

1 THE COURT: Okay.

2 MS. SPIROS: I can also attempt to get  
3 Miceli as -- on the lunch break.

4 THE COURT: Okay. All right.

5 MS. SPIROS: So I definitely think we'll  
6 have a number.

7 THE COURT: All right.

8 MS. SPIROS: And then tomorrow -- we'll  
9 move some of the Thursday witnesses on to  
10 Wednesday --

11 THE COURT: Right.

12 MS. SPIROS: -- to try to fill some time.

13 THE COURT: Right.

14 MS. SPIROS: Although I don't know that  
15 we'll be able to fill a full day tomorrow.

16 THE COURT: Okay.

17 MS. SPIROS: Dr. Matthews and Lieutenant  
18 Donoghue are both only available Thursday  
19 morning.

20 THE COURT: Only on Thursday, all right.  
21 So maybe we can see if Officer Dean --

22 MS. SPIROS: Yes. We're going to try to  
23 move all of them.

24 THE COURT: -- (inaudible)? All right.  
25 Great.

1 All right. Thank you.

2 We'll see everybody at two.

3 MS. SPIROS: Thank you.

4 THE COURT OFFICER: Court's in recess.

5 All rise.

6 (12:47 p.m. court in recess.)

7 (2:01 p.m. court resumes.)

8 THE CLERK: We're back on the record.

9 THE COURT OFFICER: You may be seated.

10 THE COURT: All right. Attorney Spiros?

11 MS. SPIROS: Yes, your Honor.

12 Sergeant Michael Taylor. The other two  
13 witnesses I anticipated calling first are not  
14 here yet.

15 THE COURT: Okay.

16 MS. SPIROS: Thank you.

17 (Pause.)

18 THE CLERK: Raise your right hand.

19 Do you solemnly swear to tell the truth,  
20 the whole truth, and nothing but the truth, so  
21 help you God?

22 THE WITNESS: I do.

23 MICHAEL TAYLOR, SWORN

24 THE COURT: All right. Good afternoon,  
25 Officer.

1           And, Sergeant, I'm sure you're aware that  
2 there is a sequestration order.

3           In addition to that, because of the  
4 nature of these proceedings, it's a closed  
5 hearing, I'm just going to ask that you not  
6 discuss your testimony with anybody until this  
7 matter becomes public, okay?

8           THE WITNESS: Yes, sir. No problem.

9           THE COURT: All right. Thank you,  
10 Sergeant.

11           Okay. ADA Spiros?

12           MS. SPIROS: Thank you.

13                               EXAMINATION

14           BY MS. SPIROS:

15           Q. Good afternoon, sir.

16           A. How you doing?

17           Q. Well. Thank you.

18                               Could you please introduce yourself to the  
19 Court, spelling both your first and last name for  
20 the record?

21           A. Sergeant Michael Taylor.

22                               Michael, M-I-C-H-A-E-L, Taylor,  
23 T-A-Y-L-O-R.

24                               I'm with the Cambridge Police Department.

25           Q. And you're a sergeant, you said?

1 A. I am.

2 Q. How long have you been with the Cambridge  
3 Police Department?

4 A. I've been with the Cambridge Police  
5 Department approximately 13 years.

6 Q. And prior to that, where were you?

7 A. I was with the Wakefield Police Department  
8 for about eight years.

9 Q. For how long?

10 Eight years?

11 A. Yes.

12 Q. Can you tell me, have you had, and briefly,  
13 if you can explain to the Court what your  
14 training has been in regards to investigations  
15 generally.

16 A. Generally, investigations, it's with regards  
17 to -- I mean, we take all types of  
18 investigations, sexual assault investigations,  
19 through the course of my employment here,  
20 shooting investigations, accident investigations,  
21 anything along those lines, any type of  
22 investigations, through the Lowell Police Academy  
23 specialized trainings put on by the MPTC.

24 Q. And so, as a sergeant, are you assigned to  
25 the Detective Unit right now?

1 A. I am.

2 Q. And as a sergeant in that unit, what does it  
3 mean you do?

4 A. I oversee about 10, 15 detectives on any  
5 given day or evening. It could be down to five  
6 detectives on the general caseload.

7 And, again, I oversee their caseload and  
8 supervise them throughout it.

9 Q. I want to draw your attention to January 4th  
10 of 2023.

11 Were you working on that day?

12 A. I was.

13 Q. Can you tell me, was there a particular radio  
14 transmission that caught your attention?

15 A. There was.

16 Q. Can you explain what you heard?

17 A. There was a radio transmission of a  
18 individual in the area of, I think it was  
19 Brookline Street, Putnam Ave. down that way, an  
20 individual with a knife, and officers responding  
21 to that scene.

22 I believe it was that somebody had just  
23 jumped out of a window with a knife.

24 Q. And as a result of hearing this on the radio,  
25 what is it that you did?

1 A. As a was hearing the radio transmission,  
2 proceed, it went on for a few minutes, I -- I  
3 started getting down to my cruiser and heading in  
4 that direction -- my unmarked cruiser and heading  
5 in that direction.

6 Q. And so you said your unmarked cruiser.

7 Were you wearing a uniform that day?

8 A. I was not.

9 Q. Okay. Did you have some sort of insignia  
10 that said Cambridge Police?

11 A. No, not -- other than my badge that I would  
12 wear --

13 Q. Your badge?

14 A. -- I did not, no.

15 Q. Okay. You had your badge on that day?

16 A. I did.

17 Q. Okay. Were you -- did you go in your cruiser  
18 to the scene with someone or alone?

19 A. I went alone.

20 Q. Can you tell us what happened next?

21 A. I arrived at Chestnut Street, 59 Chestnut  
22 Street.

23 As I arrived on-scene, there were already  
24 other officers on scene with their -- there were  
25 two ambulances on scene; and I was directed

1 towards the backyard, 59 Chestnut Street, where I  
2 met the officers who were in the backyard.

3 Q. So at that point, what could you observe  
4 about the backyard?

5 A. Other than the officers that were there,  
6 there was some medical dressings, I'll say that  
7 it looked like, I guess, area where they -- they  
8 treated Mr. Faisal.

9 I could see that in the backyard, as well  
10 as the officers in the area.

11 I was there -- assuming thereafter they  
12 were put in the back of the ambulance.

13 Q. And you mentioned that there were officers in  
14 the backyard.

15 Who do you remember being in the backyard  
16 at that point that you arrived?

17 A. I remember Officer Brian Pugliares being  
18 there and, forgive me, Officer Cas Maziarz, he  
19 was in the backyard. I remember him being in the  
20 backyard.

21 Q. Okay. And so at that point when you went  
22 into the backyard and saw the other two officers,  
23 what did you do next?

24 A. I separated the officers.

25 I took them over and just asked them

1 general statements as to what they saw and what  
2 they observed as to what happened.

3 Q. So this was a different kind of call because  
4 it involved an officer; is that correct?

5 A. Different in the sense of it was an officer.

6 I mean, that's why we were responding down  
7 there. I had heard the shots fired as I was  
8 making my way down there, so, in that sense,  
9 that's not a typical call that we would hear with  
10 the shots fired call, so, in that sense it's  
11 different.

12 But the process we take and things like  
13 that, it doesn't differ from investigation to  
14 investigation, that's --

15 Q. So you said you separated the officers, and  
16 what was the purpose of doing that?

17 A. So we could get them individual statements as  
18 to what they observed in the immediacy of it.

19 The other thing we did is we cordoned off  
20 the area with a perimeter.

21 We -- the backyard area, or, I should say,  
22 the house area itself, which we call the inner  
23 perimeter; and then outer perimeter, which we set  
24 up a little further down the street.

25 Q. How do you -- how do you mark off that



1 perimeter?

2 A. Initially it was just with the yellow caution  
3 tape that you'd see.

4 Again, we just tie that to whatever we can  
5 in the area to box it off; and the outer  
6 perimeter, I think we set up more down towards  
7 the Putnam Ave. area, down there, in the end of  
8 Chestnut Street.

9 Q. And so at that point you spoke to two of the  
10 officers?

11 A. I did.

12 Q. Each of them individually?

13 A. I did.

14 Q. And then what happened next?

15 A. We started preserving some of the evidence  
16 that we saw there; again, limiting the traffic  
17 that was coming in.

18 We set up a -- the crime scene, the log,  
19 to document who was going into the backyard.

20 And, like I said, just documenting with  
21 the little placards, the cards, the numbered  
22 cards with the items that we saw in the backyard  
23 that we thought were of relevance.

24 Q. And, at that point, had crime scene from  
25 Cambridge Police responded?

1 A. As -- they showed up soon thereafter.

2 I have the markers in the back of my car,  
3 so I initially took those out.

4 We didn't want people stepping on  
5 anything, possibly kicking it out of the way, so  
6 we do put the yellow markers there.

7 Crime scene, our crime scene, the  
8 Cambridge Police Crime Scene Services, came down  
9 a short time later.

10 At that point, we typically, I don't want  
11 to say turn the scene over to them, but it's  
12 their expertise, so we let them kind of dictate  
13 the crime scene itself at that point.

14 Q. And you said you took those placards out.

15 Do you remember with any particularity  
16 what you placed markers next to or what you or  
17 others did?

18 A. No, I don't remember any particular that I  
19 put a marker next to.

20 I do remember pulling them out and putting  
21 them on the ground.

22 Q. You just know that it was done?

23 A. Yeah.

24 Q. Yes, okay. And what happened after the  
25 markers were placed?

1 A. The scene's cordoned off. We -- in the  
2 immediacy of it, we call the Massachusetts State  
3 Police, the CPAC Unit.

4 Their crime scene service is also a call-  
5 down, and we preserve that backyard area until  
6 they get down there.

7 I don't want to say they take over, but we  
8 assist them with their investigation and what  
9 they do in the backyard.

10 Q. And the State Police assumed sort of a  
11 primary jurisdiction over the case?

12 A. They do -- it's more -- yeah, we were more of  
13 assist with them at that point.

14 Q. Understood.

15 And so what happened that night for you  
16 after that?

17 A. After that -- after we sectioned off the  
18 backyard, secured that, set up the perimeter on  
19 that, I went over to the secondary, what I'm  
20 calling the secondary scene, the second scene  
21 that I was at, near the Putnam Ave. address.

22 We went over to the house. Again, we  
23 secured that area over there.

24 And then I also spoke to one of the  
25 officers who was on scene who kind of directed me

1 to the path that -- the best of his knowledge,  
2 that they took to arrive at Chestnut Street.

3 And we -- we walked that area, sectioning  
4 off that and securing that area as well.

5 Q. And did that span some distance?

6 A. Yeah. Yes, a few blocks.

7 Q. And after you were looking at the secondary  
8 scene and then the blocks that were traveled, to  
9 the best of the officers's knowledge, what  
10 happened next?

11 A. Again, the State Police showed up with their,  
12 I believe it's their SERT Team, and I walked  
13 the -- again, the path that we believe the  
14 officers and Mr. Faisal to have taken during the  
15 course of where he went.

16 And we marked that off. I believe they  
17 GPS it out. They could speak more to that,  
18 exactly the process they use.

19 Q. They did some specialized mapping of that  
20 area?

21 A. They did.

22 Q. And after the SERT Team, what happened next  
23 for you that night?

24 A. Later on that night, we sat down in the  
25 District Attorney's Office and we came up with a

1 game plan how we were going to proceed with the  
2 investigation.

3 Q. And did that involve essentially all of the  
4 detectives from both departments sitting down and  
5 coordinating as to follow-ups?

6 A. We did.

7 Q. And that happened very late or early into the  
8 morning of the 5th?

9 A. Yeah. It was a long night, and then the next  
10 day as well.

11 Q. Yes. And through the course of this  
12 investigation, were you assisting and directing  
13 the Cambridge officers' response and assistance?

14 A. I was.

15 Q. Okay. I want to ask you about a particular  
16 follow-up interview that you did.

17 Did you speak with a woman named Aimee  
18 Landry?

19 A. I did.

20 Q. How did you become aware of Aimee Landry?

21 A. I was forwarded an email from, I believe -- I  
22 believe his position was in the department as the  
23 public information officer, Jeremy Warnick is his  
24 name, Jeremy Warnick.

25 The Cambridge Police Department has a,

1 I'll call it an anonymous tip line, and I'm not  
2 sure if it's Twitter or Facebook, but it's a --  
3 on some social media platform.

4 He was notified through there that  
5 Ms. Landry had witnessed the incident on Waverly  
6 Street, the Waverly Street area.

7 There was an email address, and I believe  
8 maybe a phone number associated with that.

9 I gave Ms. Landry a call to follow up on  
10 the tip that she, herself, had -- had called into  
11 the -- whatever platform that was, the tip line.

12 Q. And as of -- as a result of following up, did  
13 you schedule an interview with her?

14 A. I did.

15 Q. And, sometime later, on or about January  
16 11th, did you conduct a recorded interview with  
17 her?

18 A. I did.

19 Q. Did you preserve that interview and forward  
20 it to the District Attorney's Office?

21 A. I did.

22 Q. I want to draw your attention more  
23 specifically to a follow-up that was done later  
24 in March of 2023.

25 Do you recall a particular meeting that

1 you were asked to attend?

2 A. I do.

3 Q. And what -- who was going to -- who was at  
4 this meeting?

5 A. It was at the District Attorney's Office in  
6 Woburn.

7           You were there as well as -- it was  
8 Lieutenant Donoghue from the State Police. There  
9 was another State Police officer there -- I  
10 forget exactly who that was -- as well as the  
11 family of Mr. -- Mr. Faisal.

12 Q. And do you recall specifically, was it the  
13 father and the grandmother of Mr. Faisal?

14 A. It was the father, the grandmother, I believe  
15 there was an interpreter there, and there was  
16 another relative, it could have been an uncle,  
17 who was there as well.

18 Q. And what was the purpose of that meeting?

19 A. It was a follow up to get a little background  
20 on Mr. Faisal himself, as well as his -- what  
21 transpired the day of that event with Mr. Faisal,  
22 get some background on he himself.

23 Q. Fair to say you had not been able to  
24 interview his family members at the time, or  
25 close to the time of the incident?

1 A. No, we had not, no.

2 Q. And so in speaking with Mr. Faisal's father,  
3 was he able to tell you a little bit about what  
4 had -- what he -- he had observed of Mr. Faisal  
5 on the morning of January 4th?

6 A. He did.

7 Q. Can you tell the Court about that?

8 A. He -- he mentioned that they woke up, it was  
9 a normal day, just a normal conversation with  
10 them.

11 He mentioned that at about -- I think it  
12 was about noontime, he had left for work.

13 As he left for work that day, Mr. Faisal  
14 and the grandmother were still in the home at  
15 that time.

16 Q. And did he indicate that -- at the time  
17 whether or not Mr. Faisal was employed?

18 A. I believe he said he was unemployed at that  
19 particular point in time.

20 Q. But that he had been employed in the past?

21 A. Yeah. I recall him mentioning -- I believe  
22 it was something about working at CVS, as well as  
23 I think it was the Charles Square Hotel.

24 Q. Did you -- did you or others after meeting  
25 inquire as to whether or not Mr. Faisal had any



1 known mental health issues?

2 A. We did.

3 I think we inquired about that, yes.

4 Q. And what was the father's response?

5 A. They said they did not know of any mental  
6 health issues that he had.

7 Q. Did you ask him whether or not they were  
8 aware if Mr. Faisal had shown some interest in  
9 joining the Army?

10 A. I don't recall asking that question of  
11 Mr. Faisal. If it was asked, I don't recall  
12 asking it.

13 Q. Is -- would something refresh your memory as  
14 to that?

15 A. Sure.

16 MS. SPIROS: May I approach?

17 THE COURT: You may.

18 THE WITNESS: Sorry.

19 BY MS. SPIROS:

20 Q. Take a look at that and see if that refreshes  
21 your memory as to --

22 (Pause.)

23 A. Yes.

24 It does say here that we -- we asked him  
25 if he had shown interest, a possible paying for

1 college.

2 Q. In joining the Army?

3 A. In joining the Army, to pay for his college.

4 Q. Did -- did Mr. Faisal's father indicate  
5 whether or not he was aware that Mr. Faisal had  
6 gone to another country recently?

7 A. He did.

8 Q. And what did he say?

9 A. He said he traveled with another individual  
10 to Nepal.

11 Q. And did you -- was he asked whether or  
12 not Mr. Faisal had kept knives that he was aware  
13 of?

14 A. I don't think he was aware of knives. I  
15 don't recall that.

16 MS. SPIROS: If I may have a moment.  
17 Nothing further.

18 THE COURT: All right. Thank you.  
19 Attorney Anderson?

20 MR. ANDERSON: I have no questions.

21 THE COURT: All right. Attorney  
22 Kazarosian?

23 MS. KAZAROSIAN: Could I just have a  
24 moment, your Honor?

25 THE COURT: Sure.

1 (Discussion held off the record.)

2 MS. KAZAROSIAN: I have no further  
3 questions.

4 No questions.

5 THE COURT: All right. Thank you.

6 All right. Thank you, Sergeant.

7 THE WITNESS: Thank you, your Honor.

8 (Witness excused.)

9 MS. SPIROS: If I could just inquire if  
10 there's others outside.

11 They're both here. Okay. Excellent.

12 If I could have a moment, your Honor.

13 THE COURT: Sure.

14 (Pause.)

15 MS. SPIROS: Detective David Barkhouse,  
16 please.

17 (Pause.)

18 THE CLERK: Raise your right hand.

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

22 THE WITNESS: I do.

23 THE CLERK: Thank you.

24 DAVID BARKHOUSE, SWORN

25 THE COURT: All right. Good afternoon,

1 Detective.

2 Detective, I'm sure you're aware there's  
3 a sequestration order.

4 THE WITNESS: Yes.

5 THE COURT: And, also, because of the  
6 nature of these proceedings, it's a closed  
7 hearing and until this becomes public at a later  
8 date, I'm just going to ask you not to discuss  
9 your testimony with anyone until this matter  
10 becomes public, okay?

11 THE WITNESS: Yes, your Honor.

12 THE COURT: All right. Thank you,  
13 Detective.

14 THE WITNESS: Thank you.

15 THE COURT: Attorney Spiros?

16 MS. SPIROS: Yes, your Honor.

17 Thank you.

18 EXAMINATION

19 BY MS. SPIROS:

20 Q. Good afternoon, sir.

21 A. Good afternoon.

22 Q. Could you please introduce yourself to the  
23 Court, spelling your first and last name for the  
24 record.

25 A. Detective David Barkhouse, D-A-V-I-D,

1 B-A-R-K-H-O-U-S-E.

2 Q. Thank you.

3 And can you tell us how you're employed?

4 A. I am a detective with the Cambridge Police  
5 Department.

6 Q. How long have you been a detective?

7 A. About four years.

8 Q. Prior to that, what role did you have?

9 A. I was -- worked in patrol, uniformed patrol  
10 officer.

11 Q. Any other prior law enforcement or military  
12 experience?

13 A. I worked briefly as an auxiliary police  
14 officer for about a year prior to becoming a  
15 Cambridge police officer.

16 Q. And, in your job as a Cambridge police  
17 officer in the Detective Unit, have you had some  
18 specialized training?

19 A. Yes.

20 Q. Can you briefly describe that?

21 A. Sure.

22 I've been to crime scene processing  
23 schools.

24 I've been to two homicide schools.

25 I've been to sexual assault investigation

1 school, several different trainings.

2 Q. And what is it that you do on a daily basis  
3 in your role in detectives?

4 A. I work part-time in the Domestic Violence  
5 Sexual Assault Unit.

6 It's about -- I would estimate maybe about  
7 a third of my cases are domestic violence cases,  
8 criminal harassment cases.

9 And I also work doing general  
10 investigations, larcenies, violent crimes,  
11 property crimes.

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

14 Were you working that day?

15 A. Yes.

16 Q. And in what capacity?

17 A. I was working as a day general investigator.

18 Q. And specifically were you on call that day?

19 A. Yes, I was.

20 Q. What does that mean?

21 A. That means that if any calls come in during  
22 the shift that need to be addressed immediately,  
23 it is your case.

24 Q. And so, as a result of being on call, were  
25 you at the station or elsewhere?

1 A. I was actually on my way to a town west of  
2 Boston on Mass. Pike, on the Mass. Pike.

3 I was on my way with another detective.  
4 He was going to show a photo array, and we were  
5 going to meet a victim of a different crime when  
6 we heard the radio transmission for this call  
7 come in.

8 Q. What did you hear as a radio transmission in  
9 this case?

10 A. So we were on the Pike, so we were almost out  
11 of radio range, but I did hear, Shots fired, so  
12 we immediately got off at the next exit and  
13 turned around and started to head back.

14 Q. Who were you with?

15 A. I was with Detective Brian Hartunian.

16 Q. And do you work as -- in partners or alone or  
17 did you just happen to be together that day?

18 A. We happened to be together that day.

19 He wasn't involved in my other case, so he  
20 was going to be showing the photo array for me.

21 Q. And you said you turned around and went  
22 directly back to the city.

23 Where did you go?

24 A. We drove directly to Chestnut Street.

25 Q. On the way there, did you receive any more

1 information or did you learn anything else about  
2 what was happening?

3 A. We continued to monitor the radio, but,  
4 obviously, we weren't making any phone calls.

5 Everyone was on their way to the -- the  
6 scene itself, so we -- we just listened to the  
7 radio on our way.

8 Q. And where did you go first?

9 A. First we went directly to Chestnut Street  
10 itself.

11 I met with Lieutenant Dave Brown on  
12 Chestnut Street, directly in front of 59 Chestnut  
13 Street.

14 Q. And Lieutenant Brown, is he the detective  
15 lieutenant in your unit?

16 A. Yes.

17 Q. And, as a result of that conversation, were  
18 you given a briefing?

19 A. Yes.

20 Q. And did he give you a particular task?

21 A. He asked me to meet with Detective Sergeant  
22 Kimmick (phonetic), who was located, I would  
23 estimate, maybe about a block away.

24 She was in the rear of 254 Sidney Street,  
25 and he asked me to go see if she needed any



1 assistance with what she was doing at that  
2 location.

3 Q. And, as a result of that, did you go there?

4 A. Yes.

5 Q. Can you tell us what happened next?

6 A. Yes. When I arrived, there were -- Sergeant  
7 Detective Kimmick, as well as a couple other  
8 Cambridge police officers, were on scene there.

9 They had cordoned off an area in between  
10 the side of 254 Sidney Street and the side of  
11 625 Putnam Ave.

12 I observed a broken window on the side of  
13 625 Putnam Ave.

14 I asked a couple of the officers that were  
15 on scene if anyone had been inside that apartment  
16 yet to secure it to see if there was anything  
17 inside -- any people inside that might be  
18 injured.

19 No one seemed to know the answer, so I --  
20 I met with one of those officers.

21 We went to the front of 625 Putnam. We  
22 were greeted by some maintenance staff for the  
23 building, and they allowed us access and pointed  
24 us toward the apartment that they believed that  
25 the broken window was in.

1 Q. And what apartment number was that, if you  
2 know?

3 A. 107, I believe.

4 MS. SPIROS: Your Honor, may I approach  
5 the witness?

6 THE COURT: You may.

7 BY MS. SPIROS:

8 Q. I'm going to show you two photographs and ask  
9 you if you recognize what's depicted in them.

10 A. Yes.

11 Q. What is it?

12 A. This is the window on the side of 625 Putnam  
13 that I later learned was to a bedroom on an  
14 apartment, No. 107, and the second picture is the  
15 screen on the ground below that window.

16 Q. Fair and accurate depiction of how it looked  
17 that night?

18 A. Yes.

19 Q. Or that day, I should say?

20 A. Yes.

21 MS. SPIROS: I'd offer this as the next  
22 exhibit.

23 THE COURT: Okay. I think we're at 39.  
24 How many photos, two?

25 MS. SPIROS: Two.

1                   (Exhibit No. 39, Two photographs,  
2 admitted into evidence.)

3 BY MS. SPIROS:

4 Q. And so, in regards to the securing of the  
5 apartment, did you go into this apartment?

6 A. Yes.

7 Q. And for what purpose?

8 A. I wanted to make sure that there was no  
9 injured parties inside, as I could see that there  
10 was a shattered window, and that no one had been  
11 inside the apartment yet.

12                   We went and knocked on the door. We were  
13 greeted by an elderly female.

14                   She did not speak English, so we tried to  
15 convey that we just needed to come in and make  
16 sure there was no one injured inside.

17                   We were having a tough time. I was trying  
18 to use hand signals, anything I could, just to  
19 get in there as quickly as possible.

20                   She ended up eventually allowing us to  
21 enter, so Officer Steve Allen and myself went  
22 inside, just did a quick walk-around of the  
23 apartment, just to make sure there was no one  
24 inside that was injured.

25                   There was one bedroom door that was locked

1 from the inside.

2 We were able to, with the assistance of  
3 building maintenance, pry that door open.

4 And, once the door was open, viewed inside  
5 the room.

6 It was very -- there was a lot of stuff  
7 everywhere, scattered, scattered around the room,  
8 to include a bicycle that didn't allow for you to  
9 walk into the room.

10 There was a bicycle, like, right on the  
11 ground, kind of just laid across.

12 I noticed the shattered glass. I noticed  
13 blood on the windowsill and on the floor.

14 And I did enter the room, stepping over  
15 the bicycle, just to make sure -- to check one  
16 closet to make sure that there was nobody inside  
17 the closet, and then we, noticing no one else  
18 inside, exited, and secured the apartment.

19 Q. Did you -- when you talked about the bicycle,  
20 was -- did you have to use any unusual or  
21 abnormal amount of force to get the door open?

22 A. No, just that the handle itself was locked.

23 So I believe the -- the maintenance  
24 person -- Officer Allen, was the one who actually  
25 assisted in getting the door open.

1           I think they were able to just use a tool  
2 to manipulate the lock without having to break  
3 anything to open the door up and get inside.

4 Q. Are you aware that later on the apartment was  
5 searched and photographed later?

6 A. Yes.

7 MS. SPIROS: May I approach?

8 THE COURT: You may.

9 BY MS. SPIROS:

10 Q. I'm going to show you ten photographs, sir,  
11 and ask you if you could just look through them  
12 first and look up when you're done, please.

13 (Pause.)

14 BY MS. SPIROS:

15 Q. Sir, do you recognize what's depicted in the  
16 ten photographs?

17 A. Yes.

18 Q. Fair and accurate depiction of how the  
19 apartment looked that day?

20 A. Yes.

21 Q. In that particular bedroom?

22 A. Correct, yes.

23 Q. Is the bicycle that you just discussed  
24 depicted there?

25 A. Yes.

1 Q. As well as the shattered glass?

2 A. Yes.

3 Q. And where was that located, the shattered  
4 glass?

5 A. That was inside this second bedroom, the  
6 bedroom is located, if you walk into the  
7 apartment, it was on the right side of the  
8 apartment.

9 Q. And the shattered glass, would that have  
10 been -- and that window, would that have been  
11 consistent with the broken glass on the outside  
12 and the screen that was on the ground?

13 A. Yes.

14 MS. SPIROS: I'd offer this as the next  
15 exhibit.

16 THE COURT: All right. That will be  
17 Exhibit 40. It's ten photos.

18 MS. SPIROS: Yes.

19 (Exhibit No. 40, Ten photographs,  
20 admitted into evidence.)

21 BY MS. SPIROS:

22 Q. After you made the observations that you did  
23 of the bedroom inside the apartment, what did you  
24 do next?

25 A. As I said, we exited the apartment. We met

1 with the elderly female in the hallway.

2 As I said, we were trying to convey that  
3 she couldn't go back inside; that we were  
4 securing it.

5 We ended up calling another detective  
6 down to the scene, Detective Ali, to see if he  
7 could -- I wasn't even sure what language she  
8 spoke, so we were trying to see -- I know he is  
9 fluent in several languages, so I was trying to  
10 see if he could help in assisting with that  
11 translation.

12 Q. And did Detective Ali respond?

13 A. He did.

14 Q. And was he able to assist you?

15 A. To a degree, yes.

16 Q. Okay. And, after that, just speaking still  
17 of that night, after you went into Apartment 107  
18 and spoke with the elderly female, did you come  
19 to learn who the elderly female was?

20 A. Yes.

21 Q. And was that Mr. Faisal's grandmother?

22 A. Correct, yes.

23 Q. After you had that encounter with her, what  
24 happened next?

25 A. I stood by outside the apartment for a little

1 while.

2 We were waiting to try and assist to get  
3 her transported to meet with family. It took a  
4 little while.

5 Mr. Faisal's mother ended up coming. We  
6 got some transportation for her to head to the  
7 hospital.

8 Another family member ended up coming and  
9 picking up his grandmother a little while later.

10 Q. And, sir, after that, what did you do next  
11 that night?

12 A. After that, went back outside.

13 We -- my next task that I was given was  
14 that there was a couple of juveniles that had  
15 witnessed something that we were going to be  
16 interviewing, so a trooper from the Mass. State  
17 Police and myself went and met with those two  
18 juveniles.

19 Q. And so did you come to learn those juveniles'  
20 names?

21 A. Yes.

22 Q. Did you know one of those juveniles? Or --

23 A. I knew of, but I had never met him.

24 Q. Thank you.

25 Who is it that you interacted with at that



1 point?

2 A. I spoke with Jayden Walker (phonetic) and  
3 Xavier Martin (phonetic).

4 Q. And, generally speaking, who were they and  
5 how were they involved?

6 A. So these two juveniles, as well as a third,  
7 were in Apartment No. 1 at 254 Sidney Street.

8 They were in an upstairs bedroom playing  
9 video games, and they heard a loud noise; looked  
10 outside the window.

11 They observed Mr. Faisal outside on the  
12 ground. He was cutting himself -- cutting his  
13 wrists with a knife; later with a piece of glass  
14 as well.

15 And they took some videos of what was  
16 occurring outside, and they also -- the third  
17 juvenile is the one who actually called 911 at  
18 the beginning of this incident.

19 Q. You said they took some videos.

20 Was it two videos?

21 A. Two videos, yes.

22 Q. And did you ask if -- or did you, or a fellow  
23 investigator, ask if you could have copies of  
24 those videos?

25 A. Yes.

1 Q. Were they provided to you?

2 A. Yes.

3 Q. And was that request made of a parent of the  
4 juveniles?

5 How did that happen?

6 A. So we waited to speak with the two juveniles.

7 There was -- Xavier Martin's mother was  
8 home. We spoke with him in the presence of his  
9 mother.

10 We waited for Jayden Walker's mother to  
11 arrive.

12 Once she was there, she went inside the  
13 house, spoke with him for a few minutes, and then  
14 they came out together for us to interview him at  
15 that time.

16 Q. And, to be clear on the two videos, those are  
17 taken from what angle, if you know?

18 A. They're taken from a -- I believe it's the  
19 third-story bedroom, almost directly downward.

20 The video depicts him -- Mr. Faisal,  
21 sitting on the ground on the side walkway of  
22 254 Sidney.

23 It's almost directly below the window that  
24 the video's shot from.

25 Q. And the first video is longer than the second

1 video, correct?

2 A. Yes.

3 Q. Do you recall talking with the juveniles  
4 about what -- other than having the video and  
5 what the video shows, what they had seen or  
6 observed?

7 A. Yes.

8 Q. Can you tell the Court a little bit about  
9 that?

10 A. Sure.

11 They observed -- they heard a loud noise  
12 that they thought was shattering glass.

13 They actually initially thought that it  
14 was a part of the video game that they were  
15 playing.

16 When they looked outside, they saw  
17 Mr. Faisal sitting on the ground.

18 He was wearing, according to them, gray  
19 sweatpants with no shirt, no shoes.

20 He was initially kneeling on the ground,  
21 cutting his wrist with a knife.

22 He was doing that both in a slicing  
23 motion, as well as in more of a striking motion,  
24 as they described it to me.

25 They said that he eventually switched from

1 the kneeling position to a seated position with  
2 his legs crossed.

3 They also saw a book in his possession.

4 Q. Do you know how much time you might have  
5 spent with the juveniles that day?

6 A. Probably about ten minutes.

7 Q. Okay. Were there other follow-ups that night  
8 that you were involved in?

9 A. That night? I don't think I spoke with  
10 anyone else that night, no.

11 Q. Drawing your attention then to January 5th,  
12 were you tasked with going to a particular  
13 location with Trooper Torres?

14 A. Yes.

15 Q. And what was that?

16 A. The medical examiner's office.

17 Q. And for what purpose?

18 A. To view the autopsy.

19 Q. And you did that with Trooper Torres?

20 A. Yes.

21 Q. You were there for several hours?

22 A. Yes.

23 Q. Turning your attention to another follow-up  
24 that you were able to do in this case, were you  
25 also tasked with interviewing Susan Freireich?

1 A. Yes.

2 Q. Did that occur on January 6th of 2023?

3 A. Yes, it did.

4 Q. And do you know, was that interview recorded?

5 A. Yes.

6 Q. And a copy of that recording provided to the  
7 District Attorney's Office?

8 A. Yes, it was.

9 Q. And Trooper Torres was with you during that  
10 interview; is that correct?

11 A. Yes.

12 Q. I want to draw your attention now to  
13 January 10, 2023.

14 Did you interview someone named Don  
15 Toynton?

16 A. I did, yes.

17 Q. Can you describe how that interview was  
18 conducted?

19 A. Conducted via phone.

20 Q. And who was Don Toynton?

21 A. Don Toynton is a friend of Susan Freireich.  
22 He lives in Arizona.

23 He was visiting at the time. He was  
24 actually waiting for a car to take him to the  
25 airport when this incident occurred, so he wasn't

1 able to stick around for very long after the  
2 incident occurred, that's why I ended up  
3 interviewing him on the follow-up interview by  
4 phone.

5 Q. Can you tell the Court what Mr. Toynton said?

6 A. He said that he was in -- on the second floor  
7 of this residence, 59 Chestnut, with Susan.

8           They heard some shouting outside, and  
9 Susan said that she observed some people in the  
10 driveway.

11           He said -- he described to me that he  
12 heard what he believed to be two to three loud  
13 bangs, and then he instructed Susan to come away  
14 from the window and not to look outside.

15 Q. Did he indicate that he did look outside?

16 A. Yes.

17 Q. And did he tell you what he saw?

18 A. Yes.

19           He said that he could only see the backs  
20 of -- of what was -- of the officers, that he  
21 could see that there was a person on the ground  
22 that had something on their head and neck area.

23           He --his guess was that it was blood.

24 Q. Did he indicate anything about what the male  
25 on the ground was doing in terms of

1 movement-wise?

2 A. I don't recall.

3 Q. Do you recall writing in your report that he  
4 was squirming?

5 A. Yes.

6 Q. Described as squirming?

7 A. Yes.

8 Q. At that point, did Mr. Toynton indicate what  
9 else he saw?

10 A. Yes.

11 Q. What did he say?

12 A. He said that he -- that it seemed like  
13 the -- this person on the ground was kind of  
14 fighting back; didn't -- was trying to resist the  
15 efforts of the officers to assist him.

16 He said that he observed the officers  
17 trying to render medical aid.

18 Q. Did you ask Mr. Toynton if he heard the  
19 person on the ground say anything?

20 A. I'm not sure off the top of my head, I'm  
21 sorry.

22 Q. Certainly.

23 Would something refresh your memory?

24 A. Yes.

25 Q. Your report?

1 A. Please.

2 MS. SPIROS: (Indiscernible.)

3 BY MS. SPIROS:

4 Q. Second paragraph from the bottom.

5 A. Thank you.

6 Q. If you can just look up and I'll take it from  
7 you when you're done refreshing your memory.

8 (Pause.)

9 A. Thank you.

10 Q. Thank you. Is your memory refreshed?

11 A. Yes.

12 Q. And do you recall whether you asked  
13 Mr. Toynton about whether he heard the person on  
14 the ground saying anything?

15 A. Yes. I asked him.

16 Q. And was there a response to your question?

17 A. Yes.

18 He didn't really answer my question, but  
19 he did say that contrary to what he was  
20 hearing -- and I'm paraphrasing here without  
21 having the quote in front of me -- but contrary  
22 to what he was hearing, that the police did not  
23 murder him, and that the -- that the police had  
24 to protect themselves.

25 Q. Was there anything else that Mr. Toynton



1 relayed to you in the interview?

2 A. No.

3 MS. SPIROS: If I may have one moment.

4 (Pause.)

5 BY MS. SPIROS:

6 Q. Just in terms of your interview of the  
7 juveniles who made the 911 call and then recorded  
8 the video, was there anything specific that the  
9 juveniles relayed to you about seeing the person  
10 coming out of the actual window?

11 A. Yes.

12 Q. Can you tell the Court about that?

13 A. Yes. So Xavier Martin said that he observed  
14 someone coming out of the window with the  
15 shattered glass, that the person was coming out  
16 feet first.

17 Q. And, in terms of the juveniles, again, in  
18 that interview about those juveniles who called  
19 911 and made the recordings, did they tell you  
20 whether they could hear anything that the  
21 officers were saying to the person?

22 A. Yes.

23 Q. What did -- what was that?

24 A. So they said that the -- when they believed  
25 the officers first approached, that they kind of

1 called out to him.

2 And, when he heard the officers call out  
3 to him, he got up and ran to -- further towards  
4 the rear of 254 Sidney, which would be towards  
5 625 Putnam.

6 Q. Thank you.

7 MS. SPIROS: I have nothing further.

8 THE COURT: Attorney Anderson?

9 MR. ANDERSON: I have no questions.

10 THE COURT: Attorney Kazarosian?

11 MS. KAZAROSIAN: (Inaudible).

12 THE WITNESS: Ph, I'm sorry. Usually  
13 it's only two. I'm sorry.

14 EXAMINATION

15 BY MS. KAZAROSIAN:

16 Q. Good afternoon.

17 A. Afternoon.

18 Q. I'm Marsha Kazarosian, and I represent  
19 Mr. Faisal's family.

20 Were you present at the interview of Susan  
21 Freireich?

22 A. Yes.

23 Q. And did you have an opportunity also to read  
24 the written report that summarized her testimony  
25 as well, or her interview?

1 A. I wrote the report.

2 Q. Okay. So you -- do you recall her saying  
3 that her boyfriend, Mr. Toynton, was deaf and  
4 couldn't hear anything?

5 A. Deaf?

6 Q. Yes.

7 Do you recall her saying he couldn't hear,  
8 he was deaf, and that he tends to, say, give his  
9 opinion about things that he doesn't see or hear?

10 Do you recall any of that, coming from  
11 Susan Freireich?

12 A. I don't recall her saying that he was deaf.

13 I do recall her saying something about him  
14 being hard of hearing, yeah.

15 Q. And do you recall her saying that he's quick  
16 to give his opinion about things that he -- of  
17 which he has no information?

18 A. I don't recall that.

19 Is this something I wrote in the report?

20 Q. I don't know if it's in your report, but I'm  
21 asking about the interview.

22 A. Okay.

23 Q. But you don't recall it on your own?

24 A. I don't.

25 Q. Okay. And when you interviewed Mr. Toynton

1 the next day, he gave his opinion in response to  
2 your question about what he heard, he actually  
3 didn't hear anything, he said (inaudible)?

4 A. Well, he didn't answer as to whether or not  
5 he heard anything.

6 Q. So you asked him what he heard and he gave  
7 his opinion about what -- the demonstrations and  
8 whether or not --

9 A. Yes.

10 Q. Okay. And did you ever follow up and say,  
11 But did you hear anything that was being said?

12 A. I'm not sure. I don't recall.

13 Q. And, in fact, he told you that he could only  
14 hear voices, he couldn't make out specific words  
15 and phrases; isn't that correct?

16 A. Yes.

17 MS. KAZAROSIAN: If I could just have a  
18 moment, your Honor.

19 THE COURT: Okay.

20 (Pause.)

21 BY MS. KAZAROSIAN:

22 Q. When you spoke with Jayden Walker and Xavier  
23 Martin, did either of them indicate that  
24 Mr. Faisal had been threatening his -- to anyone  
25 else, other than himself?

1 A. No.

2 MS. KAZAROSIAN: I have no further  
3 questions.

4 THE COURT: All right. Thank you.  
5 Thank you very much, sir.

6 THE WITNESS: Thank you.

7 (Witness excused.)

8 MS. SPIROS: Your Honor, we have one more  
9 witness for today.

10 THE COURT: Okay.

11 MS. SPIROS: It's Michael Schwartz.

12 THE COURT: All right.

13 (Pause.)

14 THE CLERK: (Inaudible) raise your right  
15 hand.

16 Do you swear to tell the truth, the whole  
17 truth, and nothing but the truth, under the pains  
18 and penalties of perjury?

19 THE WITNESS: I do.

20 THE CLERK: Very good.

21 MICHAEL SCHWARTZ, SWORN

22 THE WITNESS: Good afternoon, your Honor.

23 THE COURT: And, Detective, I'm sure  
24 you're aware there's a sequestration order, but  
25 in addition to that, because of the nature of

1 these proceedings, it's a closed hearing, so I'm  
2 going to ask you not to discuss your testimony  
3 with anybody else until this matter becomes a  
4 matter of public record, okay?

5 THE WITNESS: Understood.

6 THE COURT: All right. Thank you,  
7 Detective.

8 Attorney Spiros.

9 EXAMINATION

10 BY MS. SPIROS:

11 Q. Good afternoon, sir.

12 A. Good afternoon.

13 Q. Could you please introduce yourself to the  
14 Court, spelling both your first and last name for  
15 the record.

16 A. Yes.

17 Detective Michael Schwartz. M-I --

18 Q. And -- sorry.

19 A. M-I-C-H-A-E-L, S-C-H-W-A-R-T-Z.

20 Q. Apologies.

21 It's been a long day.

22 How are you employed?

23 A. I am employed by the City of Cambridge Police  
24 Department.

25 Q. And what is it that you do for the City of

1 Cambridge Police Department?

2 A. I am a detective for the Cambridge Police  
3 Department.

4 Q. How long have you been a detective for?

5 A. Since January of 2011.

6 Q. Do you have a specialty within detectives?

7 A. I do.

8 Q. And what is that?

9 A. I am a (indiscernible) detective working with  
10 young adults and juveniles involved in gun  
11 violence.

12 Q. How long have you done that work?

13 A. Five years.

14 Q. Prior to being a detective, what other roles  
15 did you hold for the Department?

16 A. Three years in patrol, about eight years on  
17 our traffic motorcycle unit, and ten years in our  
18 SRT, Special Response Team.

19 Q. Any other law enforcement or military  
20 experience prior to Cambridge?

21 A. No.

22 Q. I want to ask you if, in the course of your  
23 time with Cambridge, whether you've had  
24 specialized training as it regards  
25 investigations?

1 A. Yes.

2 Q. Can you briefly describe that for the Court?

3 A. Yeah.

4 Well, I went to the Lowell Police Academy  
5 to be on the job; and then, once I was in  
6 detectives, I've been to multiple trainings,  
7 three or four homicide trainings, an  
8 officer-involved shooting training, several  
9 trauma-informed investigative technique  
10 trainings.

11 It's been a long list.

12 Q. And I want to draw your attention now to  
13 January 4th of 2023.

14 Were you working on that date?

15 A. Yes.

16 Q. And in what capacity?

17 A. I was working in my (indiscernible) unit with  
18 my partner.

19 Q. And who is your partner?

20 A. Detective Michael Miceli.

21 Q. And that day, were you at the station or  
22 elsewhere?

23 A. We were just working.

24 I honestly don't remember exactly where I  
25 was when I started.



1 Q. At some point did you hear a particular call  
2 or radio transmission that caught your attention?

3 A. Yes.

4 Q. Can you describe that?

5 A. There was a call for what -- we could hear  
6 the call originally on the radio, and then what  
7 was the officer-involved shooting.

8 Q. Do you remember anything about the call when  
9 you first heard it?

10 A. I recall generally that they had been running  
11 after or chasing someone with a knife.

12 Q. And, as a result of hearing this, what did  
13 you do?

14 A. We immediately jumped in our cruiser and made  
15 our way down to Chestnut Street.

16 Q. And when you say you're working in this  
17 particular specialty unit, are you wearing a  
18 uniform or Cambridge police gear?

19 A. We're in plainclothes.

20 Q. Plainclothes.

21 A. Yup.

22 Q. Badge on?

23 A. Yes.

24 Q. Unmarked cruiser or marked?

25 A. Unmarked.

1 Q. And so you -- do you go straight to a  
2 particular area?

3 A. We parked on Sidney Street just before  
4 Chestnut Street.

5 Q. And what do you observe when you first get  
6 there?

7 A. A lot of officers on scene, a bit chaotic.

8 We had actually met up with Detective Betz  
9 (phonetic), one of our juvenile detectives; and,  
10 once we got onto Chestnut Street, we were  
11 directed by Detective Lieutenant Brown and  
12 Detective Sergeant Taylor on some things they  
13 needed us to do.

14 Q. Okay. And so when you got to Chestnut  
15 Street, did you go to a particular home or a  
16 location or did you just speak with the  
17 supervisors, at that point?

18 A. We were kind of at the front end of the  
19 driveway to where the incident took place.

20 Q. At 59 Chestnut Street?

21 A. Yes.

22 Q. And so at that point, what was the particular  
23 task they gave you first?

24 A. We were tasked with canvassing Chestnut  
25 Street and the surrounding areas to include Fort

1 Washington Place, to see if any witnesses had  
2 heard anything, seen anything, or had any  
3 videos.

4 Q. And so, investigatively, can you describe  
5 what a canvass is and kind of what the purpose of  
6 it is?

7 A. Yup. Again, it's to try to find any  
8 witnesses, people that may have seen something,  
9 heard something, gather information if there's  
10 any video that exists on homes, businesses, cell  
11 phones, so we'll just go door to door and knock  
12 and if we get a response, we'll have a  
13 conversation.

14 Based on the conversation, if there's need  
15 for a further investigation, we might reach back  
16 out to the sergeant or a supervisor and the lead  
17 investigator in the case.

18 Q. And particularly when you do a canvass of  
19 this nature, does this mean you're literally  
20 knocking on people's doors?

21 A. Yes.

22 Q. Seeing who was home; who wasn't home?

23 A. Correct.

24 Q. And where did you -- can you talk a little  
25 bit about just -- and, briefly, just kind of

1 where you went and how you did this.

2 A. Yup.

3 So we walked Chestnut Street, starting  
4 just after 59 at the daycare preschool, worked  
5 our way westbound on Chestnut to Brookline, the  
6 first three corner homes there on Brookline, if  
7 you take a right towards Putnam.

8 Then we came back on the other side of  
9 Chestnut; worked our way back to Sidney Street.

10 At that point they had -- the supervisors  
11 had pointed out that they had seen a camera on  
12 Fort Washington Place, so we jumped ahead to Fort  
13 Washington Place to the townhomes there.

14 Once we finished Fort Washington Place, we  
15 made our way back out onto Sidney Street, working  
16 from Putnam down to Chestnut Street.

17 Q. And I just want to focus on a couple of these  
18 particular pieces of the canvass that you did.

19 And you've just mentioned Fort Washington  
20 Place, and at No. 12, did you speak with parties  
21 Brian Chan (phonetic) and Sarah James (phonetic)?

22 A. Yes.

23 Q. And do you recall what they were able to tell  
24 you?

25 A. I believe James heard one bang and that he

1 had heard maybe four to five, but they had not  
2 seen anything. They just heard the bangs.

3 Q. Um-hum. And drawing your attention to No. 10  
4 and Eva Reicheart (phonetic), did she -- was she  
5 able to tell you that she saw a little bit more?

6 A. Yes.

7 So while we were at 12, the resident of  
8 ten was there as well.

9 She had been a little freaked out and had  
10 gone next-door just to be with people.

11 In her residence at ten, she heard the  
12 commotion; and, when she looked out the back  
13 window, she could see the officers.

14 At some point their guns were drawn. She  
15 could hear a lot of yelling; she realized what  
16 was about to happen, so she turned away.

17 The bangs rang out, and by the time she  
18 looked back, the victim was already on the ground  
19 and bleeding.

20 Q. And so just to -- for a frame of reference,  
21 these townhomes on Fort Washington Place, some of  
22 them abut Chestnut Street and the yard where this  
23 happened; is that right?

24 A. Correct.

25 Q. Okay. And so then jumping ahead to No. 2 --

1 and hopefully I don't say his name wrong -- Ryan  
2 Taliaferro?

3 A. Yes.

4 Q. You spoke with him as well?

5 A. Yes.

6 Q. And he also -- he saw a little bit more; is  
7 that correct?

8 A. Correct, yes.

9 Q. What do you remember him telling you that he  
10 saw?

11 A. So he was home.

12 He heard the bangs.

13 He knew there had been construction in the  
14 area, so his immediate reaction was to kind of  
15 just run to the front of the house.

16 And then he realized that wasn't what it  
17 was, so he ran to the back of the house, and by  
18 the time he got to the back window, he saw the  
19 officers trying to render aid.

20 The suspect had already been...

21 Q. And then I want to jump ahead.

22 Did you speak with a woman at 254 Sidney  
23 Street at No. 1, a Chenise Jones (phonetic)?

24 A. Yes.

25 Q. Do you know her?

1 A. I do now.

2 Q. Okay. Did you speak with her that day?

3 A. Yes.

4 Q. And did she provide you with some information  
5 that two of her sons actually saw a part of this  
6 incident?

7 A. Yes.

8 Q. And that would have been the two juveniles  
9 that called 911?

10 A. Yes.

11 Q. Okay. Did you indicate to her that you --  
12 someone would want to do a follow-up interview  
13 with her, with those juveniles?

14 A. I did.

15 Q. Okay. And so, aside from the canvass that  
16 night, what else, if anything, were you involved  
17 in that evening, of the 4th?

18 A. That evening, just a debrief later on back at  
19 CPD headquarters.

20 Q. And that debrief was to hand out additional  
21 follow-ups in the investigation; is that right?

22 A. Yes.

23 Q. And I want to focus on one other piece of the  
24 follow-ups that you did, sir, in this case.

25 Did you conduct some, or attempt to

1 conduct, some follow-ups with fire and EMTs?

2 A. I did.

3 Q. And, particularly with the fire department,  
4 did you attempt to speak with two members of  
5 Cambridge fire?

6 A. I did.

7 Q. Did they speak with you?

8 A. One, yes; the other, no.

9 Q. And in terms of the EMTs, this was Pro EMS,  
10 correct?

11 A. Yes.

12 Q. Did you learn that night or in the follow-up,  
13 in the course of the follow-up, that Pro EMS  
14 actually had cameras in the ambulance?

15 A. I did.

16 Q. Were you aware of that before?

17 A. I was.

18 Q. And did you obtain a recording of the -- the  
19 person involved in this incident in the ambulance  
20 that night?

21 A. Yes.

22 Q. And did you provide a copy of that to the  
23 District Attorney's Office?

24 A. I did.

25 Q. Were you able to speak with an EMT, who had



1       been on this call, named Gianna Conserva?

2       A.    Yes.

3       Q.    And do you recall interviewing her about what  
4       she remembered seeing and hearing?

5       A.    Yes.

6       Q.    Can you tell the Court a little bit about  
7       what she saw and heard?

8       A.    Yup.

9                So myself and Trooper Sullivan went up to  
10       Pro EMS the following day.  I believe it was  
11       the 5th.

12               We sat down with several EMTs, to include  
13       Gianna Conserva.

14               She stated that she was an EMT driving  
15       that day with her partner.

16               They heard a call; they realized -- I  
17       think she kind of put it, that her other company  
18       working had been busy, so they tried to give them  
19       a break, they jumped the call.

20               They posted up nearby.  When they heard  
21       the call for shots fired, they got on their  
22       tactical gear, and then they proceeded up  
23       Sidney -- down Sidney Street to Chestnut Street  
24       where they were directed into the rear of 59.

25               As she stated it was kind of a chaotic

1 scene; a lot of yelling. She recalled them being  
2 on a -- that the victim had been put on, like, a  
3 blanket, which they later found out was taken  
4 from their vehicle.

5 Several officers were providing aid in  
6 specific locations.

7 She recalls the chest -- like, a chest  
8 seal being on.

9 There were several tourniquets on.

10 She talked about when she was assisting as  
11 best she could, he kind of looked up at her with  
12 an eerie smile that she said just felt very out  
13 of place and took her back -- took her aback.

14 At some point they were -- they realized  
15 it was just time to go.

16 They got him up onto the stretcher; backed  
17 down the driveway, into the ambulance where one  
18 of the firefighters, DeGrace (phonetic), I  
19 believe, and then another paramedic, Megan Mae  
20 (phonetic), jumped in.

21 Once they were loaded up, she drove with a  
22 police escort to the hospital.

23 Q. And that was to MGH?

24 A. Yes, sorry.

25 MS. SPIROS: May have a moment, please,

1 your Honor?

2 I have nothing further for this witness.

3 THE COURT: Thank you.

4 Attorney Anderson?

5 MR. ANDERSON: I have no questions.

6 THE COURT: All right. Attorney

7 Kazarosian?

8 MS. KAZAROSIAN: Thank you, your Honor.

9 I just need a moment to get (inaudible).

10 (Pause.)

11 MS. KAZAROSIAN: If I could just take one  
12 moment, your Honor.

13 I lost my place.

14 EXAMINATION

15 BY MS. KAZAROSIAN:

16 Q. Officer Schwartz, good afternoon.

17 A. Good afternoon.

18 Q. I'm Marsha Kazarosian, and I represent  
19 Mr. Faisal's family.

20 A. Nice to meet you.

21 Q. You talked about speaking with Eva  
22 Weichert -- Reicheart?

23 A. Yes.

24 Q. And she had said she saw officers in the  
25 backyard, one of them raising his weapon; is that

1 correct?

2 A. I believe that's how it was written, yes.

3 Q. And she said in a moment of fear, I turned as  
4 the bangs rang out?

5 A. Yes.

6 Q. So she didn't actually see the shots?

7 A. Correct.

8 Q. And did you ask her how long between when she  
9 saw the officers and when she turned that she  
10 heard the bangs ring out?

11 A. It was immediate. After they stopped, she  
12 turned back.

13 Q. But when did she -- my question is -- so, all  
14 right.

15 As soon as she heard the shots, she turned  
16 back and looked.

17 When she saw the officers, and before she  
18 turned away, did you ask how long it was before  
19 she decided to avert her eyes?

20 A. She -- she intimated that it was just  
21 moments.

22 She realized at one point after the  
23 yelling that she heard, she just got scared; she  
24 turned, they rang out.

25 And then, once that finished, she looked

1 right back.

2 Q. And she looked outside because of the  
3 commotion; is that correct?

4 A. Yes.

5 Q. And she said officers plural in the backyard.

6 Did you ask her how many she saw?

7 A. I did, but she couldn't remember.

8 Q. You -- you said you responded to a call at  
9 1:30.

10 And when you say you responded, does that  
11 mean when you arrived or when you started to head  
12 over?

13 A. I would have to look back at the CAD notes to  
14 know the exact times.

15 Q. If you write down at approximately 1:30,  
16 Detective Miceli and I responded to the area  
17 of -- do you mean headed out when you say  
18 "responded," or do you mean that's when we got  
19 there, when you write it down?

20 A. So that could be either.

21 Q. Okay. Okay. All right.

22 When you got there, do you recall  
23 approximately how many officers or medical people  
24 were on the scene?

25 A. Oh, at least a dozen.

1 Q. Okay.

2 MS. KAZAROSIAN: I have no further  
3 questions.

4 THE COURT: All right. Thank you.  
5 All right. Thank you.

6 THE WITNESS: Thank you, your Honor.  
7 (Witness excused.)

8 MS. SPIROS: Thank you.  
9 I apologize, your Honor.

10 That's my last witness for the day.

11 THE COURT: That's okay. We're making  
12 good time, not that I want to rush anybody, I  
13 just didn't want to -- but --

14 MS. SPIROS: I did send out an updated  
15 list, and I'm happy to quickly go over that.

16 THE COURT: I -- I just looked at it,  
17 yeah.

18 MS. SPIROS: Great.

19 THE COURT: And so it looks like we're on  
20 track to finish all but the last two, which would  
21 be the ME and the other --

22 MS. SPIROS: Detective Lieutenant William  
23 Donoghue, yes.

24 THE COURT: Detective -- yeah. On --

25 MS. SPIROS: The State Police commander.

1 THE COURT: On Thursday, okay.

2 MS. SPIROS: Um-hum.

3 THE COURT: All right. And before we  
4 adjourn for the day, anybody want to -- need to  
5 address anything?

6 MS. SPIROS: No.

7 Perhaps we could take some time tomorrow  
8 to address the issue related to pleadings and  
9 summations.

10 THE COURT: Yeah.

11 I've been thinking about that, and I'll  
12 give everybody the opportunity.

13 I -- I also was -- during lunch was  
14 looking at the inquest standards again.

15 And I note sometimes they take pleadings  
16 at the end; sometimes they give summations at the  
17 end.

18 I don't think I need it.

19 Obviously, it's -- it's, you know, your  
20 role is a lot different than any role you've  
21 taken on as a DA because you're just presenting  
22 the evidence.

23 My role is different as a judge because  
24 I'm actually the one in charge of the  
25 proceedings.

1           But I won't rule on anything until I hear  
2 from everybody on Thursday.

3           And I don't know if I need a -- I  
4 don't -- I made up my mind on arguments. I don't  
5 need arguments.

6           If anybody wants to submit something,  
7 we'll address that -- written submissions -- at  
8 the close of all the testimony and the evidence  
9 on Thursday.

10          But I don't think I need to hear any  
11 arguments, because, obviously, there is no  
12 argument because it's not an adversarial  
13 proceeding.

14          So we take up the issue of whether or not  
15 anybody wants to submit certain -- and I know,  
16 Attorney Anderson, you wanted to submit that --  
17 the case law on use of force and all that, but we  
18 can -- we can address that on --

19          MR. ANDERSON: I can submit that.

20          And I would ask the Court if I could make  
21 a summation.

22          I know you may not need it, but I just  
23 feel like -- I mean, this is the fifth inquest  
24 I've done.

25          THE COURT: No, I know.



1 MR. ANDERSON: The other four I have had  
2 the opportunity to do that.

3 THE COURT: I think I was involved with  
4 one of the --

5 MR. ANDERSON: No, I know.

6 THE COURT: -- (indiscernible).

7 We'll see, all right?

8 MR. ANDERSON: Okay.

9 THE COURT: Okay? I'll put it that way.  
10 It's -- we'll see.

11 MR. ANDERSON: I mean, I won't be long,  
12 but --

13 THE COURT: No, I know, I know.

14 MR. ANDERSON: -- I do have a client  
15 here --

16 THE COURT: And the reason --

17 MR. ANDERSON: -- that I'm representing.

18 THE COURT: -- the reason for my -- my  
19 rule on that is because once -- once we get into  
20 argument, like I said, it becomes now we have  
21 roles.

22 And the role of the DA is no different  
23 than the role of you and the role of you,  
24 Attorney Kazarosian.

25 I get the evidence you want to submit --

1 are you okay, Deb?

2 UNIDENTIFIED SPEAKER: Okay.

3 THE COURT: Any evidence that is  
4 submitted by counsel at the discretion of the  
5 judge, I want to hear from them.

6 I know there's been some -- testimony or  
7 evidence that I don't think is relevant to me.

8 And, again, that's -- that's my role.

9 And like I said, it's a lot different  
10 than, you know, a normal, everyday role as a  
11 judge, but that's the nature of these inquests,  
12 so --

13 MS. KAZAROSIAN: Can I ask a question?

14 THE COURT: Sure.

15 MS. KAZAROSIAN: And would you consider  
16 the possibility, I'm not even sure, I'm not  
17 saying I want to do it or not --

18 THE COURT: Yup.

19 MS. KAZAROSIAN: -- but there's been so  
20 much information --

21 THE COURT: Yup.

22 MS. KAZAROSIAN: -- that's been presented  
23 in all these discovery notices.

24 THE COURT: Yup.

25 MS. KAZAROSIAN: And I think -- and I --

1 to be fair, a lot of it has to do with stuff that  
2 happened after the incident, which my  
3 understanding is the inquest focuses on the  
4 incident; what the officers did --

5 THE COURT: The Incident, yes.

6 MS. KAZAROSIAN: -- but there -- in some  
7 of the witnesses who gave statements,  
8 (inaudible), if there is something that any of us  
9 may want to specifically point out to you that  
10 may not have been marked as exhibit but it is in  
11 evidence --

12 THE COURT: Yeah.

13 MS. KAZAROSIAN: -- that we think may be  
14 important, that's --

15 THE COURT: It -- it may not be marked  
16 as -- but it is all in evidence.

17 MS. KAZAROSIAN: Yes.

18 THE COURT: And I know, you know -- and  
19 just so everybody knows, I went through  
20 everything before we started this -- this  
21 proceeding.

22 The DA's Office was kind enough to  
23 actually not make me open up a share file  
24 (inaudible) --

25 MS. KAZAROSIAN: That's no fun.

1 THE COURT: Yeah, that's no fun.

2 So I was actually able to read  
3 everything.

4 I looked at all the photographs and all  
5 the videos.

6 I -- I put some, not homework, but just  
7 prework into this, just so I know -- because that  
8 would assist me as I'm hearing it.

9 But if there's something that you feel  
10 that wasn't highlighted, I guess, during the  
11 course of the testimony portion of this  
12 inquest -- and, again, all the evidence is part  
13 of the inquest -- but if you want on Thursday  
14 after we get through, or if you want to just  
15 submit something that, you know, I'd just draw  
16 your attention to Discovery Notice 3, you know,  
17 page -- that's -- that's fine. That's --  
18 that's -- that's fine, okay?

19 All right. Anything else?

20 All right. So I'll see everybody here at  
21 nine.

22 MS. SPIROS: Thank you.

23 THE COURT: All right. Thank you.

24 MS. KAZAROSIAN: Thanks, your Honor.

25 THE COURT OFFICER: All rise.

1 MR. ANDERSON: Can you just hold  
2 Exhibit 39 for one second?

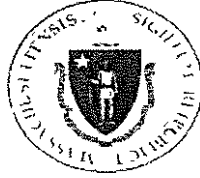
3 MS. KAZAROSIAN: Sure.

4 MR. ANDERSON: I just wanted to take a  
5 peek at it. That was the second-to-last one?

6 THE COURT: (Inaudible.)

7 MS. KAZAROSIAN: (Inaudible.)

8 (At 3:04 p.m. court adjourned.)  
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<p>144 8, 144-10, 144:17, 144:24, 145:4, 145 8, 145 9, 145 20, 145.24, 146 5, 146 6, 146 9, 146 18, 146 19, 146 24, 147 2, 147.8, 147 9, 147.13, 147 16, 147:20, 147 21, 147 23, 148 1, 148 3, 148 5, 149 1, 149 3, 149 5, 149 7, 149 10, 149 23, 150.10, 150 12, 150-16, 150.20, 150 21, 150 22, 150 23, 150:24, 151 4, 151 8, 151 11, 151 14, 151 19, 151:20, 152 4, 152 11, 152 12, 152 13, 152-14, 152.20, 152 21, 152 25, 153 5, 153 6, 153 7, 153 8, 153 15, 153:20, 153 24, 153 25, 154 10, 154 14, 155 3, 155-13, 155-16, 155 21, 155 22, 155 23, 155 24, 156 2, 156 3, 156 6, 156 7, 156 10, 156 11, 156 18, 156 20, 156 22, 156 23, 156 24, 157 17, 157 18, 157-19, 158 17, 158:18, 159 1, 159 18, 159 20, 159 23, 160 6, 160 8, 160 13, 160 17, 161 3, 161 10, 161 13, 162 11, 162:23, 162 24, 163 3, 163-6, 163 8, 163 9, 163 10, 163 13, 163 17, 163 18, 163 20,</p>	<p>163:21, 164 2, 164 6, 164-7, 164 9, 164 11, 164 13, 164 16, 164-17, 164.20, 164 22, 164:23, 164:24, 165 1, 165 3, 165-5, 165-7, 165.10, 165:12, 165 14, 165 16, 165 22, 166 2, 166 7, 166 11, 166:12, 166 13, 166.14, 166 16, 166-17, 166:23, 166 25, 167.3, 167 5, 167 7, 167 14, 167 17, 167 18, 167 25, 168 1, 168 19, 168 20, 168 23, 169 6, 169.25, 170-4, 170-6, 170 16, 170 22, 170 24, 171 2, 171 15, 172.1, 172 4, 172 9, 172 11, 172 12, 172 14, 172 20, 172 21, 173.4, 173 5, 173-7, 173.11, 173 18, 174 2, 174 3, 174 7, 174-8, 174 12, 174 13, 174.14, 174 15, 174 17, 174:19, 174 22, 175-1, 175-2, 175 8, 175 10, 175 14, 175 18, 175-19, 176 7, 176 10, 176 11, 176 21, 176 24, 177.1, 177 4, 177-5, 177 9, 177.10, 177 16, 177 17, 177 19, 177 20, 177 21, 177 24, 178 9, 178 10, 178 11, 178-13, 179 9, 179:13, 179.15, 179-16, 179:24, 179 25, 180 12,</p>	<p>180 13, 181 3, 181-9, 182 8, 182 12, 182 19, 182 20, 183 3, 183.18, 183 20, 183 24, 184-2, 184 4, 184.7, 184 13, 184 19, 184.22, 184.23, 184.25, 185 6, 185-18, 185 24, 186 1, 186 18, 187 1, 187 2, 187.4, 187 5, 187 9, 187 10, 187.12, 187 14, 187 15, 187 19, 187:22, 187 24, 188 5, 188 7, 188 10, 188 12, 188 15, 188 16, 188 18, 188 19, 188 20, 188 21, 188 22, 188 24, 189-2, 189 5, 189-7, 189 9, 189-15, 189 16, 189 18, 189 19, 189 21, 189 22, 190 2, 190 5, 190 6, 190-7, 190 11, 190 13, 190.21, 190 24, 191-1, 191 2, 191 3, 191-9, 191 10, 191 11, 191 17, 191 18, 191 19, 191 20, 191 21, 191:22, 191.24, 192 1, 192 7, 192 8, 192 9, 192 11, 192 13, 192 14, 192 18, 192 22, 192 24, 193 1, 193 3, 193 7, 193 8, 193.9, 193 11, 193.13, 193 22, 193 25, 194 5, 194 6, 194 10, 194 11, 194 20, 195 5, 195 8, 195 10, 195 12, 195.13, 195 14, 195 18,</p>
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<p>195 21, 195 24, 195:25, 196 5, 196.7, 196 14, 196 16, 196 20, 196 23, 197 4, 197 9, 198 2, 198 3, 199 1, 199:19, 199 20, 199:21, 200 5, 200 22, 200 23, 201 4, 201 17, 202.4, 202 22, 202:25, 203 2, 203 6, 203 10, 203 12, 203:20, 203 22, 203 25, 204 3, 204 5, 204 6, 204:14, 204:24, 205 10, 205.12, 205 14, 205:19, 205 21, 205 22, 205 24, 205 25, 206 5, 206:12, 206.14, 206.15, 206 21, 207 4, 207 11, 207 12, 207 22, 208 1, 208 2, 208 4, 208 5, 208.7, 208 9, 208:10, 208 12, 208:13, 208.14, 208 15, 208 17, 208 18, 208 19, 208 21, 208 22, 208 23, 208 24, 208:25, 209 2, 209 3, 209 4, 209:15, 209 18, 209 23, 210 1, 210 3, 210:5, 210 6, 210 7, 210:9, 210 11, 210:12, 210 14, 210:22, 210 23, 210 25, 211 1, 211 6, 211:18, 211 19, 211 25, 212 6, 212 16, 213:10, 213 11, 213 16, 213 17, 213 18, 214 3, 214 6, 214 8, 214:12, 214 16, 214.18, 214.20,</p>	<p>214.21, 214 23, 214:24, 214 25, 215 3, 215 4, 215 5, 215 8, 215.14, 215:17, 215:20, 216 1, 216 5, 216 16, 216 18, 217.6, 217 23, 217 24, 218 1, 218 3, 218 5, 218 6, 218.9, 218 14, 218 19, 218 20, 218 21, 218:24, 218 25, 219 13, 219 14, 219 15, 219 16, 219 18, 219 19, 219 20, 220 4, 220:13, 220 14, 220 21, 220 22, 220 23, 221 1, 221 6, 221 7, 221.8, 221 9, 221:10, 221 12, 221 14, 221 15, 221 17, 221 19, 221:20, 221:21, 221 24, 221 25, 222 2, 222:4, 222:20, 222 24, 223 1, 223 19, 223 21, 224:1, 224 7, 225 16, 225 17, 225 25, 226.13, 226.15, 226:23, 226 25, 227 2, 227 15, 227 22, 228:2, 228 4, 228 5, 228.21, 229 6, 229:7, 229 8, 230 16, 230 18, 230 19, 230 22, 230 25, 231 5, 231.14, 231 16, 231 17, 232 4, 232 5, 232 8, 232 10, 232 13, 232 18, 233:2, 233.7, 233 11, 233 12, 233 13, 233 17, 233.18, 233 22, 234.12, 234 13, 234:15, 234 17,</p>	<p>234 18, 234 20, 235 8, 235.15, 235 17, 235:21, 235.23, 236 3, 236 8, 236 9, 236 12, 236.13, 236 14, 236 18, 236:19, 236 22, 237.6, 237 10, 237 11, 237 19, 237.21, 237 24, 238:2, 238 7, 238 16, 238 17, 238 18, 238:22, 239.24, 240 4, 240 6, 240:9, 240:10, 240 15, 240 17, 240 22, 241 2, 241 5, 241 13, 241.14, 241:16, 241 24, 242:10, 242 20, 242 21, 242 25, 243 4, 243 8, 243 12, 243 14, 243.16, 243 22, 243:24, 244 8, 244 14, 244 17, 244 20, 244 23, 245 1, 245 2, 245 4, 245 16, 245 18, 245:22, 245.23, 245 25, 246 4, 246 11, 246:16, 247 2, 247 3, 247 4, 247 5, 247 7, 247 22, 248 4, 248 5, 248 10, 248 11, 248 12, 248 13, 249 5, 250:7, 250 8 <b>theft</b> [1] - 161 17 <b>their</b> [26] - 15.16, 43.12, 50:7, 50 17, 50 18, 65 16, 79:9, 98 12, 99 6, 100:4, 100:6, 101:20, 118 17, 164 10, 185 7, 186 24, 190.12, 191 4, 191 8, 192 11, 192 12, 204 5, 218 22, 233 14, 237 21, 238 4</p>
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<p>57 25, 58 5, 59 2, 60 3, 60 12, 72 8, 74 6, 75 21, 82 20, 85 21, 87 3, 98 2, 100 5, 100 6, 102 7, 102 13, 103 9, 123 9, 127 25, 136 22, 136 25, 145 22, 147 2, 152 21, 153 18, 153 24, 156 7, 163 1, 164 13, 164 15, 164 17, 166 25, 169 22, 177 22, 178 12, 184 6, 187 1, 187 7, 192 15, 203 23, 204 8, 210 3, 228 24, 230 19, 231 24, 232 1, 233 22, 237 24, 238 17</p> <p><b>whether</b> [20] - 20 15, 54 21, 108 3, 141 4, 141 5, 175 13, 178 9, 180 3, 196 17, 196 25, 197 7, 198 5, 198 11, 220 12, 220 13, 221 20, 224 4, 224 8, 227 23, 244 14</p> <p><b>which</b> [37] - 11 7, 12 23, 22 24, 31 22, 55 16, 58 18, 58 20, 62 24, 64 25, 76 20, 78 5, 81 8, 96 12, 96 18, 96 19, 97 6, 105 6, 111 5, 114 3, 121 10, 124 11, 128 23, 133 20, 140 24, 145 1, 163 22, 166 2, 166 20, 170 25, 171 2, 188 22, 188 23, 222 4, 223 17, 238 3, 242 20, 247 2</p> <p><b>WHICH</b> [1] - 251 8</p> <p><b>while</b> [14] - 9 13, 38 10, 61 18, 70 2,</p>	<p>77 20, 79 8, 119 4, 125 1, 138 5, 142 9, 212 1, 212 4, 212 9, 233 7</p> <p><b>who</b> [73] - 24 4, 26 5, 33 5, 33 9, 43 12, 45 21, 46 17, 50 17, 51 9, 57 4, 60 4, 60 20, 61 8, 64 1, 67 8, 71 15, 72 20, 74 22, 75 2, 76 9, 98 9, 98 20, 104 25, 108 21, 109 7, 110 15, 112 17, 112 24, 113 10, 123 20, 123 21, 130 22, 134 23, 136 12, 136 15, 138 10, 147 25, 163 18, 165 13, 167 15, 168 25, 169 25, 170 11, 171 16, 172 17, 172 19, 176 20, 177 1, 179 10, 187 2, 187 15, 189 19, 191 25, 195 3, 195 10, 195 17, 203 14, 204 22, 208 24, 211 19, 212 25, 213 4, 213 17, 217 20, 221 7, 221 18, 228 19, 231 22, 236 25, 247 7</p> <p><b>whoever</b> [1] - 63 11</p> <p><b>whole</b> [17] - 8 22, 56 20, 61 12, 62 23, 63 15, 65 13, 69 9, 75 12, 87 10, 87 12, 93 15, 105 9, 142 25, 158 17, 182 20, 199 20, 225 16</p> <p><b>why</b> [15] - 24 3, 33 13, 55 13, 84 3, 92 6, 97 13, 100 11, 113 10, 147 1, 151 24, 173 15, 174 13, 188 6, 218 2</p> <p><b>wide</b> [1] - 79 1</p> <p><b>width</b> [2] - 5 19, 7 2</p>	<p><b>will</b> [11] - 8 1, 8 5, 8 6, 31 3, 36 19, 51 8, 56 14, 74 6, 103 3, 108 17, 210 16</p> <p><b>William</b> [2] - 109 8, 242 22</p> <p><b>willing</b> [1] - 177 23</p> <p><b>windless</b> [1] - 76 20</p> <p><b>window</b> [31] - 59 18, 59 22, 60 10, 66 2, 66 3, 66 4, 66 10, 66 12, 67 12, 124 19, 126 22, 126 23, 128 23, 129 8, 129 9, 174 19, 185 23, 205 12, 205 25, 206 12, 206 15, 207 10, 210 10, 213 10, 214 23, 218 14, 221 10, 221 14, 233 13, 234 18</p> <p><b>windows</b> [1] - 16 2</p> <p><b>window sill</b> [1] - 208 13</p> <p><b>wise</b> [2] - 11 17, 219 1</p> <p><b>wish</b> [2] - 87 19, 90 15</p> <p><b>WITH</b> [1] - 251 5</p> <p><b>with</b> [289] - 7 20, 8 10, 9 16, 9 20, 10 14, 10 16, 10 22, 12 11, 15 25, 16 18, 17 1, 17 7, 17 21, 19 4, 19 12, 20 10, 23 14, 23 25, 26 2, 34 6, 34 7, 38 14, 39 5, 43 7, 43 12, 45 3, 46 6, 48 11, 48 20, 49 5, 49 9, 51 21, 52 8, 53 9, 53 13, 53 14, 53 18, 53 19, 53 23, 53 25, 55 22, 56 9, 57 4, 57 10, 61 19, 62 4, 63 25, 64 7, 64 20, 70 4, 71 5, 71 7, 71 14, 73 3, 73 9, 74 21, 76 13, 77 13, 80 23,</p>
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<p>81 24, 83 25, 84.7, 84 17, 84 23, 87 7, 90 11, 92 4, 94.5, 95 4, 96 22, 99 13, 99 17, 99 18, 100 23, 101 6, 103 14, 103 17, 105 3, 105 22, 106 21, 107 20, 108 2, 108 7, 109 11, 109 18, 109.23, 109 25, 110 8, 111 7, 112.10, 112 13, 117 6, 117 10, 117-17, 118 5, 118 23, 119 9, 119 19, 120 9, 120:14, 120 19, 121 5, 121 15, 122 3, 124 3, 124 8, 132 14, 132 24, 132 25, 133 3, 134 4, 134 22, 134 23, 135.15, 135 23, 135.25, 136 9, 136 12, 136 16, 138 10, 141 9, 141:11, 143 13, 146 10, 148 7, 148 21, 148 24, 149.21, 150.4, 150-17, 151 5, 151 7, 151 11, 151 12, 151 13, 151:19, 152 13, 159 6, 159 23, 160 17, 160 20, 162.4, 162.24, 163 10, 164 10, 165 17, 165.18, 165-19, 167 14, 167:20, 167 23, 168 7, 168 15, 168 19, 168 21, 169 11, 169 14, 169:17, 169.18, 170 9, 170 17, 170 23, 171 1, 171 19, 171 20, 171 23, 172 12, 172 19, 172 20, 172 21, 173 6, 173 20, 174 1,</p>	<p>174.2, 174.22, 175 7, 175 11, 175 14, 176 25, 177 6, 177:21, 179.6, 179 9, 179:14, 179 15, 179 23, 180 4, 183 6, 183:24, 184.2, 184.4, 184 7, 184.16, 185 20, 185 23, 186 18, 186.24, 188 9, 188 20, 189 2, 189.20, 189 22, 190 15, 191 8, 191 13, 192 11, 192 25, 193 1, 193.17, 194 8, 194 13, 194 16, 195 21, 196 2, 196 9, 198 9, 200 9, 201.4, 203 3, 203 14, 203 15, 204 11, 204 21, 205.1, 205 20, 208 2, 210 11, 211 1, 211.10, 211 18, 211 23, 212 3, 212 17, 212 25, 213 2, 213.13, 214 6, 214 8, 214 13, 215 3, 215 19, 215 21, 216 1, 216.5, 216 9, 216 12, 216 13, 216 19, 216 25, 217 9, 218:7, 221 14, 224 22, 226 3, 227 9, 227 23, 228 17, 229.11, 230 8, 230:16, 230 24, 232 20, 233.10, 234 4, 234.22, 235:2, 235 4, 235 13, 236 1, 236 3, 236 4, 236 7, 236 25, 237.12, 237.15, 238 11, 238 21, 239.21, 245 3, 247.1, 250 8 <b>within [4] - 55 25,</b></p>	<p>147 12, 151 9, 227 6 <b>without [4] - 134 3,</b> 167 25, 209.2, 220 20 <b>witness [21] - 34 6,</b> 56 14, 57 4, 63 8, 63 9, 93 7, 104 25, 123 18, 123 21, 126 3, 127 16, 139.3, 148 16, 149 1, 149.7, 157.1, 169 9, 206.5, 225 9, 239 2, 242.10 <b>Witness [10] - 56.8,</b> 69 1, 92 15, 104 12, 142 5, 158 13, 180 11, 199.8, 225 7, 242 7 <b>WITNESS [61] - 2.2,</b> 8 18, 8:24, 9 3, 9 9, 9 12, 9 22, 29 16, 29 18, 29.22, 29 25, 30 3, 40 15, 56 22, 57.12, 68 25, 69.11, 69 20, 70 9, 85 3, 85.13, 89 17, 92 14, 93.17, 93 22, 94 9, 95 2, 95.6, 104 10, 105 11, 105 15, 106.1, 106 3, 142 4, 143 2, 143 4, 143.7, 143 16, 143 20, 158 9, 158 12, 158 19, 158 25, 159.8, 159.11, 159 24, 180.10, 182 22, 183 8, 197 18, 199 7, 199 22, 200 4, 200 11, 200.14, 222 12, 225 6, 225 19, 225 22, 226 5, 242 6 <b>witnessed [3] -</b> 169 10, 194 5, 212 15 <b>witnesses [8] - 94 15,</b> 142 15, 180 13, 181 9, 182.13, 231 1, 231 8, 247 7</p>
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<p><b>Woburn</b> [3] - 1:13, 111 22, 195 6</p> <p><b>woke</b> [2] - 179 24, 196 8</p> <p><b>woman</b> [2] - 193 17, 234 22</p> <p><b>won't</b> [6] - 48 11, 69 25, 92.20, 100.7, 244.1, 245 11</p> <p><b>wondering</b> [1] - 94 14</p> <p><b>Worcester</b> [1] - 107 10</p> <p><b>word</b> [2] - 90 2, 250 8</p> <p><b>words</b> [2] - 79 18, 224 14</p> <p><b>work</b> [22] - 13 1, 71 14, 95.20, 97 5, 108 8, 109 17, 110.1, 110 16, 136.16, 137 18, 150:15, 151 22, 160.13, 161 13, 169 16, 171 17, 196.12, 196 13, 202 4, 202 9, 203 16, 227 12</p> <p><b>worked</b> [8] - 134 23, 135 15, 136 1, 178.2, 201 9, 201.13, 232 4, 232 9</p> <p><b>working</b> [21] - 12.19, 13 9, 13 11, 61 3, 62 25, 73 23, 73 25, 145 18, 162 7, 162 17, 185 11, 196 22, 202.14, 202.17, 227 9, 228 14, 228 17, 228 23, 229 16, 232 15, 237.18</p> <p><b>works</b> [3] - 108.7, 109 11, 147.25</p> <p><b>worried</b> [1] - 86 4</p> <p><b>worry</b> [1] - 79 15</p> <p><b>would</b> [73] - 6 25, 7 4, 7.22, 8.19, 11 19, 11 20, 13 1, 27.10, 27 12, 28 20, 31.13, 37 6, 38.17, 38 18, 39 21, 41 18, 44.14, 48 25, 50.1, 50 11,</p>	<p>54 4, 55 12, 55 23, 58 8, 58 22, 60.25, 61.10, 61.15, 62.7, 62 19, 63 14, 66 3, 68 18, 73 18, 75 3, 76 13, 77 12, 89 11, 108 20, 108.21, 116 11, 117 12, 119 3, 120.16, 121 21, 128 1, 132.20, 139.7, 148 2, 148 8, 149 12, 156.13, 163 15, 171 16, 177 23, 186 11, 188 9, 197 13, 202 6, 204 22, 210 9, 210.10, 219 23, 222 4, 235.8, 235 12, 241 13, 242 20, 244 20, 246 15, 248 8</p> <p><b>wouldn't</b> [4] - 55 13, 56 1, 94 8, 171.14</p> <p><b>wound</b> [9] - 62 8, 62 13, 76.24, 77 13, 81 1, 81.22, 140.20, 140 25</p> <p><b>wounds</b> [9] - 39 5, 60 21, 62 9, 67 22, 72 21, 73.7, 81 14, 138 15</p> <p><b>wrap</b> [1] - 132 9</p> <p><b>wraps</b> [1] - 32 12</p> <p><b>wrist</b> [9] - 78.6, 80 5, 80 13, 138 17, 138 18, 138.19, 141 6, 215 21</p> <p><b>wrists</b> [1] - 213 13</p> <p><b>write</b> [2] - 241.15, 241 19</p> <p><b>writing</b> [2] - 141 19, 219 3</p> <p><b>written</b> [3] - 222.24, 240.2, 244 7</p> <p><b>wrong</b> [4] - 66 12, 130 17, 155 5, 234 1</p> <p><b>wrote</b> [2] - 223.1, 223.19</p>	<p>250 18, 250 19</p> <p><b>Xavier</b> [4] - 213 3, 214.7, 221 13, 224.22</p> <p><b>XXX</b> [2] - 250 17, 250 19</p>
		Y
		<p>Y [2] - 10.10, 183 23</p> <p><b>yard</b> [11] - 25.7, 37 16, 37 19, 54 2, 164 9, 164 13, 165.3, 166 12, 166 15, 166 25, 233 22</p> <p><b>yards</b> [3] - 25.9, 59.7, 64 25</p> <p><b>yeah</b> [37] - 6 10, 7 3, 8 8, 17.15, 40.2, 40 10, 40 17, 40 24, 41 18, 45.17, 50 9, 54.4, 54 15, 54.18, 55 5, 65 2, 85 1, 95 6, 108.10, 114 15, 116 10, 120 24, 121 7, 148 6, 158 5, 190 23, 191.12, 192.6, 193 9, 196 21, 223 14, 228 3, 242 17, 242 24, 243.10, 247 12, 248.1</p> <p><b>year</b> [4] - 58 19, 96 6, 141 16, 201.14</p> <p><b>years</b> [17] - 10 17, 10 22, 58.4, 71 4, 95 23, 107 7, 145 8, 161.23, 162.13, 184 5, 184 8, 184 10, 201.7, 227 13, 227.16, 227 17</p> <p><b>yell</b> [2] - 48.10, 124 21</p> <p><b>yelled</b> [5] - 22 20, 47 13, 78 14, 80 8, 82 12</p> <p><b>yelling</b> [7] - 16 3, 52 1, 52 3, 85 23, 233.15, 238.1, 240 23</p> <p><b>yellow</b> [3] - 115 3,</p>
	X	
	X [4] - 2 1, 3 1,	

<p>189 2, 190 6  <b>yes</b> [275] - 6·23, 8 14,  9.9, 10 20, 12 4,  12 7, 12 10, 12 16,  13 10, 13 20, 17 5,  19 13, 22 1, 25 2,  25 11, 25·14,  26 14, 26 19,  26 23, 28·9, 28 25,  30 10, 30 23,  30 25, 31 12,  33 10, 33 12,  34 18, 35 7, 35·13,  35 19, 36 5, 38·2,  38 22, 39·8, 39 23,  42 2, 42 3, 43·2,  43 13, 45 23, 46 8,  46 10, 46.13, 47 7,  47.9, 49·7, 50 24,  51 17, 51 24, 52 5,  52 18, 54 11, 55·9,  58 14, 60 17, 70 9,  71 2, 71 20, 71:24,  73 2, 74 10, 75·6,  75.10, 76.16,  77 11, 78 18,  82 17, 83 8, 84 2,  84 11, 85·22,  86 11, 88 17,  88 19, 91 4, 91·8,  91 13, 91·15,  91 24, 92 1, 94 9,  96 7, 96 15, 96 23,  97 3, 98 23, 102 3,  102 10, 103 8,  103 16, 103 18,  107 2, 107 24,  111 16, 111 21,  116.1, 116 24,  118·1, 118.3,  118 24, 119 1,  119 8, 120 1,  122 1, 122 16,  125 16, 125 18,  125 20, 125 22,  126·1, 127 5,  127 22, 130 15,  131 24, 132.12,  132 18, 132 21,  132 23, 133 1,  133 7, 133 12,  133.14, 133·17,  136 24, 137 5,  137 22, 137 24,  138 3, 139 18,</p>	<p>140 4, 142 12,  143.16, 145 19,  145·21, 149 15,  150 6, 150 25,  152·6, 152.9,  154 2, 154·12,  154 20, 155 2,  155 11, 155 14,  155 25, 156 17,  156·19, 156 21,  156 24, 157 24,  158 1, 158 3,  158 25, 159 8,  159·24, 160 9,  161 12, 162 21,  165·24, 167 4,  167.19, 167 21,  168 24, 169 15,  169 21, 170 10,  171 21, 171 24,  172·25, 173.8,  175 4, 175 7,  175 15, 176·23,  177·3, 179.13,  179 17, 179 19,  181 22, 182 11,  183 8, 184.11,  190·24, 192 6,  193 11, 197.3,  197 23, 200 4,  200 11, 200 16,  201 19, 202.15,  202.19, 204 16,  205 4, 205·6,  206 10, 206 18,  206 20, 207 6,  209 6, 209 17,  209 20, 209 22,  209 25, 210 2,  210 13, 210 18,  211·15, 211 20,  211 22, 212 21,  213.21, 213 25,  214 2, 215 2,  215 7, 216 14,  216 20, 216 22,  217 1, 217.3,  217 5, 217·8,  217 11, 217 16,  218.16, 218 18,  219 5, 219 7,  219 10, 219 24,  220 11, 220 15,  220 17, 221 11,  221 13, 221·22,</p>	<p>222 22, 223 6,  224 9, 224 16,  226.16, 228 1,  228 15, 229 3,  229 23, 230 21,  231 21, 232·22,  233 6, 234 3,  234 5, 234 8,  234 24, 235 3,  235 7, 235.10,  235 22, 236·8,  236.11, 236 21,  237 2, 237 5,  238 24, 239 23,  240 2, 240 5,  241 4, 242·23,  247 5, 247·17  <b>Yes</b> [3] - 101.16,  152 24, 204 19  <b>yesterday</b> [3] - 4 22,  6.7, 49 12  <b>yet</b> [5] - 42 6, 175 17,  182 14, 205 16,  207 11  <b>you</b> [1189] - 4 24, 5·9,  5.10, 6 2, 6 11,  6·24, 7 12, 7 21,  8 12, 8 19, 8 21,  8 25, 9 4, 9 5, 9 15,  9 18, 9 19, 9 23,  9.25, 10 5, 10 11,  10 14, 10 18, 11 1,  11 2, 11 11, 11 12,  11 18, 11 19,  11 20, 12 2, 12 5,  12 11, 12·17,  12 19, 13·3, 13 6,  13 8, 13 11, 13·14,  13 18, 13 19, 14 2,  14 8, 14 19, 14 20,  15 1, 15·2, 15·5,  15 12, 15·13,  15 15, 15·17, 16 5,  16.9, 16 20, 17 1,  17·3, 17 10, 17 12,  18 3, 18 8, 18 17,  18 22, 18 25, 19 7,  19 9, 19 11, 19 14,  19 25, 20·1, 20.3,  20 15, 20:20,  20 23, 20·25, 21 4,  21 8, 21 9, 21 24,  22 14, 22 16,  22·21, 23 1, 23 3,  23 5, 23 7, 23 21,</p>
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<p>23 24, 24 3, 24 14,  24 20, 24 21,  25 15, 26 10,  26 15, 26 17, 27 4,  27 12, 27 22,  27 24, 27 25,  28 16, 28 18, 29 1,  29 7, 29 10, 29 14,  30 5, 30 6, 30 12,  30 14, 30 16,  31 10, 31 11,  31 24, 32 6, 32 14,  32 16, 32 17,  32 19, 34.5, 34 10,  34 16, 34 19,  34 20, 34 22, 35 1,  35 4, 35.8, 35 9,  35 11, 35 14,  35 23, 36 1, 36.7,  36 9, 36 12, 36 16,  36 22, 37 2, 37.4,  37 9, 37 10, 37 13,  37.18, 37 22, 38 5,  38 12, 38 13,  38 14, 38 18,  38 21, 38 23, 39 9,  39 10, 39 17,  39 18, 39 21,  39 24, 40 3, 40 6,  40 8, 40.12, 40 23,  40 24, 41 3, 41 5,  41 10, 41 21,  41 23, 42.5, 42 6,  42 8, 42 19, 42.21,  43 5, 43 10, 43 11,  43.14, 43 17,  43 24, 44 3, 44 13,  44 15, 44 20, 45 1,  45 8, 45 11, 45 14,  45 16, 45.20,  45 21, 46 1, 46 2,  46 11, 46 16,  46 17, 46 18,  46 21, 46 25, 47 1,  47 2, 47 20, 47 24,  48 10, 48 15,  48 19, 48 21, 49 5,  49 13, 50.10,  50 20, 50 21,  50 25, 51 2, 51 4,  51 15, 51 24, 52.7,  52 9, 52 12, 52 13,  52 15, 52 19,  52 22, 52 23,  52 24, 53 11,</p>	<p>53 15, 53 17,  53 23, 54 2, 54:21,  54 24, 55 7, 55 11,  55 17, 56 6, 56 7,  56 18, 56 20,  56 25, 57 1, 57 3,  57 10, 57 13,  57 15, 57 20,  57 25, 58 3, 58.15,  58 24, 59 2, 59 15,  60 6, 60 16, 60 24,  61 6, 61.18, 61 19,  61 24, 62 1, 62 12,  62 16, 62 24, 63 3,  63 8, 63 11, 64 23,  64 24, 65 6, 65.8,  65 12, 65 20, 66 1,  66 16, 66 18, 67 1,  67 11, 67 17,  67.18, 68 5, 68 6,  68 7, 68 11, 68 12,  68 14, 68 16,  68 22, 68 23,  68 24, 69 6, 69.8,  69 12, 69 17, 70 4,  70 6, 70 10, 70 12,  70 13, 70.18,  70 23, 71.3, 71 5,  71 8, 71 21, 71.25,  72 1, 72.10, 72.23,  72 24, 72 25,  73 23, 74 1, 74 2,  74 5, 74 8, 74 16,  75 7, 75 8, 75 17,  75 23, 76 2, 76 7,  76 8, 76 15, 76 17,  77 4, 77 9, 77 15,  77 16, 77 22,  77 24, 78 3, 78 17,  78 23, 78 24, 79 1,  79 8, 79 11, 79 12,  79.14, 79 18,  79 19, 79 24,  79 25, 80 1, 80 11,  80 21, 81.8, 81 9,  82 1, 82 6, 82 21,  83 2, 83 6, 84 6,  84 7, 84 9, 84 12,  84 15, 85 2, 85 3,  85 5, 85 6, 85 7,  85 17, 85 20,  85 21, 86 1, 86 2,  86 8, 86 12, 86.14,  86 18, 86 21,  86 22, 86 23,</p>	<p>86 25, 87 2, 87 3,  87 11, 87 15,  87 21, 88 1, 88 15,  88 25, 89 4, 89 6,  89 8, 89 11, 89 14,  89 17, 89 20, 90 2,  90 3, 90 5, 90 6,  90 19, 90 20,  90 25, 91.9, 91.10,  91 16, 92 2, 92 11,  92 12, 92.13,  92 14 93 1, 93 3,  93 4, 93 8, 93 14,  93 18, 94 4, 94 7,  94 10, 94 14,  94 18, 94.24, 95 7,  95 8, 95 13, 95 19,  95 22, 95 24, 96 5,  96 8, 96 14, 96 16,  96 21, 96 24, 97 1,  97 4, 97 16, 97 18,  97 20, 97 24, 98 3,  98 18, 98 20,  98 22, 99.1, 99 10,  99 16, 99 17,  99 25, 100 1,  100.11, 101 11,  102 11, 102 13,  102 25, 103.7,  103 9, 103 11,  103 14, 103 19,  104 8, 104 10,  104 11, 104 16,  104.21, 104 23,  105 8, 105 12,  105 22, 105 24,  106 2, 106 3,  106 4, 106 13,  106 20, 106 24,  106 25, 107 3,  107.13, 107 18,  107 19, 107 25,  108.6, 108 7,  108 9, 108 23,  108 24, 109 10,  109 12, 110.3,  110 14, 110 19,  110 20, 110 21,  111.14, 111 18,  112 2, 112 8,  112.20, 113 1,  113 2, 113 5,  113 18, 113 20,  114 7, 114 8,  114 22, 114 25,</p>
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