

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA IN AND FOR PASCO COUNTY

STATE OF FLORIDA,
Plaintiff,

vs.

CURTIS REEVES,
Defendant.

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: Case No.
: CRC14-00216 CFAES
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: -----/

Taken by: Glenn L. Martin, Jr., Esquire
Appeared on Behalf of State

Date: Thursday, October 15, 2015

Time: 11:15 a.m. to 1:13 p.m.

Place: State Attorney's Office
419 North Pierce Street
Second Floor
Tampa, FL

Reported by: KayLynn Boyer
Court Reporter
Notary Public
State of Florida at Large

Deposition of:
MATTHEW REEVES

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Pasco County, Florida

Pages 1 - 91

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(727) 391-8613 fax

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APPEARANCES:

Glenn Martin, Esquire
Assistant State Attorney
14250 49th Street North
Room 1000
Clearwater, FL 33762

Appeared on behalf of Plaintiff

Dino Michaels, Esquire
Escobar & Associates, P.A.
2917 West Kennedy Boulevard
Suite 100
Tampa, FL 33609

Appeared on behalf of Defendant

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P R O C E E D I N G S

THEREUPON,

Matthew Reeves

Was adduced as a witness herein, and, after first being duly sworn on oath, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. MARTIN:

Q. Officer Reeves, would you state your name for the record, please, sir.

A. Matthew Reeves.

Q. What I'd like to do before we get started, I assume that as an officer with the Tampa Police Department you've had your depo taken before?

A. Yes, sir.

Q. The only thing I'm going to ask then, and remind you, is that we both can't talk at the same time, so I'll be mindful and I will not cut you off, and if you would show me the same courtesy I would appreciate it.

A. Yes, sir.

Q. If you don't understand my question, please just say so. I do get tongued -- like I just did, tongue-tied, and I'll stop my own questions sometimes because I don't get it either. So don't feel bad, just

1 say I don't understand that one, and we'll try again,
2 fair enough?

3 A. Fair enough.

4 Q. If you don't do that I'm going to assume you
5 understood the question and your response is appropriate
6 to the question, okay?

7 A. Yes.

8 Q. Please be candid and truthful with me. That's
9 the only thing Mr. Escobar, Mr. Michaels, and myself ask
10 of any witness. We can always deal with the truth, we
11 just to have know what the truth is. Let the lawyers
12 worry about how we use the facts, what the facts show,
13 just give us the truth, okay?

14 A. Yes, sir.

15 Q. How long have you been with Tampa Police
16 Department?

17 A. Over 12 years.

18 Q. You're currently a Master Patrol Officer?

19 A. Yes.

20 Q. And what type of special training or life
21 experience did you have to complete in order to hold the
22 position of a Master Patrol Officer?

23 A. Excess of ten years with a good record.

24 Q. Is it an automatic promotion?

25 A. It's consider automatic as long as you are up

1 to their standards.

2 Q. All right. Do you hold any certifications
3 within the Tampa Police Department, any special
4 disciplines, schools that you've been to? I have a
5 certificate in A, B, C, tell me what you've got.

6 A. I previously was a firearms instructor,
7 currently a member of the Tampa Police Department bomb
8 squad and certified hazardous devices technician. Do
9 you want individual --

10 Q. All the certificates that you hold that you can
11 remember.

12 A. Interviews and interrogation, advanced
13 electronics, tactical pistol and shotgun.

14 Q. Is that a course that you completed so that you
15 can use that in your work, or so you can be an
16 instructor?

17 A. That was continuing education from being an
18 instructor.

19 Q. Okay. What else?

20 A. I guess another one would be considered CJCST,
21 just the basic instructor course prior to me becoming a
22 firearms instructor through the State of Florida.

23 Q. Okay. Anything else?

24 A. That's the main items. I can't think of any of
25 the others right at the moment.

1 Q. Does Tampa Police Department require you to
2 carry your firearm off duty?

3 A. We're allowed to.

4 Q. Some agencies actually require it, some don't,
5 that's what why I'm asking.

6 A. I'm not aware of a mandatory requirement.

7 Q. Are you allowed to carry your firearm off duty
8 in a concealed manner anywhere in the State of Florida
9 or just within the city of St. Petersburg?

10 MR. MICHAELS: Do you mean Tampa?

11 BY MR. MARTIN:

12 Q. Tampa, I'm sorry. I'm from Pinellas.

13 A. They would prefer that whatever we do carry off
14 duty that we actually do our certification course with
15 it.

16 Q. Okay. Well, my question is the jurisdictions
17 that you're allowed to carry it in?

18 A. We're allowed as long as we're certified. It
19 doesn't matter whether we carry or not, they ask that we
20 be certified with it. But yes, we can carry it
21 throughout the state.

22 Q. There's no requirement for you to have a
23 separate carrying a concealed weapons permit if you're
24 anywhere in the State of Florida to carry your firearm
25 off duty?

1 A. Not that I'm aware of.

2 Q. Are you currently a firearms instructor?

3 A. No.

4 Q. How long were you a firearms instructor?

5 A. Maybe three or four years.

6 Q. From when to when?

7 A. I stopped teaching in 2011.

8 Q. I'll do the math.

9 A. Okay.

10 Q. As a firearms instructor did you do the yearly
11 qualifications of an officer on the Tampa Police
12 Department or some other function?

13 A. Yes.

14 Q. Is that the standard FDLE law enforcement
15 certification, 40 rounds, six stages.

16 A. Yes, sir.

17 Q. Have you also taken that course? I mean, you
18 shot it over and over, right?

19 A. Yeah, I shoot it every year.

20 Q. All right. And that will be from three, seven,
21 and 15 yards?

22 A. Yes, sir.

23 Q. And on stage five there is a mandatory reload,
24 correct?

25 A. I believe so.

1 Q. Okay. And these are timed to stages, whether
2 it be two seconds, three seconds, or 45 seconds, right?
3 Each one is timed?

4 A. Without a copy of it in front of me I couldn't
5 give you exact times.

6 Q. But they are timed?

7 A. Yes, it is timed.

8 Q. Okay. I want to concentrate on the year 2013,
9 and the great majority of my questions leading up to the
10 shooting on January 13, 2014.

11 A. Okay.

12 Q. So as I go through these different areas and
13 topics with you, I will tell you when I'm changing the
14 topic just so we're on the same page, remind you of
15 where my concentration is, on 2013. If for some reason
16 the question demands some type of answer that is not
17 year specific, just overall general information, I will
18 let you know and we'll work through it.

19 As we go through these topics, if you would,
20 I'm looking for your personal observations. And if it's
21 not your personal observations, please tell me how you
22 learned it from what source, fair enough?

23 A. Yes, sir.

24 Q. Okay. As far as 2013, I know you still live in
25 Dade City?

1 A. Yes.

2 Q. 2013 lived in Dade City?

3 A. Oh, yes.

4 Q. In 2013, how frequently would you have contact
5 with Mr. Reeves and your mother where it would be face
6 to face?

7 A. Weekly, sometimes twice a week, sometimes every
8 other week, in that range.

9 Q. All right. And I'm going to have to ask you,
10 I've got a lot of ringing in my right ear, and you're
11 very soft spoken, there's an AC going, and apparently
12 the frequencies are just amplifying everything, so I can
13 barely hear you. Not because you're not talking in your
14 normal voice, but would you speak up a little bit for
15 me?

16 A. Yes. You want me to re-answer that?

17 Q. No, sir, I got that, but I just realized I'm
18 having a hard time hearing you, and I apologize.

19 A. I'll speak up.

20 Q. Just a little bit. Two or three times a week.
21 Would there be special reasons to get together, such as
22 barbecues, game night, family night, outings, sporting
23 events? How would this contact occur, for what purpose?

24 A. Family events, me doing maintenance around the
25 house and yard, if my dad needed assistance fixing

1 something. Sometimes just to get together, have dinner,
2 have lunch.

3 Q. Do you have a cell phone?

4 A. Yes.

5 Q. What kind?

6 A. Samsung.

7 Q. Smart phone?

8 A. Yes, sir.

9 Q. And your father, does he have a cell phone?

10 A. Yes.

11 Q. And again, remember we're talking about 2013.

12 What type of phone did your father have in 2013?

13 A. I could not tell you.

14 Q. Was it a BlackBerry with a qwerty thing, was it
15 a flip phone or a smart phone of some kind?

16 A. It would have been a smart phone of some kind.

17 Q. Was it touch pad as opposed to a qwerty
18 keyboard?

19 A. I don't know. I know it was just a standard
20 smart phone, I think.

21 Q. Okay. And in 2013, did you have occasion
22 during that year to receive text messages from your
23 father?

24 A. Yes.

25 Q. Have you ever seen him use the phone as far as

1 **sending a text message?**

2 A. I guess, yeah. I mean, he didn't -- like if
3 we're doing something he wouldn't be using his phone.
4 He's not the younger generation who prefers to be on
5 them all the time. I can't think of anything exact. As
6 for text, very little texting, more actual calling.

7 Q. **Okay. When the texting occurs is it with the**
8 **use of a finger and touching the pad, or you know how**
9 **the kids use the phone, whatever this is, the thumb**
10 **thing?**

11 A. I do not know.

12 Q. **Let's go to January 13th, 2014, all right, sir?**

13 A. Yes.

14 Q. **How did it come about that you were going to**
15 **meet your parents at the Cobb theater that day?**

16 A. He either called or texted me and asked.

17 Q. **One of those rare time that he texted?**

18 A. Occasionally he does. I know there was some
19 texts that day, but I don't recall if he had called me
20 initially or not and I didn't answer because I was
21 outside working in my yard.

22 Q. **And do you know when those plans took place? I**
23 **know it was in the morning, but do you know about when**
24 **in the morning hours?**

25 A. Mid-morning is all I can say. I was outside, I

1 remember specifically I was washing my truck.

2 Q. Was this a spur of the moment thing or
3 something that had been planned on prior to January
4 13th?

5 A. Spur of the moment.

6 Q. Did you respond to his text about meeting up at
7 Cobb theater or did you call him?

8 A. I'm not sure initially whether I talked to him
9 on the phone or I texted back, I don't recall that. I
10 don't know which one it was.

11 Q. Going to the movies with Mr. Reeves and your
12 mother, is that something that occurs frequently,
13 sometimes, not very often, this was the first time?

14 A. I'd just say every once in a while.

15 Q. Is the Cobb theater at the Grove the theater of
16 choice or are there other places that you would go?

17 A. Yeah, at Cobb.

18 Q. At the Grove?

19 A. Yes.

20 Q. And you've been with Mr. Reeves and your mother
21 on previous occasions at movies at the Cobb theater at
22 the Grove?

23 A. Yes.

24 Q. Does your father have a specific place that he
25 likes to sit or is he open to suggestions and he'll sit

1 **wherever the group likes to sit?**

2 A. We sit wherever, open to suggestions. There's
3 never a set point.

4 Q. **Has he ever sat in -- I'm going to refer back**
5 **to January 13th, okay. And we'll get to your**
6 **involvement and your observations there, but you know**
7 **that your dad was, Mr. Reeves was in the very last row**
8 **right in front of the bistro seating on January 13th,**
9 **correct?**

10 A. Yes.

11 Q. **Is that where he normally likes to sit?**

12 A. Like I said, I don't think there's ever a set
13 place.

14 Q. **Has he sat any other place other than there?**

15 A. Yes.

16 Q. **I'm not saying that exact same seat.**

17 A. At any theater we've sat in numerous places.
18 There's never a set --

19 Q. **I'm talking about at the Cobb theater.**

20 A. I don't recall ever sitting against the wall.
21 Just not something, I mean, like I said, it's not a
22 normal position that we go to. What I mean is, that's
23 not -- I can't say that we've ever sat there, but I'm
24 not saying that we always sit there.

25 Q. **Okay. On January 13th were you on time or**

1 **late?**

2 A. Late.

3 Q. **Okay. And did you in some way let your father,**
4 **Mr. Reeves, know that you were going to be late?**

5 A. Yeah.

6 Q. **How did you do that?**

7 A. That's when texting took place.

8 Q. **Texts back and forth?**

9 A. He texted me that they were, I think they had
10 arrived, and then I texted back that I was running late.
11 And then I, at that point I was en route. I didn't see
12 any other texts until after the incident at that point.

13 Q. **Approximately what time did you arrive at the**
14 **theater?**

15 A. My movie ticket, I believe, said, I think the
16 movie was 1:20?

17 Q. **Close enough.**

18 A. 1:28 is when I believe I arrived, and my ticket
19 stub was at 1:28.

20 Q. **You went up front and bought the ticket?**

21 A. Yes.

22 Q. **And up front where you buy the tickets there's**
23 **a signage in white letters that says no weapons, no**
24 **firearms, something to that effect?**

25 A. I don't know.

1 Q. There's doors on each side of the ticket area,
2 are you familiar with those doors where you go in?

3 A. Yeah.

4 Q. Okay. And there's a placard on there, the sign
5 with the circle with the red line through it?

6 A. Not something I pay attention to.

7 Q. I'm just asking, did you know it was there?

8 A. No.

9 Q. What does that mean?

10 A. Under general restrictions it would mean like
11 people aren't supposed to carry a firearm inside.

12 Q. Based on your training and experience if a
13 person has a carrying a concealed weapon permit are they
14 supposed to go back and put their gun in the car or can
15 they take their gun inside the theater if there's a
16 placard there?

17 A. My feeling on that is that they should, if
18 you're on a standard concealed weapons permit you should
19 place your gun back in your vehicle.

20 Q. Okay. And if you have a permit because you're
21 a retired police officer along with that carrying a
22 concealed weapons permit does that change your opinion
23 at all?

24 A. Yes, it does.

25 Q. Why?

1 A. I carry into theaters on occasion when I go,
2 not all the time. With all of the shootings that have
3 occurred in this country inside theaters I feel that's
4 one of the places that I should carry if possibly
5 something was to go wrong.

6 Q. **All right. So it's a follow-up on your**
7 **response, and I'm just trying to learn how you feel**
8 **about things. Based on what you said, a general**
9 **observation could be that you believe that a non-police**
10 **officer with carrying a concealed weapon permit does not**
11 **stand in the same stead as a police officer when it**
12 **comes to self defense, and a police officer would have**
13 **more of a right to use self defense in a theater because**
14 **you believe a person carrying a concealed weapon permit**
15 **should put his gun back in the car, does that make**
16 **sense?**

17 A. No, sir, I'm more in the lines that a law
18 enforcement officer has more training or more
19 responsibility for having a firearm.

20 Q. **All right. Did you buy your ticket outside?**

21 A. Yes, sir.

22 Q. **It was day that day, daylight?**

23 A. Yes.

24 Q. **Kind of clear skies, sunny?**

25 A. I believe so.

1 Q. Were you wearing sunglasses?

2 A. Not if I was going into the theater.

3 Q. Wore sunglasses to drive there?

4 A. Probably.

5 Q. Left your sunglasses in the car and went up and
6 got your ticket?

7 A. Yes.

8 Q. After you bought your ticket you went into the
9 lobby area, did you buy any drinks, any snacks, or
10 anything before making your way to theater number ten?

11 A. Don't believe so.

12 Q. Now, when you first got to the door to theater
13 number ten, after you walked through the lobby and you
14 opened up that door, did you walk down the hallway for a
15 little while before you could actually make a turn and
16 look for your folks?

17 A. Yes.

18 Q. And as you walked down that hallway there's
19 because of the theater style seating it's on an incline,
20 the seats were rising up, and when you were walking
21 along the hallway you turned to go up the stairs?

22 A. Yes. I believe there's like a wall, you can't
23 see the seating until you get to the end.

24 Q. All right. Now, how long do you believe it
25 took you once you bought your ticket to walk through the

1 lobby and to theater ten? One, two, three, five, a
2 minute.

3 A. Minute.

4 Q. A minute?

5 A. Yeah, maybe.

6 Q. And when you got into the theater and first
7 opened that door, describe the lighting for me.

8 A. Very dark.

9 Q. As you're walking down that hallway and during
10 the whole time before they turned on the house lights,
11 did you have a chance for your eyes to adjust to the
12 darkness coming into the bright sunlight out front?

13 A. Just through one trailer that was playing that
14 I watched. So one trailer that was playing, I didn't
15 want to interrupt, everybody seemed to be watching that.
16 I believe it was the trailer for RoboCop, the remake.
17 So I watched that, so you're looking at a bright screen,
18 but all the interior lighting like on the roof had
19 already been shut down.

20 Q. Had they shut down as dark as what they
21 normally do for a movie or what they normally have for
22 previews so people can walk around a little bit?

23 A. No, it was shut all the way down.

24 Q. And had your eyes adjusted to the light at that
25 time?

1 A. Your eyes really can't adjust because you're
2 looking at a screen. So you're looking at a bright
3 screen, and then when the lights go out, or the screen
4 goes black there's no time for your eyes to adjust.

5 Q. **Okay. When you get -- where did you stand when**
6 **you were watching the previews for RoboCop?**

7 A. When you walk in the wall's on my left side, I
8 went just around the end of it and stepped up, I believe
9 one step up.

10 Q. **And you know there's the bistro up top?**

11 A. Yes.

12 Q. **And then the screen. Were you looking towards**
13 **the screen or towards the bistro when you got on that**
14 **step?**

15 A. When I first stepped up I looked into the
16 people, not the bistro but the people in the section, in
17 the section in the center.

18 Q. **That's right below the bistro?**

19 A. Yes.

20 Q. **Okay.**

21 A. That section. The step up that I took would
22 have been probably that section below the bistro, the
23 very first row, basically the first step up. I just
24 scanned over everybody looking for my parents. And like
25 I said, everybody seemed to be watching that preview,

1 and I was actually interested in that preview so I just
2 stayed out of the way on that side and watched the
3 preview.

4 Q. And while watching that preview were you able
5 to locate Mr. Reeves and your mother?

6 A. No. Because like I said, I turned to face -- I
7 couldn't see them on my initial look through, and then
8 when that preview was playing, like I said, I was
9 interested in it so I actually faced the screen.

10 Q. And how was it that you were able to identify
11 the location of your father?

12 A. After the preview ended I heard his voice.

13 Q. What did you -- I assume because of your life
14 experience, you're his son, you would know his voice
15 from anyone else's?

16 A. Yes.

17 Q. And what was said? What did you hear?

18 A. After the preview ended and the screen went
19 dark, the theater went pitch black, like I said it was,
20 boom, no lighting, it was very dark. I started looking
21 back, looking for them again, and I heard my dad state
22 something to the effect of, get off of me, or get out of
23 my face. It sounded alarming, it was loud. That's what
24 drew my attention to the back area.

25 Q. And when your attention was drawn to that area

1 **what did you see, or do? First of all, that's a bad**
2 **question.**

3 **When you first heard the voice and your**
4 **attention was drawn to that area, what did you see?**

5 A. Like I explained, the screen, when the
6 projection stopped for that trailer it was extremely
7 dark. You couldn't see, make out faces only within a
8 short distance from you. So you're seeing just shadows.
9 I focused up toward the top section, and I may have
10 taken a step or two up, basically trying to pinpoint
11 where he was at, but it was too dark to see.

12 Q. **Okay. I'm going to ask then, what did you see?**

13 A. That's when I saw, I heard and saw the shot.
14 At that point is when I was able to pinpoint where, at
15 least where Mr. Oulson was.

16 Q. **Okay. And where was Mr. Oulson? You know that**
17 **as the individual who was shot?**

18 A. Yes. He was facing up towards the center
19 bistro section. And like what I said, there was a pause
20 between when I heard my dad say something I was able to
21 turn and look up, and like I said, I took two steps up,
22 pitch black, when I heard the shot you had the flash, it
23 was enough to see someone standing up in the back area.
24 I couldn't see my father at that point.

25 Q. **Okay. And this person standing up, same**

1 **question, what did you see?**

2 A. As I saw them standing, after I heard that I
3 saw them take an extremely, what I thought was an
4 exaggerated step, I thought they stepped an entire row
5 down, like they turned around and stepped down a row,
6 because I've done that in the theater before.

7 Q. **Who turned around?**

8 A. Mr. Oulson.

9 Q. **Okay. So when you saw him, which way was he**
10 **facing?**

11 A. Initially he was facing up, he turned around,
12 took an exaggerated, what I thought, like I said, an
13 exaggerated step downward, he had turned around and
14 stepped down and was facing towards the screen steps
15 down.

16 Q. **Okay. Why did you believe that he stepped**
17 **down?**

18 A. I've been to the theater before, and if you
19 have an extremely packed row I've been able to just step
20 over the row to the row in front and then walk out so
21 you don't disturb people. And that's what I saw, when
22 he turned around that he took an extremely large step
23 down. And only at that point, given the ambient light
24 coming back up due to some kind of other preview coming
25 on on the screen, I could see that my dad had been right

1 where he had been facing up. When he stepped back, when
2 he turned around and stepped down, that's when I could
3 see my father.

4 Q. **So you saw Mr. Oulson turn around and step**
5 **down?**

6 A. Like I said, it looked -- it was an exaggerated
7 step. It was a large step down.

8 Q. **And you believe that he was stepping over the**
9 **back of the seat?**

10 A. That's the only thing, the type of step down it
11 was distinguishing enough that I thought maybe he was
12 stepping over seats. But like I said, I don't know that
13 he was. It was an exaggerated step down. He was
14 stepping down from somewhere.

15 Q. **And this over-exaggerated stepping down, was**
16 **this before or after you heard the gunshot?**

17 A. That was after.

18 Q. **So after the gunshot you see Mr. Oulson take an**
19 **exaggerated step down and then do what?**

20 A. He turned -- at that point I was moving up the
21 row -- up the stairs on the outside, he turned towards
22 the row, started walking out towards the row. I
23 observed him, like I said enough ambient light had come
24 back up in the theater due to whatever was playing, no
25 lights had been turned on yet, but something was playing

1 on the screen. I immediately, just in assessing the
2 situation went to him, grabbed him by -- checked his
3 hands, grabbed him by his wrists, told another gentleman
4 in the row to help me lay him down.

5 MR. MARTIN: I'm going to mark this as
6 number one, KayLynn. I have this marked down
7 here.

8 (Whereupon the document was so marked.)

9 BY MR. MARTIN:

10 Q. I'm going to show you a diagram of the theater
11 seating. And just to get you a reference point, the
12 bistros are up here. This is actually a wall. This is
13 that walkway that you were talking about where there's a
14 wall you can't see around.

15 A. Oh, you mean, this is the front.

16 Q. This is the screen, seating, you would come in,
17 walk under the bistro, go down the hallway that you were
18 talking about.

19 A. Okay.

20 Q. This is a wall, so you can see the seating,
21 like you said. Then you come to the end. Now, what I
22 would like for you to do is show me where you were on
23 this diagram when --

24 A. You said this is the back wall?

25 Q. This would be the very -- I will tell you that

1 **your dad was sitting about right there.**

2 A. Okay.

3 Q. **And that is the back wall.**

4 A. I was standing right in this area when I
5 watched the preview.

6 Q. **Okay. Circle that and put a number one.**

7 A. (Complying)

8 Q. **Okay. That's where you were standing watching
9 the preview?**

10 A. Yes.

11 Q. **And where were you when you heard your dad's
12 voice?**

13 A. I was still there, but I turned around because
14 the preview had gone out and the room went dark.

15 Q. **Still at --**

16 A. Still the same position, I had turned around
17 facing up at number one. When I heard his voice I took
18 maybe two steps up and was focused back into that back
19 area, because that's where his voice came from.

20 Q. **Just circle that area.**

21 A. (Complying) Put a two?

22 Q. **Put a two where you took a step up and circle
23 three where you were focussed, the general area where
24 you were focused on after you heard his voice.**

25 A. Want me just put a big circle?

1 Q. Yeah, just a big circle, yeah, whatever. I
2 know it's general.

3 A. Yeah, because it's just the general area. I'll
4 just say three.

5 Q. All right. Now, there came a point in time
6 where you had contact with Mr. Oulson?

7 A. Yes.

8 Q. Do you know where that was in relation to the,
9 if we put A for the back row, B for the next to the back
10 row, and C and D on down the rows, where did you come in
11 contact with Mr. Oulson?

12 A. Like I said, the exaggerated step that I
13 thought I saw him take, I thought we were in row C.

14 Q. Okay.

15 A. Where I came into contact with him and helped
16 him to the floor.

17 Q. Okay. Circle and number four.

18 A. I think it was right about here. Four.

19 (Complying)

20 Q. And when you came in contact with Mr. Oulson,
21 first of all, did he, he being Mr. Oulson, say anything?

22 A. No.

23 Q. While -- when you made contact with Mr. Oulson
24 was he standing, falling, all the way on the ground?

25 A. He was standing.

1 Q. All right. And did you come in contact,
2 physical contact, touch him before he was on the ground?

3 A. Yes.

4 Q. Explain that. Explain to me what happened.

5 A. As I was walking up I could see he was losing
6 his balance, looked like he was going to fall. At that
7 point I grabbed him by both of his wrists and ordered
8 the person behind him to help me put him on the floor.
9 I told the gentleman, and I don't know who it is, just
10 lay him straight back on his back in the row on the
11 floor.

12 Q. Okay. And did you attempt any type of aid to
13 Mr. Oulson while you were there?

14 A. Yes.

15 Q. And what did you do? Just explain that whole
16 event for me.

17 A. As I was laying him down, I said, sir, look at
18 me, look at me. As soon as I got him on his back I took
19 his shirt, immediately pushed his shirt up. Like I
20 said, there was enough ambient light had come back into
21 the theater due to something playing on the screen, I
22 have no idea what. When I rolled his shirt up I could
23 see a single gunshot wound to the left chest area. At
24 that point I took the same shirt that I pushed up to see
25 it, took it over the wound, put both hands immediately

1 on there and provided pressure, and started talking to
2 Mr. Oulson, telling him to look at me, sir, just keep
3 looking at me, you're okay, you're going to be okay.

4 Q. At any time while you were in contact with Mr.
5 Oulson did he make any statements?

6 A. No, I don't recall him making any statements.

7 Q. Okay. Were other patrons there assisting you
8 in providing medical emergency aid to Mr. Oulson?

9 A. I had to order the initial person to help me
10 lay him down, help me get him down, to grab a hold of
11 his back. Like I said, I don't recall who that was. At
12 some point I did look up and I saw my father, and at
13 some point somebody handed me a sweatshirt, or a shirt,
14 which I took at that point and placed over the same area
15 where I was already holding his shirt and kept providing
16 pressure with both hands. And then somebody at some
17 point told me that there was a nurse there. I did not
18 relinquish my position on Mr. Oulson, holding him down,
19 and he was breathing at the time, until the person
20 saying they were a nurse said they were stepping in.

21 Q. There was an off duty officer there, Alan
22 Hamilton is his name, we can refer to him as the off
23 duty officer that came in contact with your father, was
24 standing right next to him. Did you have any contact
25 with that off duty officer?

1 A. At one point only. After I was told that there
2 was a nurse there, and I moved off of Mr. Oulson, backed
3 out, I then went up the row, went to my dad, and the
4 first thing I said was, where's the firearm? Because I
5 wanted to secure it. He said, my dad said, he's an
6 officer, he has it. I just said, do you have the gun?
7 He said yes. Then I headed back out at that point,
8 because I had blood, a large amount of blood.

9 Q. **Where was your mother, Vivian Reeves?**

10 A. She was, I believe, two to three seats away
11 from my dad towards the aisle.

12 Q. **Inside the theater did you have any other**
13 **conversation with your dad other than where's the gun?**

14 A. No conversation with him, no. Except that when
15 I left the theater at the point went to the kitchen to
16 wash, and once I had washed up and went back up it was
17 to get my mom out of there, to get her out of the
18 theater, at that point that's the only thing, he did
19 state, I think he did state at one point, I got hit in
20 the face. I don't remember if it was the first time I
21 went there or the second time.

22 Q. **How did that statement come about? Did you ask**
23 **him what happened or was it spontaneous?**

24 A. No, it was spontaneous. The only thing I asked
25 was, where was the gun.

1 Q. You don't know if that's the first contact or
2 the contact after you washed your hands?

3 A. Don't remember.

4 Q. Anything else about that statement, got hit in
5 the face with what, number of times, I'm hurt, I need a
6 paramedic? Is that the only statement, I got hit in the
7 face?

8 A. No. My main purpose was to secure the firearm
9 initially and then get the blood off of my hands.

10 Q. I appreciate that. I'm concentrating on the
11 statement that your dad made. Was that the entire
12 statement, I got hit in the face?

13 A. I can't say verbatim if it was in the effect or
14 not, or to the effect of that.

15 Q. Okay. Again, just so we're concentrating on
16 this spontaneous statement, got hit in the face, was
17 there any indication about number of times, with what,
18 I'm hurt, I'm injured?

19 A. None of those.

20 Q. Okay. Anything else that I didn't mention that
21 goes along with I got hit in the face?

22 A. That was it. Like I said, just something about
23 getting my mom out of the theater. When I said
24 something about it he said, yes, get her out of the
25 theater.

1 Q. Again, I just want to concentrate on that one
2 statement.

3 A. I don't recall anything else.

4 Q. Okay. You go out and wash your hands, you come
5 back and get your mom. I want to talk about Vivian
6 Reeves. The first contact with your dad when you asked
7 the off duty officer and had a conversation about where
8 the gun is, at that point where was your mom seated?

9 A. She was, because I was closer to my dad she was
10 behind me in back, so she was a few seats away.

11 Q. When you had that first contact with your, Mr.
12 Reeves, your father, and you know he was on the back
13 wall, so there's no more seats, there's a wall there.

14 A. Yes.

15 Q. Did you go down the aisle that his seat was in,
16 aisle in front of him, the aisle where you say Mr.
17 Oulson was?

18 A. His aisle, my dad's aisle.

19 Q. Your dad's aisle, which would be, we have
20 marked as aisle A, that's seating A, that aisle?

21 A. Yes.

22 Q. How many seats away from your dad were you when
23 you had this conversation?

24 A. I was probably within arm's reach of him
25 because I was there to ask where the firearm was.

1 Q. Other than your mom were there any other
2 patrons seated in this area?

3 A. At that point nobody was seated, I don't
4 believe. Everybody had gotten up.

5 Q. So when you walked down the aisle did you have
6 to walk past your mom?

7 A. Yes.

8 Q. And then you met up with your dad wherever he
9 was seated?

10 A. Yes.

11 Q. And at that time when you had contact with your
12 dad did you see anything about, and we're going to kind
13 of work down, about his face that would indicate to you
14 that he had sustained any type of injury at all, whether
15 it be redness, whether it be an abrasion, a contusion,
16 an incision, all those types of wounds that we can think
17 of?

18 A. I know his glasses were crooked and he was
19 holding his cheek, and I don't know about the rest due
20 to how fast this was going.

21 Q. You say his glasses were crooked, what do you
22 mean?

23 A. Setting off centered on his bridge of his nose,
24 setting crooked.

25 Q. All right. Were they broken?

1 A. I don't know.

2 Q. Okay. Were they bent?

3 A. Don't know.

4 Q. Were they in a position on his nose that with
5 very little effort they could be adjusted with his hands
6 and put back to normal, or was it going to take some
7 type of manipulating to get the frame back?

8 A. I wouldn't know.

9 Q. You just felt that they were setting crooked on
10 his face?

11 A. Yes.

12 Q. You say he was holding his cheek?

13 A. Yes, I believe so.

14 Q. What was he doing? Explain it to me.

15 A. He was just like holding his cheek with his
16 hand.

17 Q. Is that a sitting, you know, some people sit
18 with both cheeks in their hands, or they sit with one
19 cheek in their hand, like this?

20 A. No, it wasn't casual, it was more like somebody
21 holding their face as if they did been hit.

22 Q. That's what I'm getting at, trying to get the
23 dynamics of holding his cheek.

24 A. I guess it would be more like somebody just
25 got, I could liken it to somebody just got punched in

1 their face and holding their jaw.

2 Q. Did he complain about his cheek?

3 A. No. No, he didn't say anything else besides
4 what I heard him say.

5 Q. And which cheek did he have his hand on?

6 A. I don't recall.

7 Q. As far as his glasses being crooked, explain
8 that a little bit to me. Everybody in this room has on
9 glasses, and we are all wearing them a different way.
10 Were they cocked where an ear piece was over one ear,
11 was it just down on his nose?

12 A. It was crooked that one eye lens, I don't know
13 if it was off of the ear, one lens was beneath the eye,
14 or out of your normal reference line. I can't say
15 whether it was below the ear, but I do know the lens
16 would have been out of the proper alignment with one
17 eye.

18 Q. Looking at your father with his hand on his
19 cheek, was there any outward manifestations of an injury
20 to his cheek, other than your observation that he had
21 his hand on his cheek?

22 A. Like I said, due to the quickness of it, I
23 don't recall.

24 Q. And he made no statements about being hit in
25 the cheek?

1 A. No.

2 Q. The observations that you made regarding Mr.
3 Oulson as far as taking an exaggerated step backwards,
4 did you provide that to law enforcement on January 13,
5 2014?

6 A. Yes, I did.

7 Q. And what did you tell law enforcement about Mr.
8 Oulson take an exaggerated step back?

9 A. I drew them a diagram on a sheet of paper.

10 Q. And what was on the diagram?

11 A. The same thing I explained to you that I stated
12 to them, I believed I was in position four, a row, two
13 rows down from my parents.

14 Q. My specific question, if we could concentrate
15 on the question, did you specifically tell law
16 enforcement that when I observed Mr. Oulson he appeared
17 to be taking an exaggerated step back, or explain to
18 them that you thought he was stepping over the row?

19 A. Yes, I did.

20 Q. And do you know the officer that you said that
21 to?

22 A. I believe it was Aaron. I don't have his card
23 with me at the moment.

24 Q. And when you gave your statement to the officer
25 on January 13th, did you tell them that you heard your

1 father's voice prior to the shot?

2 A. Yes, I did.

3 Q. And what did you tell the officer that you
4 heard?

5 A. Something to the effect of get off of me.

6 Q. And was that the same officer that you're
7 telling me today that you told about Mr. Oulson stepping
8 over the row, or taking the exaggerated step back?

9 A. Yes. I thought he might have stepped over a
10 row, yes.

11 Q. When you came back from washing your hands and
12 you met up with your mother, Vivian, what conversation
13 did you have with her regarding the shooting incident
14 while she was seated in the theater? Did you have any
15 conversation with her whatsoever?

16 A. Not about the shooting itself.

17 Q. Okay. Well, then go ahead, that begs the
18 question, what conversation did you have?

19 A. As I was taking her out of the theater it was
20 more she was crying, and she said, I don't know what to
21 do, she was completely in shock. She's not good with
22 pressure situations.

23 Q. And we're going to concentrate, because there's
24 three areas you were in; you were in the theater with
25 her, you were a little time in the lobby with her.

1 A. Yes.

2 Q. And then you were in the manager's office.
3 We're going to take each one separate, if you can do
4 that for me.

5 In the theater, if you can, what did your
6 mother, Vivian Reeves, say about had happened?

7 A. Nothing in the theater.

8 Q. Okay. We're going to the lobby. What, if
9 anything, does your mother, Vivian Reeves, tell you
10 happened in the theater at the time of the shooting,
11 while you were in the lobby?

12 A. It was nothing about the shooting itself, she
13 was more in, like I said, shock. I can't believe that
14 just happened, I think. And like I said, I can't say
15 verbatim what she said, I don't recall.

16 Q. Did she describe any of the incident as far as
17 them arriving at the theater, taking their seats,
18 believing that Chad Oulson was using his phone, your
19 father going to the manager's desk, anything leading up
20 to the shooting?

21 A. Nothing.

22 Q. Did she tell you anything about that?

23 A. No, not at all.

24 Q. Okay. No other conversations regarding
25 anything leading up to the shooting or the shooting

1 **itself that your mother told you while you were in the**
2 **lobby?**

3 A. No.

4 Q. **Let's go to the manager's officer. While in**
5 **the manager's office, same question, what, if anything,**
6 **did she tell you about leading up to the shooting or the**
7 **shooting itself?**

8 A. Whatever office we were in. Whatever office we
9 were taken to, it wasn't that, it was we were more
10 discussing my sister and my niece, my mom didn't know
11 what to do, that's when I -- we didn't discuss anything
12 directly involved with it because she was crying
13 profusely and there was nothing discussed about why. I
14 didn't find out more reasons why until later, after we
15 had an attorney. I didn't know all the details.

16 Q. **I lost you with the why?**

17 A. I never knew what led up to the incident
18 because I wasn't present.

19 Q. **Okay.**

20 A. And I didn't learn those things until later
21 after my father had an attorney. Not from my mother
22 because being law enforcement I know you don't discuss
23 these things. And I told her, and I actually had to
24 repeat to her numerous times because she did attempt to
25 tell me things and I told her to stop, we are not going

1 to discuss this.

2 Q. Okay. So without telling me what you learned
3 what was the source of your information about what had
4 occurred?

5 A. Most of it would have come from the bond
6 hearing.

7 Q. And you were present during the bond hearing?

8 A. Yes.

9 Q. And you did not testify at the bond hearing?

10 A. No, I did not.

11 Q. You were available to testify, right?

12 A. Oh, yes.

13 Q. And you would have testified if you were asked?

14 A. Oh, absolutely.

15 Q. And you were not asked?

16 A. No, sir.

17 Q. Let's talk about the bond hearing just a little
18 bit. Your sister, Jennifer Shaw, testified?

19 A. Yes.

20 Q. And was that the first time that you saw the
21 surveillance video?

22 A. Yes.

23 Q. Since that time have you watched that
24 surveillance video?

25 A. I've seen it once since.

1 Q. Under what circumstances?

2 A. On the internet and at the Attorney's office.

3 Q. Let's talk about the surveillance video. Tell
4 me what you observed in the surveillance video.

5 A. I observed, from what I had seen and what was
6 brought up in the hearing, something is thrown at my
7 father.

8 Q. All right. Let me go back, I want your
9 observations, and my question is, what did you see --

10 A. Okay.

11 Q. Hang on a second. Not any type of colloquy or
12 discussion or conversation or statements by anyone else
13 in the world other than what you saw in the video. Tell
14 me what you saw in the video.

15 A. I saw my father get assaulted.

16 Q. Okay.

17 A. Battered.

18 Q. Tell me step by step what you saw in the video.
19 Walk me through it. Almost like you witnessed the
20 event, be the narrator.

21 A. Some kind of confrontation takes place between
22 my father and somebody off the screen, something comes
23 into the frame, don't know what, bounces, and you see it
24 falling. Then you see an arm come into the screen,
25 snatch a bag of popcorn out of my dad's lap and then

1 punch my dad in the face with it, and then a shot is
2 fired by my father. That is my interpretation of what I
3 observed.

4 Q. So the sequence of events that you see in the
5 video is there some type of contact between your father
6 and someone else off screen?

7 A. Yes.

8 Q. And then something is what?

9 A. Something is thrown.

10 Q. Something is thrown. What do you see thrown?

11 A. I can't explain what it is, I don't know.

12 Q. What did you see in the video that led you to
13 believe something is thrown?

14 A. There's flashes of a reflection coming towards
15 my dad, then you see it going down. At the same time
16 that it comes across and then it goes down it appears
17 something is thrown.

18 Q. Okay. After that happens is there a shot?

19 A. I don't recall because it's been a bit since
20 I've seen it, and like I said, without looking at the
21 video right now I can't interpret it.

22 Q. Well, I'm just trying --

23 A. I know that I thought --

24 Q. Wait a minute, we're talking over each other,
25 we're going to start over.

1 A. Sorry.

2 Q. That's okay.

3 A. All right.

4 Q. All right. At the time in the video wherever
5 you're talking about this reflection that you see that
6 you observed at the time that you see that reflection,
7 is that when your father, Mr. Reeves, pulls his firearm
8 and fires the gun?

9 A. I don't recall.

10 Q. Okay. What do you see after you see this light
11 that comes across the screen and then goes down?

12 A. From what I recall the aggression continues
13 from the other party, the arm comes in, snatches the bag
14 of popcorn out of my father's lap and punches him in the
15 face with it is what I see.

16 Q. Prior to that do you have any recollection of
17 your father leaching forward until his head is almost
18 out of frame towards Mr. Oulson?

19 A. I believe he leaned forward when he shoots, but
20 I don't recall the order of it.

21 Q. No, I'm talking about before the popcorn thing?

22 A. I believe he does lean forward at one point,
23 but I don't recall.

24 Q. Do you recall how long it is between the time
25 that you say you see this little flash in the air and it

1 goes down and the time that the popcorn is thrown?

2 MR. MICHAELS: Just to clarify, are you
3 talking about in the video?

4 MR. MARTIN: In the video.

5 A. I can't answer that due to it being a motion
6 activated camera, so I can't give a time frame.

7 BY MR. MARTIN:

8 Q. Okay. There is markers up in there, there's
9 time.

10 A. I'm not familiar enough with it to answer that
11 question.

12 Q. Okay. And then you see a hand come out of
13 frame towards your father, is that what you're telling
14 me?

15 A. Yes. At some point.

16 Q. And what do you see at that point?

17 A. Something flew in.

18 Q. Yes, we're talking about that?

19 A. When the hand comes across completely, goes all
20 the way to my father's lap and takes the bag of popcorn
21 out of my father's lap.

22 Q. And then what happened?

23 A. That hand appears to strike my father in the
24 face with the bag of popcorn in it.

25 Q. When we go back to the little flashy thing that

1 comes across and then goes down the way you describe it,
2 do you see any hand or any movement or any idea how that
3 flashy thing occurs?

4 A. I don't recall.

5 Q. Do you know what that, whatever that reflective
6 thing is?

7 A. No.

8 Q. Now, you are familiar, you mentioned that this
9 was an infrared camera, right?

10 A. You're saying that, now I know it is. No, I
11 said that it was a motion activated camera.

12 Q. I apologize, you did, that's correct.

13 A. I am aware it is an infrared camera.

14 Q. Okay. Now, in the video do you ever see Mr.
15 Oulson in Mr. Reeves' aisle? Like you said, stepping
16 over the back seat either to or from?

17 A. No.

18 Q. How many times have you watched that
19 surveillance video?

20 A. I saw it at the bond hearing, I think I saw it
21 on the internet once over a year and a half ago, back
22 shortly after the bond hearing, and then once a couple
23 days ago.

24 Q. Okay. And why did you look at it a couple days
25 ago? What were the circumstances to that?

1 A. The attorney showed it to me and just played it
2 before they talked to me.

3 Q. **And which attorney did you speak with?**

4 A. Dino and Escobar.

5 Q. **Okay. And where did that conversation take**
6 **place?**

7 A. I don't know that he was there, Escobar was
8 there. At Escobar's office.

9 Q. **And how long did that conversation take place?**

10 A. I think I was there a half hour.

11 Q. **And what was the purpose of the meeting, the 30**
12 **minute meeting with Mr. Escobar?**

13 MR. MICHAELS: Work product objection.
14 I instruct him not to answer the question.

15 MR. MARTIN: Well, you're not his
16 lawyer.

17 MR. MICHAELS: I understand. It's work
18 product is the objection.

19 MR. MARTIN: You believe that's
20 protected work product?

21 MR. MICHAELS: Yes.

22 MR. MARTIN: He's not your client.

23 MR. MICHAELS: I understand, and I
24 believe it's protected work product.

25 MR. MARTIN: Okay. Well, and you're

1 telling me that the purpose the meeting is work
2 product? I haven't got to the content yet.

3 You're telling me the purpose of the meeting?

4 MR. MICHAELS: Yes.

5 MR. MARTIN: All right. Certify that
6 question.

7 (Whereupon the question was certified.)

8 **BY MR. MARTIN:**

9 **Q. What did Mr. Escobar tell you?**

10 MR. MICHAELS: Again objection, work
11 product, instruct the deponent not to answer
12 the question.

13 **BY MR. MARTIN:**

14 **Q. You're not going to answer the question?**

15 A. No.

16 MR. MARTIN: All right. Certify the
17 question.

18 (Whereupon the question was certified.)

19 **BY MR. MARTIN:**

20 **Q. Have you hired Mr. Escobar as your attorney?**

21 A. No.

22 **Q. Okay. They don't represent you, correct?**

23 A. No.

24 **Q. And how long did -- many times did you watch**
25 **this surveillance video during the meeting?**

1 A. He went through it, I believe, twice.

2 Q. And what comments did Mr. Escobar say to you
3 when you were watching the video?

4 MR. MICHAELS: Work product, instruct
5 the deponent not to answer the question.

6 MR. MARTIN: Certify it.

7 (Whereupon the question was certified.)

8 BY MR. MARTIN:

9 Q. In regards to your -- let's go back a little
10 bit.

11 You previously testified during this deposition
12 that you observed, your observation of Mr. Oulson, the
13 victim in this case, when you looked back after you
14 heard your dad's voice that appeared he was taking a
15 giant step back like he was stepping over the row of
16 chairs, do you remember that?

17 A. Yes.

18 Q. You also indicated during this deposition that
19 you told that to the officer who interviewed you?

20 A. Yes.

21 Q. Now, prior to the bond hearing did you have an
22 occasion to tell Mr. Escobar or Mr. Michaels that
23 information?

24 A. I don't believe so.

25 Q. Okay. Have you ever told them that

1 information?

2 A. Only when they asked for clarifications from
3 the police report.

4 Q. And when was that?

5 A. For sure it was a couple days ago, for sure.

6 Q. All right. So you're telling me a couple days
7 ago was the first time that Mr. Michaels and Mr. Escobar
8 knew about this statement that he was stepping over the
9 back of the seats?

10 A. No, not the back of the seats. I never said
11 the back of the seats. I said it appeared it was a
12 large enough step it could have been over the seats.

13 Q. And the statement regarding that your father
14 made, I believe you said words to the effect of get off
15 of me or get out of my face, one of those two?

16 A. Yes.

17 Q. Prior to the bond hearing had you advised Mr.
18 Escobar or Mr. Michael's about that statement?

19 A. I don't recall.

20 Q. When was the first time that you told them
21 about that statement?

22 A. I couldn't tell you.

23 Q. Was it a couple days ago?

24 A. I know I said something about that a long time
25 ago, but I can't tell you when, I don't recall. It's

1 been too long.

2 Q. And when you had this meeting with Mr. Escobar,
3 was it tape recorded?

4 A. Don't believe so.

5 Q. Well, you know, Mr. Michaels sits here with his
6 iPad and everything is being tape recorded, was there an
7 iPad like that setting up when you were all talking?
8 Because that's what he's doing right now is tape
9 recording this deposition.

10 A. No.

11 Q. There was no iPad, no nothing?

12 A. No.

13 Q. How did you view the surveillance video?

14 A. They were just playing it on a small TV, much
15 like the one in the room here.

16 Q. And you mentioned to me that you first informed
17 Mr. Escobar about Mr. Oulson taking an exaggerated step
18 back to clarify your police report, when did that occur?

19 A. Like I said, due to the time frame, this has
20 been months ago.

21 Q. Not a couple day ago?

22 A. It came up again a couple days ago, but this
23 was months ago.

24 Q. And how did that come out? Did you volunteer
25 that or did Mr. Escobar ask you that?

1 A. I don't recall.

2 Q. Did you read your police report before coming
3 here today? Not your police report but the police
4 report that was -- that documented your statements?

5 A. I've never read it.

6 Q. Did someone read it to you?

7 A. Escobar read a portion of it to me reference
8 the diagram, and I believe what was said. Not the
9 entire report.

10 Q. Other than the surveillance video and a portion
11 of the police report documenting your statement to law
12 enforcement being read to you, have you reviewed any
13 other material before this depo?

14 A. No.

15 Q. No photographs? Still photographs?

16 A. I've seen one still photo of my dad handcuffed
17 with his hands in front of him.

18 Q. Okay. When did you see that?

19 A. Two or three days ago. When I was at the
20 attorney's office.

21 Q. When you looked at that photograph what did you
22 see?

23 A. I saw a lot of looked like a bloody abrasion to
24 his knuckles and the back of his hands.

25 Q. All right. And that photograph is also a

1 frontal of his face, is it not?

2 A. I believe it is.

3 Q. All right. And tell me what observations, if
4 any, you made about his face?

5 A. None, because I was looking at his hands.

6 Q. And why were you are concentrating on his
7 hands?

8 A. Because of the damage to his hands.

9 Q. Explain the damage to the hands. Explain with
10 a little more specificity. Are we talking about -- and
11 as a police officer you're aware of certain terms that
12 maybe lay people aren't as far as contusions, abrasions,
13 incisions, bruising, reddening, so talk like a cop for a
14 minute.

15 A. It appears to be a mixture of bruising and
16 abrasions on the backs of his hands.

17 Q. Okay. Now, we talk about bruising, we know it
18 take a couple days for bruising?

19 A. Yeah. Well, yeah, remember, I'm looking at a
20 picture so I can't see it up close.

21 Q. I understand.

22 A. It's damage that shouldn't normally be on his
23 hands.

24 Q. You don't know how -- if there's damage there
25 you don't know how that occurred?

1 A. No, sir.

2 Q. Mr. Reeves never explained to you how it
3 occurred?

4 A. No, because I didn't see him.

5 Q. I'm just going through the sources.

6 A. I'm just explaining, I never saw him so I
7 never -- that's the first time I ever saw that photo, I
8 did not know that.

9 Q. As far as the face in that photograph, you
10 didn't see anything to suggest any type of injury?

11 A. I didn't look at it.

12 Q. Didn't look at the face?

13 A. No.

14 Q. Okay. And why were you shown the picture of
15 his hands?

16 MR. MICHAELS: Objection, instruct him
17 not to answer, work product.

18 MR. MARTIN: Certify the question.

19 (Whereupon the question was certified.)

20 BY MR. MARTIN:

21 Q. Did you see your father's hands on January
22 13th, 2014, in the theater?

23 A. No.

24 Q. When you walked up and sat next to him?

25 A. I didn't pay attention to them.

1 Q. Okay. Shown any other photographs?

2 A. Not that I recall.

3 Q. Okay, well, that bothers me a little bit.

4 Could there have been other photographs? Let's take the
5 media out of it. I'm talking about photographs from the
6 Sheriff's Office, any type of photographs that has not
7 been in the media?

8 A. I have not seen anything except for that photo
9 except for what the media has posted.

10 Q. Were you shown any photographs of Chad Oulson's
11 clothing or body?

12 A. No.

13 Q. While we're on the subject of his hands, this
14 is going to come up a little bit later, we'll just talk
15 about it now, I received some information about some
16 arthritic issues involving your father's hands?

17 A. Yes.

18 Q. Why don't you go ahead and tell me what you
19 know about that, then I'll follow up with my questions.

20 A. He's had problems with a finger, I think it's
21 called, the term is trigger finger, it locks up on him.
22 I don't know which finger it is. His hands do hurt, and
23 he's had issues before with, I believe it's carpal
24 tunnel in his wrist, he's had issues with that before.

25 Q. Let's concentrate and we're going to stick with

1 his hands and wrists right now, 2013.

2 A. Yes.

3 Q. Okay. As far as the use of his hands, what
4 have you -- what observations have you made and then
5 I'll follow up on whatever you tell me.

6 A. I know he'll use like liniment on his hands
7 before, at some point it was prior to 2013 I bought him
8 a gyroscopic ball that is supposed to help with carpal
9 tunnel, it's like an orthotic tool, I got him that.
10 Just in little daily things he has issues with. If his
11 fingers lock he can't do anything with it.

12 Q. And how frequently, and let's stick with 2013,
13 what has been your personal observation as far as that
14 event taking place?

15 A. When I'm around him, like I said, on occasion
16 he has issues with it, or he'll tell me, yeah, my finger
17 was locked up half the day today. Or I have been around
18 him before when its locked and he has to sit there and
19 work on it.

20 Q. But it's one finger?

21 A. I believe it's one finger.

22 Q. This is in 2013?

23 A. Yes.

24 Q. You're sure?

25 A. This has gone on for years.

1 Q. Let's move on to another area. After Mr.
2 Reeves' arrest there was numerous firearms in his
3 residence that I believe you took possession of?

4 A. Yes, I did.

5 Q. I know there's some rifles and shotguns, we're
6 going to talk about the shotguns in a little bit. I'm
7 not really concerned about the rifles. I want to talk
8 about the handguns.

9 A. Yes.

10 Q. All right. Tell me, and I know Jennifer has,
11 your sister, has a firearm, I'm talking about Mr.
12 Reeves' firearm, that belongs to him. What firearms did
13 you secure from the residence? Just go through what
14 they are.

15 A. I secured my sister's firearms, my mother's
16 firearms, and my dad's, including some of my own.

17 Q. Okay, I'm talking about your dad's. What
18 firearms does your dad normally use, go to the range
19 with, qualify with, carry?

20 A. Normally he has a Walther p22, .22 caliber
21 pistol that he likes to shoot, he has the .380 that he
22 had on him.

23 Q. Yes.

24 A. I'm trying to think what else.

25 Q. Does he have a revolver?

1 A. Yeah. I don't recall him shooting the revolver
2 recently, but yeah, he did have two or three revolvers.

3 Q. Okay. Tell me about the revolvers, what are
4 they?

5 A. .38 Special, .357 Magnum, and some, I think
6 there's a .22 long rifle and a .22 Magnum that are
7 revolvers.

8 Q. Okay. Let's set aside the .22 long rifle and
9 the .22 Magnum for the purpose of our discussion. The
10 .38 Special, is that the Airweight?

11 A. No.

12 Q. What is it?

13 A. The Airweights we bought for my mom. There's a
14 .22 Magnum and a .22 long rifle.

15 Q. Okay. You told me there was a .38 Special I
16 thought?

17 A. It's not an Airweight.

18 Q. What is it? Is it a Smith & Wesson, Colt,
19 Ruger, Taurus?

20 A. It's going to be either a Colt or a Smith &
21 Wesson.

22 Q. Okay. Is it what's known as the Detective
23 model in that it's small, it's the K frame or the
24 J frame, it's got an inch and an 8th barrel made to
25 carry?

1 A. No, I don't believe so.

2 Q. **Is it a four inch barrel? Help me out here or**
3 **we'll be here all day, because I'll describe it down to**
4 **the hilt.**

5 A. The bad part is none of them were like the
6 concealed carry .38 where the snub nose, none of them
7 were a snub nose. There might have been a Detective
8 Special, but it would have had a two to three inch
9 barrel.

10 Q. **All right. What revolver would he have**
11 **qualified with in February of 2013?**

12 A. What revolver he would have qualified with,
13 probably one of the Airweight .22's, Smith & Wesson's.
14 If he would have used a .38 it would have been that
15 Detective Special maybe. If not, like I said, I don't
16 know which one he qualified with, I have no idea.

17 Q. **The .22 revolver, step back, which pistol did**
18 **he qualify with in 2013?**

19 A. I do not know.

20 Q. **The Kel-Tec is a .380 auto, correct?**

21 A. Yeah, I believe so.

22 Q. **Go ahead.**

23 A. I don't know if it's a Kel-Tec or Ruger, I
24 don't know which model, but I know it's a .380.

25 Q. **Is that the one he would normally carry?**

1 A. I believe so.

2 Q. And the revolver that you believe he qualified
3 with, is that a .22 either long rifle or the Magnum?

4 A. I don't know.

5 Q. Okay. Now, as far as the, we talked a little
6 bit because you're familiar with it, the six stage 40
7 round law enforcement qualification?

8 A. Yes.

9 Q. Are you allowed to qualify with a .22 on that
10 for law enforcement purposes?

11 A. I don't know.

12 Q. I thought you taught the course?

13 A. Okay, as an active officer, no.

14 Q. Okay.

15 A. Well, we've had a lot of changes in our
16 policies and I can't answer that.

17 Q. But you know he recently went to the range and
18 qualified in February of 2013, and to keep every year
19 he's got to do it?

20 A. I know he was up to date on his certification
21 is all I know.

22 Q. Do you have any personal knowledge that he
23 qualified with both a pistol and a revolver?

24 A. I do not know.

25 Q. The .38 auto, regardless what brand it is, have

1 **you ever shot that gun, Mr. Reeves' .30 -- .380?**

2 A. Okay, the .380. Not the .30, there's not a .38
3 auto.

4 Q. **No.**

5 A. But the .380 is -- I've shot another .380, I
6 don't believe I've shot that .380.

7 Q. **Have you gone to the range and spent range time**
8 **with your father since 2013 shooting either the pistols**
9 **or the revolvers?**

10 A. Yes.

11 Q. **Okay. And which range do you go to?**

12 A. Shooter's World.

13 Q. **Is that on Fletcher or Fowler? I get them**
14 **confused.**

15 A. I think it's Fletcher.

16 Q. **And in Shooter's World, tell me the set up.**
17 **Here's what I'm looking, well, we're going to speed this**
18 **up a little bit.**

19 **At Shooter's World you're going to be standing**
20 **in the bay and the targets are going to be moved from**
21 **right up to your face to whatever the maximum range is?**

22 A. Yes.

23 Q. **Okay. And have you been present when Mr.**
24 **Reeves has shot the .380?**

25 A. I don't recall.

1 Q. In 2013?

2 A. I honestly don't know if he shot that gun or
3 another one.

4 Q. While at the range -- when do you think it was
5 the last time you were at the range with your dad, Mr.
6 Reeves?

7 A. It would have been sometime in 2013.

8 Q. Help me out, let's go from the shooting
9 incident to Christmas to Thanksgiving, Halloween, I'm
10 trying to give you dates to kind of jog your memory.

11 A. There's no way, I could not. Probably in 2013
12 weapons were shot, I can tell you that with confidence.
13 When, I can not answer that, it's been too long ago.

14 Q. Let's talk about the pistol, whether it be the
15 .22 or the .380. Your dad, well, did he shoot either
16 one of those pistols, you just don't know which one?

17 A. He would usually shoot .22's at the range, but
18 I can't answer if he shot something else because he
19 would bring pistols and I brought my pistols and shot
20 pistols. I can't answer the exact models and makes that
21 he shot, but he liked to shoot the .22's.

22 Q. I want to concentrate on the pistol, do you
23 remember shooting the .22 pistol?

24 A. His Walther .22. I know he likes to shoot
25 that. He might have shot my mom's, I think she has a

1 Ruger .22 semi-auto.

2 Q. So while at the range he was able to fire
3 either one of those two guns in 2013?

4 A. Yes.

5 Q. All right. As far as the magazine for either
6 of those two weapons, he was able to load the ammo
7 into the magazine, correct?

8 A. Yes.

9 Q. All right. And he was able to operate the
10 slide when the gun was not in battery, or went to slide
11 lock as far as racking the slide and putting the gun
12 into battery, no problem with that?

13 A. Yeah, with a .22 I know he has no problems.

14 Q. Okay. As far as the .380, I know we talked
15 about the .22, as far as the .380, specifically have you
16 observed him loading the magazine with ammo on the .380?

17 A. I've never -- not that I recall, I've never
18 observed him loading that.

19 Q. All right. Manipulating the slide, once you
20 load the firearm and racking the slide to put the gun in
21 battery, have you watched him do that?

22 A. No.

23 Q. All right. But based on your knowledge of Mr.
24 Reeves in 2013 he would have the ability to do that,
25 would he not?

1 A. I think he would, yes.

2 Q. Now, when we talked about the qualifications,
3 the FDLE standard 40 round, six course?

4 A. Yes.

5 Q. There is stage five, where there is a mandatory
6 reload during the time period, 12 rounds in, I forget
7 the number of seconds.

8 A. Yes.

9 Q. With a mandatory reload?

10 A. Yes.

11 Q. All right. And that mandatory reload for a
12 pistol, whether it be for his .22 Walther PPK or the
13 Kel-Tec .380, would be depressing a button to release
14 the mag, correct?

15 A. Yes.

16 Q. All right. And then reaching and placing
17 another mag into the well of the gun?

18 A. Yes.

19 Q. And if shot to slide lock, as far as racking
20 the slide and placing it back in battery before the
21 shots are fired?

22 A. Yes.

23 Q. Okay. As far as the revolver during that stage
24 five, you are allowed to use either strips or speed
25 loaders, correct?

1 A. Yes.

2 Q. Okay. They don't like you really to have loose
3 ammo in your pocket?

4 A. But I will say there's enough time in that
5 stage where I had manually reloaded a magazine and put
6 it back into a weapon and shot.

7 Q. Yeah.

8 A. There's a huge amount of time and I have taken
9 ammo out of my pocket, reloaded a mag, because I didn't
10 have a spare mag, and was able to shoot the course with
11 no problems.

12 Q. I understand. We're going to talk about the
13 course itself. And yes, you may have the life
14 experience to do that, no doubt. And your father, as
15 being all his time in law enforcement would also have
16 that ability to, would he not?

17 A. Yes.

18 Q. No doubt in your mind about that?

19 A. No.

20 Q. His experience with firearms?

21 A. No.

22 Q. Okay. In qualifying with the revolver, just to
23 go through the steps, during stage five where there's a
24 mandatory reload, it would be shooting the shots,
25 correct?

1 A. Yes.

2 Q. And then using some type of digit, whether it
3 be thumb or finger to hit the cylinder release and break
4 the cylinder?

5 A. Yes.

6 Q. All right. Handling the gun as you use the
7 speed loader, and either twisting a knob or pushing it
8 gently speed loader, right?

9 A. Yes.

10 Q. And then placing the cylinder back into the
11 frame and then pulling the trigger the required number
12 of times to meet the course requirements?

13 A. Yes.

14 Q. Mr. Reeves had no problem doing that?

15 A. Not that I know of.

16 Q. Okay. I'm going to jump around just a little
17 bit, there's one thing I do want to cover with you; the
18 last hunting trip.

19 A. Yes.

20 Q. Well, let me do this first before we go to
21 that, because we're kind of, no I'll save that, let's go
22 through the hunting trip. When did that take place?

23 A. The week prior to the shooting incident.

24 Q. All right. Did you get back the day before?

25 A. I believe so, yes.

1 Q. And where did you go?

2 A. I don't remember the name of the town, up in
3 north Florida.

4 Q. North Florida?

5 A. Yeah.

6 Q. Purpose of the trip game-wise?

7 A. Deer and hog.

8 Q. Stalking, ground blind, tree stand?

9 A. I'm strictly tree stand.

10 Q. Okay. Father?

11 A. Used to be tree stand, now he's more of a
12 ground blind. He used the tree stand once this trip.

13 Q. Okay. Was he able to secure this tree stand?
14 When I mean secure it, put it in it's proper place? He
15 did all that, right?

16 A. Most the places that he hunted I helped him
17 carry his equipment to the locations.

18 Q. Wait a minute, let me back you up, we're going
19 to talk about this trip.

20 A. That's what I'm talking about, this trip. Each
21 time he went into the woods to set up I helped him carry
22 his equipment into the woods. The type of stand that we
23 have is a sit climber. And traditionally, going back to
24 when I started hunting we always hunted 20 to 30 foot up
25 a tree. On this particular trip he hunted about ten

1 foot up a tree. And all you have to do is once you get
2 this stand attached to the tree is just sit and stand
3 and it just inches it way up the tree.

4 Q. Okay. And he did that?

5 A. Yes.

6 Q. And was that with a bow?

7 A. Yes.

8 Q. All right. So as far as the tree stand, he was
9 able to inch his way up in a tree stand ten feet off the
10 ground with his compound bow and appropriate arrow?

11 A. No. The bow stays at the bottom.

12 Q. And then you pull it up with a line?

13 A. Yes.

14 Q. Same with your arrows?

15 A. Yeah, they are attached to the bow.

16 Q. Attached to the bow?

17 A. I believe so, yes, sir.

18 Q. Pull that up with a line?

19 A. Yes, sir.

20 Q. Okay. So one time with a tree stand, the other
21 time stalking or ground blind?

22 A. All ground blind.

23 Q. All right. And how many times did you walk
24 into the woods from your camp? I'll call it camp,
25 whatever it was.

1 A. I would just drive him and drop him off near a
2 stand.

3 Q. **Drive in?**

4 A. Yes.

5 Q. **And he would carry his gear to the location**
6 **wherever he wanted?**

7 A. Just his bow.

8 Q. **Was there a blind stand used?**

9 A. We set it up, yes.

10 Q. **And he helped to do that?**

11 A. Yes.

12 Q. **Other than the bow, once you had, well, let me**
13 **ask you this, the tree stand, once that was in place did**
14 **it stay there or did you have to inch it up and inch it**
15 **down to get it up and down?**

16 A. No, you have to inch up the tree, and then when
17 you come down the whole stand comes with you. You're
18 just sitting in it, and you literally stand up and then
19 you lift the seat to your butt and then you just pull
20 your feet up and the bottom comes a little bit and you
21 just keep doing that.

22 Q. **That's how you go up, that's how you go down?**

23 A. Yes, you can't climb down out of it.

24 Q. **And that was all one day your father used the**
25 **tree stand or more than one day?**

1 A. I recall just one time he used it.

2 Q. And once the blind, standing blind was set up
3 was that left in place or was that moved?

4 A. No, it was left in place.

5 Q. Okay. Was your father successful as far as any
6 deer or hogs in harvesting any game?

7 A. I think he only saw one hog the whole trip,
8 nothing.

9 Q. All right. Was he able to harvest that hog?

10 A. No.

11 Q. Did he shoot at it and miss?

12 A. No. Never even had a chance to, it was too far
13 away, from what I recall.

14 Q. During the trip did you all practice with the
15 bows?

16 A. One day on the trip we practiced. And leading
17 up to the trip I practiced with him and he shot three
18 arrows and stopped and he said, I'm done, I won't be
19 able to pull the bow back if I shoot any more.
20 Traditionally when we would shoot, we would shoot
21 anywhere up to 15 to 20 arrows on a practice, he shot
22 three and called it quits.

23 Q. Okay. It's a compound bow?

24 A. Yes.

25 Q. All right. And it's adjustable?

1 A. Yes.

2 Q. Did you adjust the bow?

3 A. No.

4 Q. It can be set as high as 90 - 95% all the way
5 down to 50%?

6 A. When I actually designed and set that bow for
7 him when he originally purchased it, and it was shooting
8 about 50 pounds. Prior to this trip he didn't know if
9 he was going to bow hunt, if it was legal for somebody
10 to use a crossbow, so I did research on a crossbow
11 because he had issues drawing it, and I found out after
12 the fact that he had turned the poundage down to
13 probably, he had turned it down to, I don't know what it
14 was turned down to.

15 Q. And what was the problem with drawing the bow?

16 A. He couldn't at the old weight.

17 Q. All right. So three arrows and he was done?

18 A. When we were practicing, yes.

19 Q. And what was the complaint, why was he done?

20 You said he couldn't draw back, what was the complaint
21 of why he couldn't draw back?

22 A. I don't recall, but I know that he's had issues
23 with his shoulders for years. Well, it would have been
24 in his shoulders because he didn't do his fingers.

25 Q. I'm sorry, what?

1 A. When I was learning to shoot and growing up we
2 shot with finger tabs where you have to use your fingers
3 on the strings. He hasn't been able to do that in years
4 so he shoots a mechanical release because he can't hold
5 the strings.

6 Q. **A lot of people do that now.**

7 A. We shot traditional for more years, most people
8 had changed over, and we shot with fingers til probably
9 five -- he switched over sooner than I did.

10 Q. **Did you harvest any game at all?**

11 A. I did, yes.

12 Q. **And what did you harvest?**

13 A. A seven point buck.

14 Q. **Field dress it?**

15 A. Yes, I did all that.

16 Q. **Mr. Reeves help you at all?**

17 A. No.

18 Q. **And how did you get the deer to your vehicle?**

19 A. I drug it across the swamp back to the road
20 edge and pulled it on to a hitch mounted rack.

21 Q. **And how did Mr. Reeves help you?**

22 A. I drove and picked him up after I dragged and
23 loaded it.

24 Q. **Did he help you drag it back?**

25 A. No.

1 Q. Did he help you get into your truck?

2 A. No.

3 Q. Did he bring any gear back with him as you drug
4 the deer?

5 A. No. He just came out with his bow because we
6 weren't done hunting.

7 Q. Tackle another area for you, okay. Let's talk
8 about his car in 2013. At the time of the shooting what
9 kind of car was Mr. Reeve's driving? His car. I know
10 your parents have two cars.

11 A. Yes. His vehicle was the Ford Expedition.
12 Wait, no, Explorer. The smaller one.

13 Q. An SUV?

14 A. Yes.

15 Q. And that was his car that he drove?

16 A. Primarily.

17 Q. All right. And when he was going somewhere
18 with his car was he the dominate driver? He wouldn't
19 let anyone else drive his car?

20 A. Well, if he was in it he was driving. If he
21 was in it he was driving, yes.

22 Q. Okay. No problems getting in and out of that
23 SUV?

24 A. No.

25 Q. No disabled parking sticker on it?

1 A. No.

2 Q. He wears glasses?

3 A. Yes.

4 Q. As far as his driving, again, keep in mind

5 2013, I'll keep harping on it. 2013, up to the

6 shooting, drive during the day, correct?

7 A. Yes.

8 Q. Drive at night?

9 A. Yeah.

10 Q. Wear a hearing aid?

11 A. No.

12 Q. In 2013, did your father use any type of

13 apparatus to aid in walking, such as a cane, a walker,

14 any type of an electric mobile device, anything?

15 A. No.

16 Q. Other than the mask that he wears for the sleep

17 apnea, does he have any type of mechanical breathing

18 assistance that he walks around with during the day in

19 2013 up to the time of the shooting?

20 A. No breathing apparatus.

21 Q. I have a series of photographs I'm going to

22 show you, they will be 1 through 7. Let's just go

23 through these.

24 (Whereupon the documents were marked.)

25 BY MR. MARTIN:

1 Q. If you look at number one, do you recognize
2 your father in that photograph?

3 A. I can't say 100%, but I would say, yes, I
4 believe that's him.

5 Q. All right. Well, of course I'm going to rely
6 on your life experience as you being his son for over 40
7 years, you know your dad's build, his height, you can
8 pick him out in a crowd?

9 A. Yes, I would say yes.

10 Q. Do you have any reason to believe I'm tricking
11 you in any way that that's not your father?

12 A. I don't believe so. But like you say, it's his
13 build, his what I see bald, looks like somebody wearing
14 glasses and a blue shirt.

15 Q. He was wearing a blue shirt that day, on
16 January 13th when you saw him?

17 A. I don't recall.

18 Q. Well, you saw a photograph of his hands?

19 A. Yeah. I was focussed on his hands I don't
20 recall what he was wearing.

21 Q. All right. As the far as that photograph, does
22 that represent your father on that day as far as his
23 posture, the way he carries himself, the way he stands,
24 that's your dad, right?

25 A. That looks like my dad.

1 Q. All right. Same question with number two, you
2 recognize your father in that photograph?

3 A. Yes, that looks like him.

4 Q. All right. Again, the same questions, on
5 January 13, 2014, does that fairly represent the way he,
6 and I know it's a still photo, but as far as his gait,
7 his posture, the way he holds himself?

8 A. I can testify that this looks like my father.
9 The gait and the rest of it, I mean, it's a person
10 standing upright. I honestly can't judge on gait and
11 all that.

12 Q. As far as his posture, I mean, that's the way
13 he holds himself when he walks, right?

14 A. Appears to be.

15 Q. No mechanical apparatus, no cane, no walker,
16 nothing like that?

17 A. No, nothing.

18 Q. Photograph number three, do you recognize that
19 as being your mom and dad in the photograph?

20 A. It looks like them.

21 Q. Okay. Of course you're looking at the backs of
22 their heads, are you not?

23 A. Yes.

24 Q. Okay. But there's no doubt in your mind that
25 that's your mom and dad, Mr. and Mrs. Reeves?

1 A. It appears to be my parents.

2 Q. Okay. And again, as far as your dad, as far as
3 his posture, the way he holds himself, is that
4 consistent with January 13th, 2014, that's the way your
5 dad walks around and carries himself around, right?

6 A. He can walk, yes.

7 Q. Okay. Let me show you Exhibit Number Four,
8 again, do you recognize your mom and dad?

9 A. Appears to be them.

10 Q. Okay. That's your mom and dad?

11 A. Yeah, it appears to be them. It's a very
12 pixilated photo.

13 Q. Okay. Let me see that real quick. And I'm
14 just going to put a number one, looks like on the back
15 of the shirt. Do you see the number one?

16 A. Yes.

17 Q. All right. And that would be your dad?
18 Because there's another gentleman there.

19 A. Yes, I believe so.

20 Q. Okay. And this right here, I'm circling that,
21 do you see that? What is that?

22 A. I have no idea.

23 Q. Okay. Is it consistent with what you saw in
24 the surveillance video as far as the object in the air,
25 a white box?

1 A. No, that appears to be bigger.

2 Q. But the same, right? It's a white reflection?

3 A. No, that appears much larger.

4 Q. Let's forget about the size. I'm talking about
5 the contrast and the brightness?

6 A. I can't answer that without looking at them
7 side by side. That appears larger.

8 Q. I'm not talking about size, I'm talking about
9 brightness and contrast. Is this what you saw in the
10 surveillance video, a white area in the surveillance
11 video that you said something was thrown. Is that what
12 you saw, something white area?

13 A. Something light-colored.

14 Q. Okay. Like what I have circle on number one,
15 correct?

16 A. No, sir.

17 Q. Okay.

18 A. It's not the same.

19 Q. Let's look at number five. Do you recognize
20 your mom and dad in that photograph?

21 A. No, I do not.

22 Q. Okay. I'm going to put a one above one
23 individual and a two next to the other one, I want you
24 to concentrate on those two people. Based on your life
25 experience, knowing your mom and dad for over 40 years,

1 35 years, whatever it is, do you recognize those two
2 people in the photograph as being Mr. and Mrs. Reeves,
3 your mom and dad?

4 A. I can not recognize whoever is standing in this
5 photograph.

6 Q. All right. Hand that back.

7 A. (Complying)

8 Q. I have placed eight circles on that photograph
9 around illuminated areas, do you see those eight
10 circles? You can count them if you want, but do you see
11 the circles with the illuminated area?

12 A. Yes.

13 Q. All right. And going back to State's Exhibit
14 Number Four, again the illuminated area that I circled,
15 next to the man you've identified as your dad, do you
16 see that area?

17 A. Yes.

18 Q. And in those photographs as far as brightness
19 and contrast, let's not talk about size or shape,
20 brightness and contrast, those appear to be the same, do
21 they not?

22 A. They were similar.

23 Q. And you are able to compare those side by side,
24 are you not?

25 A. Yes.

1 Q. All right. And State's Exhibit Number Five,
2 that would be, I call it a black and white, but it's
3 actually from an infrared camera.

4 A. Which one is Exhibit Five?

5 Q. The one that has a five on the bottom.

6 A. Okay.

7 Q. Yeah, there you go. You see one is kind of in
8 color and one is kind of black and white?

9 A. Yes.

10 Q. All right. Number five is the black and white
11 one and that's from an infrared camera. I'll give you
12 that back. The camera inside the movie theater is also
13 an infrared camera. Now we talked about the
14 surveillance video that you watched, and this object
15 that you saw in the air and then go downwards prior to
16 the shooting, is that object consistent with the objects
17 that you see as far as brightness and contrast in
18 State's Exhibit Number Five to your depo that I have
19 circled?

20 A. I can not positively answer that question.
21 There's a difference in looking at a still picture and
22 having looked at a video a few days prior, so I can't
23 answer.

24 Q. Okay. I'm going to show you State's Exhibit
25 Number Six and ask you if you can identify your father

1 in that photograph?

2 A. I can not.

3 Q. All right. Let me show you State's Exhibit
4 Number Seven. This is a color photograph, do you
5 recognize your mom and dad in that photograph?

6 A. Appears to be them.

7 Q. All right, sir.

8 MR. MARTIN: These are backwards, but
9 there you go. (handing)

10 COURT REPORTER: Thank you.

11 BY MR. MARTIN:

12 Q. Your father had a box of 50 round count ammo in
13 his car on January 13th, is that something he normally
14 kept in his car?

15 A. Yeah. We take the car -- I think he drives the
16 car more so he keeps the mileage off his SUV, and he
17 does drive the car when we have gone to the range
18 before.

19 Q. All right. The ammo box did appear to be
20 reloads in that all the brass was different. Does he
21 shoot reloads or shoot factory?

22 A. Yeah, he has reloads.

23 Q. It's a Blazer box. Do you have no idea?

24 A. He's probably shooting reloads because he had
25 .380 stuff from years ago. It wouldn't surprise me

1 because we had boxes from when he worked at the range of
2 different stuff.

3 Q. Let's go ahead and use these, that way we won't
4 have any confusion. Seven, so the next one is eight.

5 Okay, let me show you Exhibit Number Eight, I'm
6 going to refer to it as Vivian Reeves' car because it's
7 not the SUV.

8 A. Yes.

9 Q. But is that one of the vehicles that is owned
10 by your parents, Mr. and Mrs. Reeves?

11 A. Yes.

12 Q. And is the interior of the car? And I believe
13 you said it was predominantly driven by your mother but
14 your father also drives it to keep the mileage off the
15 SUV?

16 A. Yes.

17 Q. This is what I really want talk to you about, I
18 just want to give you a frame of reference, in the
19 console of that car you see the box of Blazer?

20 A. Yes.

21 Q. Did you know that was the car?

22 A. I wouldn't know. Yeah, I wouldn't have known
23 that.

24 Q. Okay, couple more questions. As far as that
25 box of ammo you indicated it's 50 round count, I'll show

1 you State's Exhibit Number 11, you can see that it is a
2 .380 auto but it's all different brass and different
3 manufacturers of brass, correct?

4 A. Yes.

5 Q. Are those reloads?

6 A. I wouldn't know.

7 Q. What I'm trying to sort out is that being in
8 law enforcement you're familiar with there is some
9 factory ammo out there that is specifically designed for
10 self defense. Like Hornady has critical defense, and
11 there's some other ammo brands out there that are made
12 specifically for a certain type of weapon, whether it be
13 revolver, pistol, right?

14 A. Absolutely.

15 Q. All right. And the reason I'm asking those
16 questions, this particular box of .380's appears to be a
17 variety of manufacturers, and of course like to know is
18 that what is normally used for target practice because
19 it cheap reload ammo, or is that "self defense" ammo
20 that you would put in your gun to carry?

21 A. No. Even the Blazer cover of the box shows
22 ball ammunitions, which would not be a carry ammunition.
23 And what I would explain is this, is my dad had some
24 ammo that was just in bulk, basically dumped into
25 buckets that was reloads and random practice ammo, and

1 he probably put it in a box because you need to carry it
2 in a box when you go inside and shoot the range, they
3 don't want you bring in a bag of ammo, so he probably
4 just reused the Blazer box. That's all I can explain.

5 Q. Was there any plans to go to the range before
6 or after the movies?

7 A. I don't know.

8 Q. All right. Have you had, and this is one of
9 those ever questions, but as an adult have you had any
10 type of discussions with your father, Mr. Reeves,
11 regarding what's known in Florida to the public as stand
12 your ground law?

13 A. Me and him don't discuss it directly. It
14 actually came up while we were hunting with somebody
15 else that was at where we were hunting staying at the
16 house/lodge.

17 Q. Okay. Well, let's go ahead and explore that
18 for a minute and see where it goes. First of all, when
19 that came up was Mr. Reeves present?

20 A. I believe my dad was there. It was more on
21 self defense really. It wasn't -- I don't think we've
22 ever -- when you say stand your ground, I can't say
23 we've ever discussed that, but it was on self defense.

24 Q. Well, that's what the stand your ground is, is
25 self defense. So, during the hunting trip when that

1 conversation came up was Mr. Reeves present?

2 A. Yes.

3 Q. Did he participate in the conversation in that
4 he offered his observations to the participants of that
5 conversation about any aspect of self defense?

6 A. Me and my dad both did.

7 Q. Tell me what your dad said. Of course I don't
8 know the content so maybe you can just put it in proper
9 content for me.

10 A. The only content I can put is somebody else
11 there asked us, because when they knew I was still law
12 enforcement and he was prior, they asked some questions
13 about self defense within your home or something of that
14 nature.

15 Q. Okay.

16 A. And basically that it was a last -- using a
17 firearm was the very last thing you would ever do. And
18 that was what my dad's opinion of it was, and mine.

19 Q. Specifically can you take me through the
20 questions that were asked and what specifically your
21 dad's response was?

22 A. Well, I kind of just explained most of it. I
23 remember it was a very brief conversation, and it was
24 somebody else in the camp, the other guy had been
25 drinking, and he asked the question, and it was quickly

1 over with and that was it.

2 Q. All right. And this is one of those there's no
3 boundaries other than you're an adult as far as years.
4 Once the Florida law that people in the public, the lay
5 community refer to as the stand your ground law, there's
6 a lot of media. We had the Zimmerman trial involving
7 Trayvon Martin, we've had other issues throughout the
8 United States that made the media. My question to you
9 is, have you ever had a conversation with your father,
10 Mr. Reeves, about any of those national events involving
11 self defense where this stand your ground issue has come
12 up in which he has commented or opined or indicated what
13 he thought about the case, anything like that?

14 A. We've never talked about the cases. In general
15 we have talked about how the media, the only thing we
16 ever really discussed about any that of, I don't follow
17 it. Being in law enforcement I don't care to watch the
18 same stuff I deal with on a daily basis. The only
19 opinion I can give on it --

20 Q. Excuse me, I want what Mr. Reeves said. I
21 apologize, I'm talking about Mr. Reeves.

22 When you have been together has Mr. Reeves made
23 comments about any of the recent --

24 A. If you're pertaining directly to stand your
25 ground, I can't answer that question.

1 Q. Anything about those in the media dealing with
2 self defense. You had the guy on the basketball court
3 to claim self defense, you have Zimmerman using self
4 defense. I'm not talking about mass shootings, I'm
5 talking about --

6 A. Yeah, we have never discussed those incidents.

7 Q. Okay. Absent any type of prompting by a media
8 event, have you ever had any discussions with your
9 father, Mr. Reeves, about the, as a civilian, not as a
10 police officer but as a civilian, the use of a firearm
11 in self defense?

12 A. No, because I can't. Me and my dad are both
13 police officers, so he was retired, I can't say I've had
14 one as a civilian.

15 Q. But you understand, as retired he is a
16 civilian?

17 A. Yes.

18 Q. Okay. So his rules would be different because
19 he's a civilian as opposed to a police officer?

20 A. No, because he has Federal certification of
21 being prior law enforcement, so no, he's not.

22 Q. Okay. All right, what's the difference?

23 A. He went through the procedures that our Federal
24 Government requested to get permission to carry as a
25 prior law enforcement officer.

1 Q. And a person who has a carrying a concealed
2 weapon permit goes through the lawful requirements to
3 have a carrying concealed weapon permit?

4 A. Yes.

5 Q. Which your father had?

6 A. He had both.

7 Q. All right. I guess where I want to make sure
8 that I understand when we're talking about self defense,
9 the way that the law looks at the use of self defense is
10 different between a civilian and a police officer, is it
11 not?

12 A. Yes.

13 Q. Okay. And your father, as a retired officer,
14 no longer having the authority or the color of authority
15 because he's no longer a sworn police officer, is just
16 like any other civilian when it comes to self defense,
17 is he not? As far as his duties and responsibilities in
18 the use, not talking about proficiency?

19 A. I'd say yes.

20 Q. Just like any other civilian?

21 A. Yes.

22 Q. Prior to coming in today have you made any tape
23 recorded statements for anyone?

24 A. Not that I know of.

25 Q. Well, we know absent in a deposition where you

1 know it's being recorded in some fashion, I'm talking
2 about outside of the deposition?

3 A. I believe I was told the other day that I was
4 recorded during my statement by law enforcement, but I
5 had no idea I was being recorded.

6 Q. Who told you that?

7 A. Escobar.

8 Q. You have a recorded statement some place?

9 A. He said that they had recorded my statement. I
10 didn't hear it, I don't know. Law enforcement did that,
11 Aaron whoever the detective that interviewed me did. I
12 never knew I did.

13 Q. All right. Prior to today have you been
14 interviewed by any of the defense experts?

15 A. No.

16 Q. Bernard Adams, medical examiner?

17 A. No.

18 Q. Phil Hayden, Dr. Philip Hayden?

19 A. No.

20 Q. Dr. Michael Foley?

21 A. No.

22 Q. Michael Knox?

23 A. No.

24 MR. MARTIN: I have no further
25 questions.

1 MR. MICHAELS: Just a couple follow-up,
2 might just be one.

3 CROSS-EXAMINATION

4 **BY MR. MICHAELS:**

5 Q. Now, when Mr. Martin asked you whether you saw
6 any injuries on your father in the movie theater, were
7 you looking at his face to see if he had any injuries?

8 A. No.

9 Q. And what was the lighting like at that point?

10 A. Still extremely dim.

11 Q. Okay.

12 MR. MICHAELS: I think that's all I
13 have.

14 MR. MARTIN: All right. Read or waive.

15 A. I'll waive.

16 (Whereupon the taking of this deposition
17 was concluded at 1:13 p.m. and reading and
18 signing were waived.)

19 *****

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CERTIFICATE OF OATH

STATE OF FLORIDA :

COUNTY OF PINELLAS :

I, the undersigned authority, certify that
Matthew Reeves personally appeared before me and was
duly sworn.

WITNESS my hand and official seal this date:
October 31, 2015.



KayLynn Boyer
Court Reporter
Notary Public
State of Florida



CERTIFICATE OF REPORTER

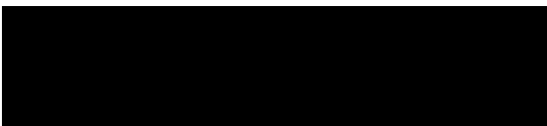
STATE OF FLORIDA :

COUNTY OF PINELLAS :

I, KayLynn Boyer, certify that I was authorized to and did stenographically report the foregoing deposition of Matthew Reeves, and that the transcript is a true record of the testimony given by the witness.

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

Dated: October 31, 2015.



KayLynn Boyer
Court Reporter

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