at - - you know, in line with the -- the front of the car.
Q. And is that sort of right near the -- closer to the entry to the backyard from the driveway? A. Yes.
Q. And then you said at some point that's -- and so he -- Mr. Faisal was in the backyard when you saw him?
A. Correct.
Q. And then you said that's when Colbert fired the less than lethal, correct?
A. Correct, yes.
Q. So he was in the backyard when Colbert fired the less than lethal?
A. From my vantage point he was -- yeah, somewhere in the backyard.
Q. Not in the driveway?
A. Ah, I don't -- I don't know.

I mean, the driveway was connected to the backyard, I guess. I don't -- I don't know. I couldn't tell you.
Q. All right. So you don't - you don't remember whether he was actually in the driveway or in the backyard when the fire -- the less than lethal was shot to him?
A. I thought it was the backyard.
Q. Okay. Now, did you actually see it strike him, or did you assume it struck him?
A. No. As I said, I saw a reaction.
Q. okay. But you didn't see it strike him?
A. I can't say $I$ saw it strike him.
Q. And at that point you said he was - he was facing you. At some point you turned around and faced you?
A. He was facing us before -- from what I recall, he was facing us before the less lethal was fired.
Q. Okay.
A. Stopped.
Q. So he's in the backyard facing you -- you all in the driveway; you are in front of the red car or near the red car, in front of the red car? A. Correct.
Q. Less-than-lethal shot, he has a reaction, and then you see him then turn around to head further into the backyard?
A. To head directly towards officer McMahon.
Q. So when he got hit with the less than lethal and then turned around to head in, do you know about how far into the backyard he was at that
point?
A. I couldn't - I could not tell you that.
Q. And is this --okay, you said when he was Eacing you he was still holding the knife?
A. Yes.
Q. And he was you said chicken-winged you said,
or something, meaning that his arm was up?
A. Yep.
Q. Did that indicate to you that the knife was at has neck possibly?
A. As I stated, I can't indicate exactly where it was.

What $I$ could see -- $I$ knew a knife was his in hand, I could see his arm up.

Again, $I$ don't know at what position.
Was it at his neck or was it up here?
Q. You couldn't see, okay.
A. I couldn't - - well, I shouldn't say I couldn't see. I can't recall at which position it was in.
Q. All right. But you did see the arm, you just didn't see where the blade was; is that fair to say?
A. That's fair to say.
Q. All right. Now, you said at one point you
were less than 20 feet From Mr. Faisal and that's when he started to walk in Officer McMahon's direction?
A. At - after the less lethal struck him?
Q. Yeah.
A. He turned around walked directly towards Officer McMahon.
Q. And then you said you advanced forward.

So you were behind Mr. Eaisal --
A. Yes, if - -
Q. -- following him in?
A. Yes.

He turned around, so his back is now towards me.
Q. Okay.
A. I was behind him. Correct.
Q. And that's when you raised your firearm to -to provide lethal cover?
A. I -- I had lethal cover the entire time, but yes, I brought --
Q. You said you raised your firearm?
A. At that point $I$ brought up my firearm. There's a difference bringing it up here versus having it here.
Q. Okay.
A. I brought it up here.
Q. Meaning -- when you say "here," just for the record, it's up by your nose sort of?
A. It's --
Q. At first it was down by your chest, lower chest, and then you brought it up in front of your face?
A. Correct, correct.
Q. And that's when he had turned and his back was to you, and he was going toward offrcer McMahon?
A. With a knife.
Q. Pardon me?
A. With a knife. With a large knife.
Q. Right. That's what -- yes.

Did he ever turn and face you again?
A. Not that $I$ recall.
Q. Okay. So as you're -- could Officer McMahon see you -- you could see him, right?

But did you notice whether or not he saw you?
A. I can't attest to what Officer McMahon saw.
Q. Do you think -- were you blocked by

Mr. Faisal -- was your -- was your presence blocked, could you tell?
A. I don't believe so. I was off to the side. But, again, $I$ can't attest to what someone else saw.
Q. And then you saw Mr. Faisal fall to the ground after the shots rang out, correct?
A. Correct.
Q. Did you actually see the shots being fired? A. I mean, you can't see a bullet; but, yes, I saw the firearm discharged.
Q. All right. So you saw Officer McMahon had his -- his gun up in the same position you just described you had up when you were following him, correct?
A. Yes.
Q. And he was issuing commands to Mr. Faisal? A. Correct.
Q. And your firearm was up at his back at the same time and then you heard -- then the six shots rang out or five shots or however many you heard?
A. However many I heard. Correct.

I'm not going to put a number on it.
Q. Right.

MS. KAZAROSIAN: I have no further
questions.

THE COURT: All right. Thank you.
All right. Thank you, Officer.

THE WITNESS: Thank You.
(witness excused.)
MS. SPIROS: Your Honor, the Commonwealth would -- sorry.

THE COURT: Sure. Go ahead.
MS. SPIROS: Officer Alexander Ilyinskii, please.

THE COURT OFEICER: Office Alexander.

Watch your step up there.
THE CIERK: Raise your right hand.
Do you solemnly swear to tell the truth, the whole truth, and nothing but the truth under the pains and penalties of perjury?

THE WITNESS: I do.

AIEXANDER ILYINSKII, SWORN
THE CLERK: Thank you very much.
THE COURT: All right. Officer, you can have a seat and get comfortable.

And, as you know, there's -- as you probably know there is a sequestration order.

And, on top of that, $I$ am advising all the witnesses who appear before me not to discuss their testimony with anybody else until this
closed hearing becomes public at a much later date.

Of course, this does not include if you have an attorney, you can always discuss these things with your attorney, but no one else, okay?

THE WITNESS: Understood.

THE COURT: All right. Thank you, sir.

Okay. Attorney Spiros.
EXAMINATION

BY MS. SPIROS:
Q. Good afternoon, sir.
A. Good afternoon.
Q. Could you please introduce yourself to the Court, spelling both your first and last name for the record.
A. My name is Alexander Ilyinskii.
$A-I-E-X-A-N-D-E-R$, and $m y$ last name is $I-L-Y-I-N-S-K-I-I$.
Q. And how are you employed, sir?
A. I work for the City of Cambridge for the Cambridge Police Department.
Q. How long have you been with Cambridge?
A. Since 2014 .
Q. Do you have any law enforcement experience
prior to that?
A. I do not.
Q. Any military background?
A. I do not.
Q. And your current role for the City of Cambridge is - is as a patrol officer?
A. That is correct.
Q. And did you have the same role on January 4, 2023?
A. I did.
Q. Did you partıcipate in the 2019 ICAT trainang on de-escalation?
A. Yes, I believe so.
Q. Have you been trained in de-escalation
techniques by the Cambridge Police Department?
A. Several times.
Q. Is it just the name of the particular training?
A. No. It's just the -- the dates.
Q. Understood.
A. We've done it many times.
Q. I want to turn your attention to January 4 th of 2023 .

Were you working on that day?
A. Yes.
Q. Can you tell us what role you had that day?
A. I was a patrol car.
Q. And which car?
A. I believe I was 5R.
Q. And is that a report car?
A. That is correct.
Q. So that means you are only one person in that car?
A. That is correct.
Q. And do you recall hearing a -- a dispatch or a call that came in that caught your attention? A. That is correct.
Q. And do you remember where you were at the time?
A. Yes, I do.
Q. Where was that?
A. I was inside of a Starbucks on Broadway. We had just received gift cards from the chaplains for a Happy New Year to starbucks. Many of the Starbucks in the city have closed down. I really just wanted a black ice tea lemonade. So I went into the cruiser, went over to the Starbucks, walked in, and then received a call about a man with a blade.
Q. And do you remember anything else about the
call, the nature of the call that you first heard?
A. Ah, yes.

That they were, $I$ believe, behind a building or in the area of a building, and they were having a self-inflicted wounds. Q, And so as a result of hearing this call, what did you do?
A. I immediately jumped in my cruiser, and $I$ responded to that area. I believe the area was around sidney street.
Q. And when you got there, what - what could you see?
A. Okay. So as $I$ was driving there, I actually was updated by other officers stating that they had already arrived on scene and that the party had ran towards the train tracks.

When $I$ got the call, $I$ knew that this person was in the area -- or about one block away from an elementary school that had just returned to session after the Christmas vacation.

So when I arrived to the area of sidney Street, I was at Sidney and Putnam, I was told that he ran towards the train tracks, so then I continued going down Putnam towards waverly and

Putnam.
Q. And at that point what happened?
A. I observed two parties, one Asian female, and then another party running away down waverly Street towards central Square as if they were in fear looking back.
Q. What made - what made you think that they were in fear?
A. Because they were looking at the direction of Waverly street towards Waverly and Henry.

I looked over there as well, and I saw a man, shirtless with a blade, running in the direction towards me.
Q. When you say "a blade," do you mean a knife? A. Yes.
Q. Okay. Could you tell from that distance what type it was at that point?
A. It looked very similar to a machete.

It was a - it was a long blade,
approximately 12 inches long.
Q. And so as a result of seeing their reactions, what happens next?
A. So at that point $I$ got out of my cruiser. In my peripheral, I saw Sergeant sennott arrive, and I ran towards that party, at which point you took
a -- he saw me, and then he took a - his left onto Chestnut Street.
Q. And after he takes the Ieft onto Chestnut, What happens?
A. I see other officers run onto Chestnut Street, and I catch up with them and -obviously, $I$ have my firearm in the low ready position.

As -- and $I$ stand with them, and we walk up -- it was almost parallel to each other, sometimes yes; sometimes no.

And I listen as the commands, Drop the knife. Drop the knife. Police, drop the knife. And similar commands are given.
Q. And do you remember who was giving any of those commands, if you do?
A. I - I do not. I think at even at one point I might have even yelled it out, as well.
Q. Um, what happened after that, sir?
A. All right. So this party would - would run ahead of us.

He would turn around; he would put -place the blade to his throat. He would smile, and then he would stand still.

And, as we would approach closer to him, he would then turn around and proceed to do that again. And -- and the pattern repeated.

At approximately the point where we reached Chestnut at Sidney street, at that point Deputy Boyle had arrived to the scene.

And, again, this pattern continued until we got to a - a house in which he ran into the backyard of.
Q. Do you remember, if you do, which house it was?
A. I -- at this point, no. I believe -- yeah. Q. Okay. What happens after you get to the particular house $-\cdots$ is it on Chestnut Street? A. Yes, correct.

It is on Chestnut Street.
Q. What -- what do you remember happening once you get to the house?
A. So he ran into the leftmost side of the house. There's -- there's a passageway into the backyard.

Several officers ran into the left side of the entrance to the backyard.

Myself and Officer Colbert, who at this point I noticed had a less-than-lethal launcher, walked into the right side, and stood beside a
red car.
There were other officers in the area. I did not see them in my peripheral.
Q. Let me just ask you, before you got exactly to Chestnut in sort of the driveway area, did you see any civilians in the area that caught your attention?
A. I believe there was a FedEx man. And I already mentioned the two civilians that I observed running in fear when $I$ arrived on scene.

THE COURT: What did you say?
THE WITNESS: There was a FedEx driver, and $I$ remember officers telling them to get in the truck and - and to shut the door. Shut the door.

BY MS. SPIROS:
Q. And, sir, what do you remember happening next?
A. Are - which part are you asking?
Q. At the point where you -- you said you saw Officer Colbert in the driveway area?
A. Yes.
Q. Yeah.
A. So at that point the -- the party with the knife, he exited on to the right side of the
house into the driveway.
Officer -- he then proceeded to, again, place a blade up to his throat. Officer colbert yelled out, "less lethal, less lethal." I was has lethal cover.
Q. What does that mean, sir?
A. "Lethal cover" means that in the event that less-lethal force does not work, and the person carrying out the less-lethal force, aka, the less-lethal launcher, is then charged at by a party trying to use lethal force.

I am their lethal protection. It is the last -- it is the last resort after less lethal fails.
Q. What did you see next?
A. Officex colbert yelled out, "less lethal, less lethal," at which point you filed his less-lethal launcher.

I did not see where the less-lethal round struck. But $I$ did see it ricochet in the midde of the driveway, which means that officer colbert must have clearly hit something because had the round missed. It would have gone into the backyard.

Prior to Officer Colbert shooting the
round, I did see Officer MoMahon for a brief second, and we shouted, Get back. Get back.

At which Officer McMahon did, in fact, get back.
Q. Get back. Where did you see him?
A. Um, so if he's facing -- like, if the party with the blade is facing me, like from your direction, Officer McMahon was from your right.

He came from your right for maybe a brief second and then he went back to the left to the -- your right.
Q. Sir, are you aware that there was a cell phone video that was taken from the home -- the person who lived at 55 Chestnut, to the right of where the driveway was?
A. At the time, no. But I am now, yes.
Q. Okay. And were you asked at some point if you could see yourself in that video?
A. Yes, I was.
Q. I am going to show you what has been marked as Exhibit 29, some stills from that video, and show you page 2 of Exhibit 29.

Do you see yourself in that video?
A. I believe that might be me.
Q. Okay.
Are you sure?
A. I'm not. This picture is very grainy.
Q. Those - those ones are different.
A. Okay.
Q. All right.
A. I'm sorry, this is just a very grainy picture.
Q. Um-hum. Do you recognize anyone else in the -- in the --
A. Yes, I recognize Deputy Boyle, and I recognize Officer Colbert, because I remember Deputy Boyle had his hand on - on officer Colbert's shoulder.
Q. And would - and the position of the third
person behind Deputy Boyle and -- the person behind Deputy Boyle be consistent with where you were initially?
A. (No audible response.)
Q. Only if you are sure.
A. No. I'm not sure. I -- I remember when - -
Q. Thank you.
A. -- the command to go towards the backyard was given, I think officer - officer colbert and Officer -- and Deputy Boyle might have gone a little - a little a head of me.
Q. Understood.
A. To the best of my recollection.
Q. Certainly, sir.

And so at the point where the less lethal is deployed, and you believe there is a reaction from where you see it ricochet, what do you observe next, or hear next?
A. Um, the party, um, with the blade, has a very almost, like, annoyed look on his face.

And then he turns and runs to the right into the backyard in the direction of where Officer McMahon had retreated to or moved back to.
Q. And did you see what happened next?
A. I did not. At that point we started hearing gunshots.

He was out of my line of -- everyone was out of my line of sight -- but we dare not move because we didn't know where the -- where the gunfire was coming from, so we didn't want to move and then get hit.

So we waited for the gunfire to stop, at which point after that we ran into the backyard. Q. And then once you run into the backyard, what happens?
A. At that point, first aid was given by myself, Officer Colbert, Officer Pugliares.

We -- we looked at the body. We observed where the gunshot wounds are.

There's a first aid kit; we started trying to treat it.

And the party with the blade who no longer has the blade is trying to get up.
Q. What makes you think that?

What did you see about ham?
A. He -- one of his legs -- mainly he was literally pushing up with his other leg.

And at which point $I$ had to tell him that we were just trying to help him and give him first aid and that he needs to stop.
Q. After you told him to stop moving and let -let you help him, what happened next?
A. He relaxed for a second. He -- he gave a weird smile; $I$ saw the braces on -- on his mouth. Q. Braces on his teeth?
A. On his teeth. Yes, sorry, his teeth.

And at that point $I$ noticed Officer Watson had arrived on scene.

He was giving commands to - that he was going to take over, at which point $I$ got up and I
ran out of the backyard to start moving police cruisers so that the ambulance can get into this area.

MS. SPIROS: If I could just have a moment.

THE COURT: Sure.

MS. SPIROS: I have nothing further for this witness.

THE COURT: All right. Thank you.
Attorney Anderson.
EXAMINATION

BY MR. ANDERSON:
Q. Just a couple questions, officer Ilyinskii.

Did this individual with the machete, did he ever say anything that you heard?
A. He did not say a - a single word.
Q. And in terms of facial expressions, what observations did you make of his facial expressions and his demeanor?
A. Ah, there was -- there was smiling and just --it was -- not just like a regular smile.

It was gleeful, almost a sense of euphoria. Like there was like a sense of like pleasure.

MR. ANDERSON: I don't have any further questions.

THE COURT: All right. Thank you.
Attorney Kazarosian.
MS. KAZAROSIAN: Thank you, your Honor. EXAMINATION

BY MS. KAZAROSIAN:
Q. Good afternoon, Officer Ilyinskii.

I am Marcia Kazarosian, and I represented the family of Mr. Faisal.
A. Hello.
Q. Hi.

When you got the call, you were aware that this was a call of someone who was cutting themselves with a machete and also broken glass; isn't that correct?
A. Yes.
Q. And you said you saw during the course of following him, $I$ guess, that he would turn -- he would stand still; then put the knife to his neck, and then, as you and officers approached closer, he would then turn and run again or keep going again and then do it -- and turn, look at you with the knife, and he repeated this.

Is that correct?
A. Correct.
Q. Do you know about how many times he repeated that?
A. No.

I would -- I can make a guess, but I don't think you want guesses.
Q. No.

THE COURT: Only if you know.
THE WITNESS: Okay.
BY MS. KAZAROSTAN:
Q. So when you said you would -- as you would get closer and then he'd start off again, about how close would you get?
A. I would say approximately within a hundred to 80 feet, and then he would -- maybe a hundred - between 50 and a hundred feet, and then he would run off again.
Q. Okay. Now, you talked about when you were in the driveway with officer Colbert.
A. Yes.
Q. And you said Mr. Faisal goes into the
driveway and you hear -- and Officer Colbert yells, "less lethal, less lethal," and then fires the projectile, correct?
A. Correct.
Q. And everyone was in the driveway at this
point?
A. Who's everyone?
Q. Mr. Faisal, Colbert, You, and Boyle?
A. So Mr. Faisal was at the entranceway between the backyard and the driveway.
Q. Okay. So he was not in the backyard yet, he was still - or was he still --
A. Well, he came from the backyard into the driveway.

He was literally on the -- the line.
Q. All right. So he had been If the backyard?
A. Yes.
Q. And then was coming back that the driveway --
A. So the best way is -
Q. - toward the driveway?
A. The best example is, let's say, officer

McMahon is the entrance to the house - -
Q. Um-hum.
A. -- he went through where officer McMahon was standing.

He would go around where you are standing, and then he would exit where that television is.

And that television is the line between the driveway and the backyard.
Q. Okay. I think I have it.
And so - and you are seeing this from the
driveway?
A. Correct.
Q. So where Officer McMahon is where you just
pointed, is that the backyard?
A. That's the --
Q. In the backyard?
A. That's -- that's the leftmost entrance to the
backyard and then there is a right entrance.
Q. All right.
A. There's also the house in between.
Q. All right. I see.
So there's two entrances to the backyard?
A. Yeah. The table would be the house.
Q. Pardon me?
A. The table would be the house; where offacer
MoMahon is would be the entrance.
Q. Okay.
A. And then this would be the right entrance.
Q. That's -- that's the driveway?
A. Yes.
Q. All right. So Officer McMahon is at the left entrance to the backyard?
A. In this -- in this example I'm giving you -Q. Yeah.
A. -- in the courtroom, yes, of positioning of where the entrances were.
Q. But he's not quite in the backyard yet?
A. Are we talking about actually Officer McMahon or to the entrance?
Q. No, actually Officer McMahon.
A. Okay. I -- I was confused. I thought she was -- I thought she was asking me where the entrance to the --

THE COURT: No. I was, too.
THE WITNESS: Okay. Yes.
Could you rephrase your question, please? BY MS. KAZAROSIAN:
Q. Sure. Okay. So what $I$ was asking you was when you are seeing this happen from the driveway --
A. Okay.
Q. - Mr. Faisal is at the end of the driveway,

- just at the entrance to the backyard?
A. Correct. He's on the line.
Q. He is's on the line.

Is Officer McMahon already in the
backyard?
A. Yes.
Q. Can you see him from your vantage point?
A. I saw him for a few seconds and then $I$ could not.
Q. Did you expect him to be in the backyard? Did you know he was there?
A. Well, $I$ knew several officers had gone in, into the backyard follow -- following Mr. Faisal because Mr. Faisal went -- ran into the backyard through the leftmost entrance. And then there is a right entrance.

Several officers went to the leftmost entrances, so we knew that officer Faisal [sic] was being followed by several officers.

So we knew that if we -- several officers went to the rightmost entrance, we could cut him off.
Q. All right. So you knew he was in there to attempt to try to do some kind of a cutting him off at the pass, perhaps?
A. They were following a party with a blade, yes.
Q. Yes. Okay.
A. Yes.
Q. So when Officer Colbert shoots the
less-lethal projectile -- and you don't see it hit him, correct?
A. Well, I don't see where it hit. That's very different. So --
Q. Do you see it hit him?
A. So -- so the less lethal fires at such a -- a great speed that $I$-- it was just too fast for my eyes.

So I knew that it hit something because it actually was able to ricochet, and it bounced into the middle of the driveway or so.

I knew that it didn't -- it clearly did not miss its mark or miss something because otherwise it would be deep -Q. Right.
A. -- it would go into the backyard.
Q. So it hit something but you can't say for sure if it actually --
A. I cannot say for sure because it was too fast for my eyes.
Q. And did he appear hurt by -- by a -- if he was hit, assumedly he'd be hurt.

Did he appear to be hurt by anything?
A. No. But the -- the injuries he already had on him and were substantial, and he still didn't appear hurt from those injuries either, so...
Q. Um-hum. Now, you said after the less than
lethal was fired, he looked annoyed?
A. Yes.
Q. So he wasn't smiling at that point?
A. No. He more like -- like an -- like an eye roll.
Q. Okay. So the less than lethal is fired; it hits something.
A. Yes.
Q. You can see Mr. Faisal look annoyed?
A. Yes.
Q. Is that -- does he then turn around and head into the backyard - more into the backyard or whatever?
A. Yes.
Q. Okay. Do you see anyone behind him following him in, any officexs?
A. No.

At that - at that point maybe, like, a half a second later or a second later we heard gunfire.
Q. So about how long after the less than lethal was fired did you hear the gunshots?
A. When he ran -- so after he hit looked annoyed for maybe like a second -- again, time passes differently, sometimes when you are in that level
of adrenalin.
Q. Sure.
A. But as soon as he ran into the backyard maybe
a second later --
Q. Okay.
A. -- or two.
Q. And you didn't hear -- you said he didn't say
a single word.
You never heard anything?
A. No.
Q. Did you hear Officer McMahon -- I think you
said you heard officer McMahon -- or did you hear
Officer McMahon giving any commands prior to
shooting?
A. At which point?
Q. Just prior to shooting.
A. Just prior to shooting, I did not hear
anything.
Q. Did you hear him make -- give any commands at
any point after Mr. Faisal started walking toward
him or brisk walking, however he was walking,
toward him?
A. I did not hear anything.
There was -- there was also chatter,
people still screaming, Drop the knife. Drop the
knife.
MS. KAZAROSIAN: If I could just have one moment, your Honor.

THE COURT: Okay.
MS. KAZAROSIAN: I have no further questions.

THE COURT: All right. Thank you.
All right. Thank you, Officer.
You may step down.
(Watness excused.)
MS. SPIROS: Sergeant Stephen Sennott.
THE COURT: Excellent.

THE COURT OFFICER: Sergeant Stephen
Sennott. Sergeant steven sennott.
Sergeant Sennott.
Watch your step. Just stand.
When she swears you in, you can have a seat.

THE CLERK: If you can raise your right hand.

Do you solemnly swear to tell the truth, the with whole truth, nothing but the truth under the pains and penalties of perjury?

THE WITNESS: Yes, I do.
STEPHEN SENNOTT, SWORN

THE CLERK: Thank you very much.
THE COURT: All right. And, Sergeant, you can take a seat and get comfortable.

And, sergeant, $I$ instructed all the prior witnesses and now you will be no different.

You know, because of the nature of these hearing, it's a closed hearing and it's not going to be public for -- this hearing's not going to be public for a number of days, if not weeks, so I'm going to ask you not to discuss this case with anyone until this case does become public.

Of course, if you have counsel, an attorney, that wouldn't apply, but anybody else, including the other witnesses, okay?

THE WITNESS: OkaY.
THE COURT: All right. Thank you, Sergeant.

Okay, Attorney Spiros.

Thank you.
EXAMINATION

BY MS. SPIROS:
Q. Good afternoon, sir.
A. Good afternoon.
Q. Could you please introduce yourself to the Court. Spell your first and last name for the
record.
A. My name is stephen sennott.
Q. Could you spell your first and last name?
A. First name is stephen with a $\mathrm{P}-\mathrm{H}$.

Last name is sennott, that's $s$, as in Stephen, $\quad \mathrm{E}-\mathrm{N}-\mathrm{N}-\mathrm{O}-\mathrm{T}-\mathrm{T}$.
Q. Thank you.

## How are you employed, sir?

A. I am employed with the Cambridge Police Department.
Q. How long have you been with the Cambridge Police Department?
A. Approximately 25 years.
Q. Any law enforcement experience prior to that?
A. None prior.
Q. Any military experience prior?
A. Not ~~none.
Q. And what is your current role for the city of Cambridge?
A. I am a Sergeant for the police department.
Q. What does that mean you do?
A. That means $I$ patrol -- just pull cars over.

Give out tickets.
And $I$ supervise personnel, as well.
I do administrative work. I give out
overtime and details, functions like that. MS. KAZAROSIAN: Your Honor, I can't hear.

I apologize.
THE COURT: Yeah. That doesn't even amplify, sir.

If you will just keep your voice up --
THE WITNESS: I'II -- I'll bring my voice up, okay.

MS. KAZAROSIAN: Thank you.
THE WITNESS: You're welcome.
BY MS. SPIROS:
Q. And when you are supervising a patrol shift, generally, how many people are you supervising? A. Um, you know, could it be anywhere from 6 to 20.
Q. I want to ask you about your training a little bit.

Have you received training in the area of de-escalation?
A. Yes, I have.
Q. And do you know if that's been throughout the course of your years, your 20 years?
A. Yes, it has.
Q. okay. And how about in terms of how to
respond to mental health situations particularly? A. Yes. I have been trained.
Q. Thank you.

I want to turn your attention now to January 4th of 2023.

Were you working on that date?
A. Yes, I was.
Q. And in -- in your role as a patrol sergeant? A. Yes.
Q. Okay. And can you tell the court whether or not you received -- a particular call caught your attention that day?
A. Yes.

There was -- a call come in for someone that had jumped out of a window and they're wielding some type of machete.
Q. And where were you when you heard that call? A. I was right near the police station at that time.
Q. And, as a result of hearing that call, what did you do?
A. I listened for just a few seconds. Then I heard that the individual was running down the street and they were -- some of the officers were chasing after him, so $I$ proceeded in that
direction.
Q. And you responded from the area of the police station?
A. Yes.
Q. Where did you go to first?
A. I went - well, I think I went down Brookline Street.

There were -- there was police cruisers there that were already parked; I couldn't get around.

So then $I$ swung around on Putnam Ave; come up Waverly Street the wrong way.
Q. And what -- what were you able to see if anything at that point?
A. At that point, there was -- I saw the other police officers, they were chasing the -- the individual, and he was at the corner of waverly, and I think -- believe Chestnut Street, and he was stopped at that point.
Q. Could you observe anything about the individual?
A. Um, he just had a - he just had a - - he turned and looked at everyone and he had, like, a smile but like a -- kind of a crazy look to his face.
Q. Was there anything in his hands?
A. I didn't see anything in his hands at that time.

I know he did have stuff, but I just don't recall.
Q. Do you observe - did you observe anything about the way he was dressed or - or what - - the way his body looked at that point?
A. Yeah. I can't recall.

I know later on he didn't have his shirt on, and $I$ saw blood but $I$ can't recall the way he was dressed at that point.
Q. What happened next?
A. Well, I recall officers were there and they were pleading with him for stop and to talk with them.

And he stopped, looked and turned at us and the officers, and then he proceeded to - to run down Chestnut Street.
Q. And when you said the officers were pleading, what ~- what do you mean by that?
A. Well, they were - they were saying things
like, Stop. Talk to us. Please, talk to us. We want to talk to you.
Q. And did you hear multiple officers saying
those things or just one, if you know?
A. I can't recall. Yeah.
Q. What was their tone of voice that you could
hear?
A. Ah, it wasn't yelling. It was just, you know, trying to be persuasive just...
Q. What happened next, sir?
A. He ran.

And then $I$ saw Officer Colbert who was the closest officer to me.

And I said, Let's get the less-than-lethal weapon just in case.

I took it out of the trunk of the police cruiser, and $I$ handed it to him.
Q. And it's - why is it particularly in your cruiser?
A. It's in the supervisors's cruisers; it's not in the patrol officers's cruisers, because they want someone to be able to supervise that weapon and when it should be used and when it shouldn't be given out.
Q. And so was it -- did someone request to have the less lethal, or did you just offer it, if you remember?
A. Um, you know, I can't remember if I offered
it or Officer Colbert may have -- may have - may have mentioned it first. He may have.
Q. And at that point you gave the less-lethal launcher to Officer Colbert?
A. I did, yes.
Q. And did that come with a separate bag?
A. Yeah. There was - - there is -- there was a bag in there that had extra rounds to it, yes.
Q. What happened after that, sir?
A. After that, the other officers at that point and that individual had run up Chestnut street and we proceeded up Chestnut Street -- haIf running, half walking.
Q. Were you on foot at this point?
A. We are foot.
Q. Okay. What do you remember happening next?
A. Ah, I just remember, you know, seeing -again, I remember the officers. I can remember people yelling for him to stop.

And $I$ saw someone duck in -- it looked like they ducked into a yard.

And, you know, prior to that, I believe I saw, like, some people -- there was two individuals $I$ saw $\cdots$ I think they were civilians -- and it looked like they scattered, so...
Q. And I should have asked you this earlier and I apologize.

Were you in a full uniform with a badge?
A. Yes.
Q. Things like that?
A. Yes, I was.
Q. And the car that you got the less lethal -lethal out of, that was a patrol cruiser or some sort of supervisor's car?
A. Yes, it was.
Q. Okay. And you indicated that you saw someone duck into a yard?
A. Yes.
Q. Can you tell us more about that?
A. Um, I saw someone duck into a yard.

I wasn't a hundred percent sure who it was, but then $I$ heard on the radio someone - he went into the yard and then we proceeded up to that - to that driveway, the entrance to that driveway.
Q. And who were you - you were still with Officer Colbert at that point?
A. I was. He was just a little ahead of me. I was just a little behind him but, yes.
Q. And what do you remember happening next, sir?
A. Ah, we went into the yard. There was a car that was parked in the yard, and we were at the rear of the yard -- rear of the car, and $I$ saw the individual there at that point.

He was in front of the car up by the driver's side towards the front.
Q. Do you recall in terms of his positioning when you first saw him, was there a backyard behind him?
A. There was.
Q. Okay. And then the driveway at some point stops or ends?
A. It does, yeah.
Q. And where was he in relation to where the driveway ends and the backyard starts?
A. Um, the best of my recollection it was a short driveway and the car was pulled up pretty close to the end of the driveway.
Q. Understood.

And what happened next, sir?
A. What happened next was I heard one of the officers $I$ believe it was -- well, what happened next was he -- you know, he had the weapon in his hand.

I saw that he didn't have a shirt on.

I -- he had blood on him.

I clearly knew that this was a bad situation and we needed to do something with that less than lethal.

And I had Officer Colbert next to me; and before $I$ could say anything, one of the officers -- I think it was Officer Pugliares said, Shoot.

And it looked like he was trying to get - maybe move away or get away at that time, go into the yard, and he may have turned his body a little, and he shot.

And I'm not sure exactly where it hit him, but it just bounced ofe his body and had no -did not phase him.
Q. So just to be clear, who shot?
A. Officer Colbert.
Q. Okay. The less lethal?
A. Yes.
Q. Okay. And it bounced off the individual with the knife's body?
A. Yes.
Q. Was that the closest you had gotten at that point to the individual to sort of be able to get a good look at him?
A. Yes.
Q. Did you know that person?
A. No, I did not.
Q. Okay. You said he was -- he still had the knife in his hand?
A. Yes.
Q. And what part of the body did you see the less lethal round hit, if you know?
A. You know, it might have been the torso or the -- or the -- or the leg or buttock.
Q. When you saw that happen, was there any reaction?
A. From him, there was no reaction. okay.
Q. What --
A. Then - then at that point he turned around and looked at us and put the blade to his --

THE CLERK: Excuse me, your Honor.

THE COURT: Yep.
THE CLERK: Could I just have a moment?

THE COURT: AII right.

THE CLERK: Okay.
MS. SPIROS: Should I proceed?
THE COURT: Is everything all right?

THE CLERK: I just wanted to make sure
that the interpreter was listening so that she
may explain.
THE COURT: Oh, okay. All right.
Go ahead, Attorney Spiros.
MS. SPIROS: Thank you.
BY MS. SPIROS:
Q. You indicated that there was no reaction to the round striking him; it may have been in the torso area?
A. Yeah. Maybe in the torso.
Q. And what happened after that, sir?
A. After that he - there was no -- there was to reaction except for he turned and looked at us, and he put the blade to his throat at that point.

And then he had a -- again, that, like a crazy-looking smile on his face.
Q. And what do you see next?
A. Within -- within a couple of - within a second, I mean, he just spun and went into the backyard towards Officer Liam.
Q. Did you see Officer McMahon in the backyard?
A. I did.
Q. Where was he positioned?
A. He was positioned in the middle of the yard -- of the yard.

It looked like he was towards -- towards - he was towards the end. There was a fence back there.
Q. There was a fence behind it?
A. Yeah.
Q. Was there a fence on the right side, as well, if you know?
A. Yeah. Yeah. There's a fence on the right side. Yeah. He was boxed in because that's -that's what $I$ was concerned about; that he was boxed in back there.
Q. You were concerned about what?
A. Officer Liam being boxed in back there alone.
Q. And so what did you see happen next, sir?
A. Next $I$ saw the individual -- he put the knife up, and I couldn't tell whether it was at his throat or he was putting it out; but it looked like it was like up to his chest area, and he proceeded to walk towards Officer Liam. Q. Can you describe how you saw him walk and in what fashion?
A. Yeah.

He -- he was -- a Iittle -- walking, but maybe a little faster than walking, but he just walked right towards him.
Q. And what was Officer McMahon doing, if: anything?
A. He started to give commands for him to - to drop the blade and to stop.

And he started to back up. He backed up a couple of times.
Q. And what did you see next?
A. I saw that individual not stop and he got very close. He started closing the gap.

And I said to myself at that time, Oh, my God.

Usually when you have these situations people kind of stop, and they want to have dialogue but that wasn't happening, so...
Q. Where were you positioned when you were observing this - this --
A. I was in the rear of that car.

Either in the middle - I think $I$ was in the middle of the reax of the car.
Q. Did you have any obstruction to your view?
A. I did not.
Q. What did you see next, sir?
A. The next thing I saw, I saw McMahon shoot him.
Q. Do you know, if you do, about how close he
got to Officer McMahon?
A. Um, five feet, seven feet.
Q. In -- did you participate in a recorded interview with the state Police after the incident occurred?
A. Yes.
Q. And was that something you did voluntarily?
A. Yes.
Q. And it was recorded?
A. Yes.
Q. And as - during that interview, did you -were you asked to draw a diagram?
A. $\quad Y \in S$.
Q. The positions of the parties?
A. Yes.
Q. I'm showing you a diagram - what appears to be a diagram with your name on it.

Is this yours?
A. Yes, it is.
Q. And does it indicate particular locations on the diagram?
A. Yes.
Q. Did you put an indication for where

Officer McMahon was?
A. Yes.
Q. And what - and what letter indicates that? A. In the rear -- in the rear of the yard. "M" yeah.
Q. "M."
A. "M."
Q. Okay. And then there's "D" for --
A. That was the individual with the -- with the knife, yeah.
Q. And did you put an assessment of distance between the "D" and the "M" on the diagram?
A. I have four to five feet there. Yeah.
Q. And then there's also an initial distance over here.

And that says 25 feet; is that right?
A. Yes.
Q. What is that a reference to?
A. That's a reference to where officer colbert was when he shot the weapon.

MS. SPIROS: Thank you.
I'd ask that this be marked.
THE COURT: All right. We are up to 32.
THE CLERK: Exhibit 32.
(Exhibit No. 32, Handwritten diagram,
received into evidence.)
MS. SPIROS: Thank you.

BY MS. SPIROS:
Q. Sir, after the shots were fired, can you tell the court what happened next?
A. After the shots were fired, the individual dropped to the ground.
Q. And what happened?
A. Okay. At that point we all rushed up, and I remember getting on the radio and I asked for the ambulance.

Before I -- by the time I got to the front of the driveway, I was requested the ambulance. Q. What did you do?
A. Um, supervised some of the individuals.

Officer Pugliares was there.
The individual was on the ground and there was the - he had the blade near his body, and it appeared that he was still trying to clutch at it.

And Officer Pugliares was able to grab that; put it aside.
Q. So the individual who was on the ground was still moving?
A. Yes.
Q. Saying anything?
A. I don't recall him saying anything.
Q. Anything you saw about his demeanor or his facial expressions?
A. I didn't look at his face at that point. I saw his body after being shot.
Q. And what was your role from that point going forward?
A. Ah, I was just there supervising and making sure he was going to get medical care.

And I believe Officer Boyle ran -- ran to the -- to his police cruiser, grabbed a medical bag, and other people were trying to assist him; giving him medical care.

And at some point $I$ made a decision to run out to Officer Boyle's cruiser, which I did.

I ran out and came back with the medical bag and handed it to some of the officers.

MS. SPIROS: If I could have a moment.
I have nothing further for this witness.
THE COURT: All right. Thank you.
Attorney Anderson.
EXAMINATION
BY MR. ANDERSON:
Q. Just very bxiefly, Sergeant sennott. You've gone through de-escalation
training?
A. Yes.
Q. And ICAT training?
A. Yes.
Q. And, additionally, have you also had some training at Harvard University in de-escalation?
A. Yes.
Q. And just can you tell us about that, briefly?
A. That was a couple of days of training on de-escalation.

And they went over some classroom, and then we did some practical on-hands scenarios where someone might have a knife or a gun and trying to de-escalate the situation.
Q. And how do -- how do the scenarios workr were there -- were you - was it a back and forth and were you critiqued after or were there...
A. We were critiqued after, yes. Yes.

MR. ANDERSON: I don't have any further questions.

THE COURT: All right. Thank you.
Attorney Kazarosian.

MS. KAZAROSIAN: Thank you.

EXAMINATION

BY MS. KAZAROSIAN:
Q. Good afternoon, Sergeant Sennott.
A. Good afternoon.
Q. I'm Marsha Kazarosian, and I represent the family of Mr. Faisal.
A. Yes.
Q. You had -- when you -- when you described your training in de-escalation and you said you were trained in how to respond to mental health situations -- do you recall that?
A. Yes.
Q. And how - how were you -- can you describe how you were trained to respond to mental health calls -- actually, the question is calls.
A. I trained...

Um, well, I think when we are -- we are trained, we are trying to give -- give them some space; try and got some dialogue going - going with them. Show them respect.

Let them -- let them, if they want to talk, which most of them do, let them vent.
Q. Is there any part of your training where you are - you are to reach out to a mental health professional for assistance?
A. Yep, there is.

Yeah, we could reach out, yeah. They have something called the (indiscernible). It might
be under a different name now.
Q. And do you know, did you ever reach out for mental health assistance in this situation?
A. I did not.
Q. Do you know if anyone else ever did?
A. No. Not that $I$ am aware of.
Q. Now, taking you into the back to where you were talking about the driveway.

You said -- and I just want to make sure I understand -- you sald they went into -- they were following or you were following Mr. Faisal with - with officer colbert who had the less than lethal.

Were you behind Officer Colbert?
A. I was a little bit behind him, yes.
Q. okay. And you said they went into the yard.

A car was parked in the yard.
Do you mean in the driveway?
A. Yes.
Q. Okay. But you said that the car was parked very close to the entrance to the backyard; is that correct?
A. Ah, no. It was - it was - it was probably in the middle. Maybe a little bit towards the front. It was in the driveway.
Q. Okay. So when the Iess than lethal was fired, where was Officer Colbert in relation to the car?
A. I believe -- I believe he was to the left of me towards the rear of the car. The rear of the car.
Q. Okay. So you were both at the rear of the car?
A. Yes.
Q. And. As you are facing the car and the backyard, are you more to the left of the rear or to the right of the rear or...
A. I think $I$ was in the middle or to the right of the rear.
Q. And where was Officer Colbert?
A. He was on my left.
Q. Okay. And then you said you heard officer Pugliares say, Shoot?
A. Yes.
Q. And, again, that was referring to the --
A. The less than lethal.
Q. The less than lethal. Okay.

And just going back for a minute, when
you -- when you first heard the call you -- it was an ECC dispatch for a male party having
psychiatric issues wielding a knife, correct?
A. Yes, I believe that and he jumped out of a
window.
Q. Okay. And you are the supervising officer?
A. Yes.
Q. So you -- you saw Officer Colbert shoot the
less than lethal.
But you don't - you are not sure where
that hit Mr. Eaisal; is that correct?
A. I'm not a hundred percent sure. It looked
like maybe the torso area.
Q. But are you certain that it did hit him, in
fact?
A. It hit him, yeah, because I saw - I saw the
round bounce off.
Q. Off of him?
A. Yeah. Yes.
Q. Or did it bounce off something else?
A. It looked like it bounced off of him, yeah.
Q. How close at that point in time were you to
Mr. Faisal when you saw that?
A. I'd say approximately 25 feet.
Q. Okay. And you are still behind the car?
A. Yes.
Q. And he's still in front of the car?
A. He was not directly in front of the car. He was in the front towards the left -- the left side of the front car.
Q. Okay. So he wasn't, like, protected by the car but he was in the front area of the car?
A. Yes.
Q. And -- and was he facing you or was he facing the backyard?
A. Um, he was -- he was moving. When he got shot, I think he was kind of turning; it might have hit his back area, or the side.
Q. Now, you then said you saw - moving forward a Iittle bit -- you saw officer MoMahon shoot?
A. Yes.
Q. And at that point you estimated that

Mr. Faisal had gotten to - at one point you said five to seven feet; then you said four to five feet from Officer McMahon.

You also then said that you were still behind the red car.
A. Yes.
Q. So now that's 25 feet from the red car to the beginning of the driveway entrance to the yard Where Mr. Faisal was shot.

And how much more - how further into the
yard was Officer McMahon from the entrance to the yard?
A. Well, I wasn't at the entrance. The car was pulled into the driveway a bit, so $I$ was behind at that point.
Q. Right.
A. And it was probably 25 feet when the shot went off.

And then I'm taking a guess; it might have been another 25 or 30 feet from there.
Q. So from the back of the red car where you were --
A. Yeah.
Q. -- you can see that it's four to seven feet from where Officer McMahon is, which is another - which is 50 feet from you?
A. Could be 50 feet.
Q. And you are pretty certain about the --
A. You know, whether four feet, five feet, seven feet; it was definitely quite a bit less than 21 feet, I'll tell you that.
Q. Okay. So there we are talking about this 21 feet again?
A. Yeah.
Q. Could it have been 10 feet?
A. Again, um, I - I think it was five feet, seven feet.
Q. Okay. But you are -- thank you.
A. He was right on top of him at that point.
Q. That was from Your vantage point?
A. From my vantage point.
Q. Behind the red car in the driveway?
A. Yep. Yep.

MS. KAZAROSIAN: I have no Eurther questions.

THE COURT: All right. Thank you.
All right. Thank you, Sergeant.
THE WITNESS: That's it?

Okay. Thank you.
(Witness excused.)

MS. SPIROS: I do have Deputy Boyle, but I don't know if you want me to push it.

THE COURT: No. We split the difference, Attorney Spiros.

MS. SPIROS: We did, your Honor.

THE COURT: I appreciate it.

All right. It's now ten minutes of four I told everybody we'd go from 9:00 to 1:00 and then 2:00 to 4:00.

I'm going to keep that up. But before we
close for the day, the last five minutes, on the view tomorrow?

MS. SPIROS: Yes.
THE COURT: That's at 59 Chestnut?
MS. SPIROS: We were actually discussing this a little bit just at --

THE COURT: Because - I would say because for me, 59 Chestnut --

MS. SPIROS: Yes.
THE COURT: -- I think that's where I'd like to focus the view on.

MS. SPIROS: Absolutely. We can -- we can also walk to 625, but I'm not sure if that's necessary.

THE COURT: I don't -- I don't think that's necessary for me. We have the photos. I understand the testimony of what happened there.

But I think the critical part is my taking of -- the photos are one thing; but, I think the distorted views that we have, I'd like to see the driveway and the backyard, okay.

MS. SPIROS: I've spoken wath Attorney Murphy about --

THE COURT: Yeah.
MS. SPIROS: -- accessing the backyard --

THE COURT: Yeah.
MS. SPIROS: -- and Ms. Freireich said that that was not a problem.

THE COURT: Okay.
MS. SPIROS: Um...
THE COURT: And, also, we are not going to have any recording device there, because I -- I don't think we need any testimony at the view.

I think we know what 59 Chestnut Street is.

We'1l all meet at 59 Chestnut Street is, and we will can take a view.

If you want to point out some things or counsel wants to point out certain things, but I don't necessarily think we need to actually record it unless --

MS. SPIROS: It's just been my experience that we normally record it.

But when we come back --
THE COURT: Yeah.
MS. SPIROS: -- we could certainly put on the record what we pointed out for your Honor.

THE COURT: Well, obviously, if this was a trial, we -- it would have to be recorded.

This is a little -- just a little different.

MS. SPIROS: Certainly, your Honor.
THE COURT: Okay. But we can always put -- put that on the record.

Is that okay with everybody, just because I don't -- I don't want to interfere with the owner, Ms. -- Iforget her name already.

MS. SPIROS: Freireich.
THE COURT: Freireich.
And, you know, it could be disruptive for her as well as the other neighbors.

But, with that, how far away is chestnut from here would you say?

MS. SPIROS: I would say it's within ten minutes.

THE COURT: All right. And is this something that we would be all able to all take our cars, park there, get in the cars and come back?

MS. SPIROS: That's my understanding -THE COURT: Okay.

MS. SPIROS: ~- is that State Police and a couple of Cambridge officers will meet us there.

THE COURT: Sure. All right. All right. So...

MS. SPIROS: That will be at 9 a.m.
THE COURT: Yean. Let's - 9 a.m.
And then we can probably get back here by $9: 30,9: 45$.

MS. SPIROS: Should I -- should we try to start at 9:45 or 10:00~~

THE COURT: Let's say 9:45.
MS. SPIROS: Okay.
THE COURT: - which could turn into 10:00.

MS. SPIROS: Understood.

THE COURT: All right.
MS. SPIROS: We do -- we do have a couple of people who do have to testify testimony, but I will have the same amount of witnesses lined up -

THE COURT: Sure. Okay.
MS. SPIROS: -- for tomorrow.
We'll make some - I'II make some edits to be witness list - ~

THE COURT: Okay.
MS. SPIROS: - and send them to counsel
tonight --

THE COURT: Great.
MS. SPIROS: -- and the Court as well -THE COURT: Okay.

MS. SPIROS: - once I can do that.

THE COURT: And -- and I'm just looking
at it. It looks like some of these people might be a lot quicker than the --

MS. SPIROS: Much quicker.
THE COURT: Much quickex, okay.

MS. SPIROS: Much quicker.

THE COURT: Okay.
MS. SPIROS: I will only just point out for the court in terms of scheduling, there are two -- there are two sort of not roadblocks, but hurdles, Dr. Marill from MGH has to testify the morning of Wednesday the 24 th; and Dr. Mathews, the ME, is not available until Thursday morning.

THE COURT: Okay. All right.
MS. SPIROS: So those would be -- pretty much everybody else $I$ can move around.

THE COURT: You can move around. okay, great.

MS. SPIROS: Yeah.
THE COURT: All right. Perfect.
Anything else before we adjourn for the
day?
MS. SPIROS: Just briefly.
THE COURT: Sure.
MS. SPIROS: I had intended to bring in a piece of physical evidence with No. 30, Stephanie Devlin, which is -- would be the knife.

THE COURT: Okay.
MS. SPIROS: Um, I think it's important for your Honor to see it -.

THE COURT: Sure.
MS. SPIROS: -- because I know I --
THE COURT: Sure.
MS. SPIROS: -- I viewed it.
I didn't know if you wanted to keep custody of that or if you wanted to view it and then return it to the Commonwealth?

THE COURT: I think we can return it to the Commonwealth after I view it because we have photographs --

MS. SPIROS: Understood.
THE COURT: -- of that.
And -- ah, Lieutenant Bonasoro --
MS. SPIROS: Yes.
THE COURT: -- what's his --
MS. SPIROS: He's blastics.

THE COURT: Ballistics, okay.
MS. SPIROS: And he will talk about the weapon; how many bullets were left in the -THE COURT: Left in the chamber -- in the magazine.

MS. SPIROS: - in the device; how it functions.

THE COURT: Okay.
MS. SPIROS: That kind of thing.
THE COURT: Okay.
And, Officer Chuck DiChiarra.
MS. SPIROS: Use of force.
THE COURT: Use of force. Is -- and
he's -- we have his training material --
MS. SPIROS: Yes.
THE COURT: - in one of the notices of discovery. okay.

MS. SPIROS: Yes.
THE COURT: Okay. Anything else?
MR. ANDERSON: My -- my client was going to attend the view tomorrow.

Is there an issue with that.
THE COURT: No. No. That's fine.
MS. SPIROS: The only -- oh, I'm sorry.
THE COURT: And the only thing I'd say is
the view, even though we are outside the courtroom, it's still a closed hearing.

So, with that being said, and I'm
not -- I am just saying it out loud, I am not accusing anybody of anything, but should a crowd end up around us or somebody with video cameras or cell phones that are tape recording us, I am going to put an end to the view.

MS. SPIROS: Understood.

THE COURT: Because, again, even though we are outside, it's still a closed proceeding --

MS. SPIROS: Um-hum.
THE COURT: - relating to an inquest.
So that's why I think the quicker we get there and out, and we might not attract anybody.

Not that I'm afraid of anything, but curiosity gets the best of (indiscernible).

MS. SPIROS: 'That's true.
THE COURT: I just don't want this to bleed out before it has to.

MS. SPIROS: Understood.

THE COURT: Okay. Yes?
MS. SPIROS: Just one question for your Honor. Is there anyway we can turn the temperature down a little bit tomorrow?

It's been -- it's been a little bit difficult today.

THE COURT: Yeah. It's --
THE CLERK: I don't know if the windows open an this courtroom.

THE COURT: Yeah.

That's an excellent -- that's excellent. I think we all share your question.

If we can, we will; if not, maybe we could just put a hole in a couple of windows and -- all right.

And I appreciate everybody's cooperation. All right.

MS. SPIROS: Thank you.
MS. KAZAROSIAN: Could I just ask one question?

THE COURT: Sure.
MS. KAZAROSIAN: When we are at the view, if we are in the backyard and I understand, I mean, if people start congregating, even though we are not speaking --

THE COURT: Yep.

MS. KAZAROSIAN: - and we are in the
backyard, I would imagine they are not going to be allowed -- would there -- would there be
somebody there - I know troopers are going to be there - keep them from going in the backyard?

MS. SPIROS: Yes.

THE COURT: Oh, yeah, there's troopers.
MS. KAZAROSIAN: Yeah, so -- and if not talking.

THE COURT: Yeah, no.

MS. KAZAROSIAN: I would hate to not have the view if we are not speaking.

THE COURT: No. And we maght have to -but I just don't want --

MS. KAZAROSIAN: A circus.
THE COURT: I just don't want to - a circus, right, okay.

MS. KAZAROSIAN: Understood.

THE COURT: All right. All right. Thank you all.

MS. SPIROS: Thank you.
THE COURT: I'll see you all at
59 Chestnut street at nine o'clock tomorrow.
MS. SPIROS: Thank you, your Honox.
MS. EVANS: Thank you, your Honor.

MS. KAZAROSIAN: Thank you, your Honor.
MR. ANDERSON: Thank you, your Honor.
THE COURT OFFICER: Court's in recess.


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