 WITNESS my hand and official seal this 2nd day
11 of October, 2023.
12

13
14 *Radiah Windsor*
15

16 RADIAH WINDSOR, Court Reporter
17 Notary Public - State of Florida
18

19 Commission Certificate: GG 923087
20 Expiration Date: 02/13/2024
21
22
23
24
25

C E R T I F I C A T E

THE STATE OF FLORIDA,)
COUNTY OF BROWARD.)

I, RADIAH WINDSOR, Court Reporter and Notary Public in and for the State of Florida at large, do hereby certify that I was authorized to and did stenographically report the deposition of ASSISTANT STATE ATTORNEY MICHEL BOUTROS; that a review of the transcript was not requested; and that the foregoing pages, numbered from 1 to 80, inclusive, are a true and correct transcription of my stenographic notes of said deposition.

I further certify that said deposition was taken at the time and place hereinabove set forth and that the taking of said deposition was commenced and completed as hereinabove set out.

I further certify that I am not an attorney or counsel of any of the parties, nor am I a relative or employee of any attorney or counsel of party connected with the action, nor am I financially interested in the action.

The foregoing certification of this transcript does not apply to any reproduction of the same by any means unless under the direct control and/or direction of the certifying reporter.

DATED this 2nd day of September 2023.

Radiah Windsor

RADIAH WINDSOR, Court Reporter

Parker, Brittany

From: PCU - Michelle Boutros <MBoutros@sao17.state.fl.us>
Sent: Tuesday, July 25, 2023 1:39 PM
To: Parker, Brittany
Subject: [EXTERNAL]

[EXTERNAL EMAIL] Please be cautious

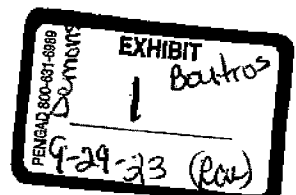
Ensure you trust this sender before clicking on any links or attachments

CAUTION: [EXTERNAL EMAIL] Ensure you trust this sender before clicking on any links or attachments.

Moretti

10/12/22

During statement of Jamie King Moretti executed a search warrant for King's phone without BSO present. Deputy Hendrix came in for a few minutes and then left. Moretti then served the search warrant upon King and her attorney Robert Trachman. A fight ensued between King and Moretti and King yelled as Moretti pulled the phone from her hand. It did not appear that king was attempting to turn the phone off. King and Trachman then left the conference room for approximately 10 minutes. During their absence Deputy Adam Gorel came in and Moretti told Gorel to act as if he had been there the entire time while executing search warrant.



IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA

v.

JAMELL M DEMONS

CASE NO:
JUDGE

19001872CF10A
JOHN MURPHY

Plaintiff

Defendant

NOTICE PURSUANT TO RULE 3.220(b)(4)

COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, pursuant to Rule 3.220(b)(4), Florida Rules of Criminal Procedure, submits the following information which is in the State's possession or control which may fall within the purview of Brady v. Maryland and/or Rule 3.220(b)(4):

A search warrant for Jamie Demons-King's phone was executed on 10/12/2022 at which time the phone was seized. An Internal Affairs complaint was lodged by Jamie Demons-King with Miramar Police Department as it relates to the execution of the search warrant.

I HEREBY CERTIFY that a true copy hereof has been furnished Electronically/U.S. Mail/Hand-Delivery/Fax this 30th day of August, 2023 to counsel for the defense:

HAROLD F. PRYOR
State Attorney

By:

KRISTINE BRADLEY, ESQUIRE

Assistant State Attorney

FL Bar 0084041

201 S.E. 6th Street

Unit HTU

Ft Lauderdale, FL 33301

(954) 831-8496

Email: courtdocs@sao17.state.fl.us



IN THE CIRCUIT COURT OF THE SEVENTEETH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

CRIMINAL DIVISION

STATE OF FLORIDA,

CASE NO. 19-1872 CF 10A

Plaintiff,

JUDGE: JOHN MURPHY

vs.

JAMELL DEMONS,

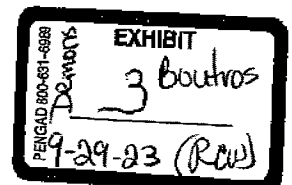
Defendant.

MOTION TO COMPEL BRADY MATERIAL

COMES NOW the Defendant, JAMELL DEMONS, by and through his undersigned counsel, and files this, his Motion to Compel Brady Material, pursuant to Florida Rules of Criminal Procedure 3.190 and 3.220 and as grounds therefore states the following:

1. That the Defendant, JAMELL DEMONS, is charged by Superseding Indictment with two (2) Counts of First Degree Murder;
2. That the State of Florida is seeking the ultimate penalty (death) if the Defendant is found guilty on the above-mentioned charges;
3. That the State, pursuant to Brady vs. Maryland, 313 U.S. 83, 83 S.Ct. 1194 (1963) and its progeny, must disclose to the Defense any information that may be favorable to the Defense;
4. That the Defense team has recently learned that the lead detective, Detective M. Moretti, is under investigation and that an Assistant State Attorney has given a statement concerning an incident involving excessive force used by him against a potential witness in this case.

WHEREFORE, the Defendant, JAMELL DEMONS, respectfully prays this Honorable Court enter an Order granting this Motion and order the State of Florida to provide this information and materials pertaining thereto, including the name of the Assistant State Attorney and the statement given by her within ten (10) days.



I HEREBY CERTIFY that a true and correct copy of the forgoing was filed electronically and same was delivered to all parties on this 23rd day of August, 2023.

Respectfully submitted,

LAW OFFICE OF STUART ADELSTEIN, P.A.
2929 S.W. Third Avenue, Suite 412
Miami, FL 33129
Telephone: 305-358-9222
Fax: 305-285-9110
adelsteinslaw@aol.com

BY: /s/ Stuart Adelstein
STUART ADELSTEIN, ESQ.
FLA BAR NO. 234540

State v Demons

From: Stuart Adelstein (adelsteinslaw@aol.com)

To: kbradley@sao17.state.fl.us

Cc: rlibertyesq@gmail.com; sexlaw@bellsouth.net; daaronson@benjaminaaronson.com;
miamidadeinvestigator@gmail.com

Date: Friday, September 22, 2023, 05:53 PM EDT

Good afternoon,

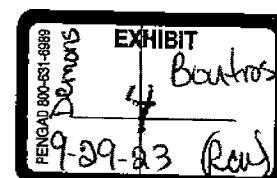
This morning before Court, I requested a copy of Assistant State Attorney Michelle Boutros' statement to Internal Affairs re Detective Mark Moretti since, as per your Brady Response, the investigation is closed. You

represented to me that you do not have it. After Court, I then received information that not only do you have a copy of that statement, but you have a copy of the complete Internal Affairs Investigation.

Please advise me if you still stand by your original representation before we file any additional motions related to this subject.

Thank you,

Stuart Adelstein



IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA	CASE NO:	19001872CF10A
	JUDGE	JOHN MURPHY
	:	
v.	Plaintiff	:
	:	
JAMELL M DEMONS	:	
	Defendant	:

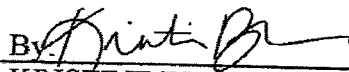
NOTICE PURSUANT TO RULE 3.220(b)(4)

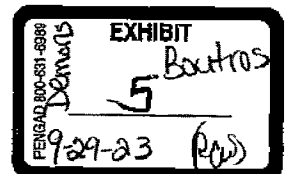
COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, pursuant to Rule 3.220(b)(4), Florida Rules of Criminal Procedure, submits the following information which is in the State's possession or control which may fall within the purview of Brady v. Maryland and/or Rule 3.220(b)(4):

On October 12, 2022, on the 7th floor of the West Wing of the Broward County Courthouse, Ms. Jamie Demons-King's statement was taken by Miramar Detective Mark Moretti and ASA Michelle Boutros. Also present was Mr. Robert Trachman, in his capacity as Ms. Demon-King's counsel, and BSO Sergeant Jason Hendrick. During the statement, Sergeant Hendrick left the room. Shortly thereafter, during the statement, while no BSO Deputy was present, Detective Moretti executed a search warrant on Ms. Demons-King's phone. Detective Moretti seized said phone. Ms. Demons-King and Mr. Trachman then left the room. Shortly thereafter, BSO Deputy Adam Gorel arrived at the conference room. According to ASA Boutros, it was at this time that Detective Mark Moretti stated to BSO Deputy Gorel, in front of ASA Boutros, that Deputy Gorel should say that Deputy Gorel was present when Detective Moretti executed the search warrant seizing Ms. Demons-King's phone. According to information from ASA Boutros, Deputy Gorel, nor any other BSO Deputy, was present in the conference room where Ms. King's statement was taking place when the search warrant was executed and the phone was seized by Detective Moretti. The Undersigned spoke with Detective Moretti in regards to this incident and Detective Moretti said he asked Deputy Gorel if Deputy Gorel was there when the phone was seized. Deputy Gorel responded something to the effect of, "I can be if you needed me to be."

I HEREBY CERTIFY that a true copy hereof has been furnished Electronically/U.S. Mail/Hand-Delivery/Fax this 23rd day of September, 2023 to counsel for the defense:

HAROLD F. PRYOR
State Attorney

By: 
KRISTINE BRADLEY, ESQUIRE
Assistant State Attorney
FL Bar 0084041
201 S.E. 6th Street
Unit HTU
Ft Lauderdale, FL 33301
(954) 831-8496
Email: courtdocs@sao17.state.fl.us



IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA
v.
JAMELL M DEMONS

CASE NO: 19001872CF10A
JUDGE JOHN MURPHY

Plaintiff :
:
:
:
Defendant :

AMENDED NOTICE PURSUANT TO RULE 3.220(b)(4)

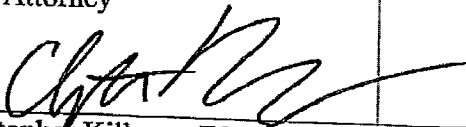
COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, pursuant to Rule 3.220(b)(4), Florida Rules of Criminal Procedure, submits the following information which is in the State's possession or control which may fall within the purview of Brady v. Maryland and/or Rule 3.220(b)(4):

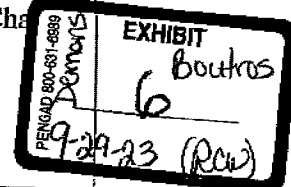
On October 12, 2022, on the 7th floor of the West Wing of the Broward County Courthouse, Ms. Jamie King's statement was taken by Miramar Detective Mark Moretti and ASA Michelle Boutros. Also present was Mr. Robert Trachman, in his capacity as Ms. King's counsel, and BSO Sergeant Jason Hendrick. During the statement, Sergeant Hendrick left the conference room. Shortly thereafter, during the statement, while no BSO Deputy was present, Detective Moretti seized Ms. King's phone pursuant to a search warrant. Ms. King and Mr. Trachman then left the room. Shortly thereafter, BSO Deputy Adam Gorel arrived at the conference room. According to ASA Boutros, it was at this time that Detective Mark Moretti stated to BSO Deputy Gorel, in front of ASA Boutros, that Deputy Gorel should say that Deputy Gorel was present when Detective Moretti seized Ms. King's phone. According to information from ASA Boutros, Deputy Gorel, nor any other BSO Deputy, was present in the conference room when Ms. King's phone was seized by Detective Moretti.

The lead ASA assigned to this matter relayed to SAO administrators that she spoke with Detective Moretti in regards to this incident and that Detective Moretti explained that his statement to Deputy Gorel was a "joke". The lead ASA subsequently filed a Brady notice with the Court on September 23, 2023, which stated that Detective Moretti told her that Detective Moretti asked Deputy Gorel if Deputy Gorel was there when the phone was seized and Deputy Gorel responded something to the effect of, "I can be if you needed me to be." Additionally, the lead ASA relayed to a SAO administrator that "the Deputy was the one trying to be funny."

I HEREBY CERTIFY that a true copy hereof has been furnished Electronically/U.S. Mail/Hand-Delivery/Fax this 21st day of September, 2023 to counsel for the defense:

HAROLD F. PRYOR
State Attorney

By: 
Christopher Killoran, ESQUIRE
Assistant State Attorney in Charge
Public Corruption Unit
FL Bar 27999



IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA	CASE NO:	19001872CF10A
	JUDGE	JOHN MURPHY
	:	
	:	
v.	:	
	:	
JAMELL M DEMONS	:	
	:	
	Defendant :	

SECOND AMENDED NOTICE PURSUANT TO RULE 3.220(b)(4)

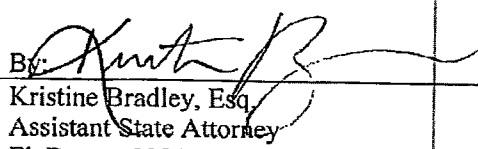
COMES NOW the State of Florida, by and through the undersigned Assistant State Attorney, pursuant to Rule 3.220(b)(4), Florida Rules of Criminal Procedure, submits the following information which is in the State's possession or control which may fall within the purview of *Brady v. Maryland* and/or Rule 3.220(b)(4):

On October 12, 2022, on the 7th floor of the West Wing of the Broward County Courthouse, Ms. Jamie King's statement was taken by Miramar Detective Mark Moretti and ASA Michelle Boutros. Also present was Mr. Robert Trachman, in his capacity as Ms. King's counsel, and BSO Sergeant Jason Hendrick. During the statement, Sergeant Hendrick left the conference room. Shortly thereafter, during the statement, while no BSO Deputy was present, Detective Moretti seized Ms. King's phone pursuant to a search warrant. Ms. King and Mr. Trachman then left the room. Shortly thereafter, BSO Deputy Adam Gorel arrived at the conference room. According to ASA Boutros, it was at this time that Detective Mark Moretti stated to BSO Deputy Gorel, in front of ASA Boutros, that Deputy Gorel should say that Deputy Gorel was present when Detective Moretti seized Ms. King's phone. According to information from ASA Boutros, Deputy Gorel, nor any other BSO Deputy, was present in the conference room when Ms. King's phone was seized by Detective Moretti.

The undersigned inaccurately relayed to SAO administrators that she spoke with Detective Moretti regarding this incident and that Detective Moretti explained that his statement to Deputy Gorel was a "joke," when she intended to relay that which is contained in the *Brady* notice filed on September 23, 2023. Additionally, the undersigned relayed to a SAO administrator that "the Deputy was the one trying to be funny."

I HEREBY CERTIFY that a true copy hereof has been furnished Electronically/U.S. Mail/Hand-Delivery/Fax this 28 day of September, 2023 to counsel for the defense:

HAROLD F. PRYOR
State Attorney

By: 
Kristine Bradley, Esq.
Assistant State Attorney
Fl. Bar 0084041
201 S.E. 6th Street
Ft Lauderdale, FL 33301
(954) 831-7858
Email: courtdocs@sao17.state.fl.us

