

CASE NUMBER: **Not Stated**

INTERVIEWEE: **Officer Casimir Maziarz**

DATE: **01-06-23**

TIME: **4:26 P.M.**

PARTICIPANTS: **Detective Lieutenant William Donahue
Lieutenant David Brown
Attorney Kenneth Anderson
Officer Casimir Maziarz**

**TRANSCRIPTION
COMPLETED BY** **IW/mt**

Brown: Okay. This room is recorded now, audio and video.

Donahue: Okay. So, uh, for the benefit of the tape, the date is January 6th, 2023. The time is approximately 4:26, uh, p.m. Uh, my name is Detective Lieutenant William Donahue. Uh, I'm a Massachusetts State Police Officer assigned to the Middlesex District Attorney's Office. Uh, today we are conducting an interview of Cambridge Police Officer CASIAR ... Casimir Maziarz, uh, relative to any ... to the facts and circumstances surrounding a fatal shooting, uh, which occurred in the City of, uh, Cambridge on January 4th of 2023. Uh, for the benefit of this tape, could we go around the room and identify our names, ourselves?

Brown: Lieutenant David Brown, B-R-O-W-N, assigned to Criminal Investigations.

Anderson: Uh, Attorney Kenneth Anderson, A-N-D-E-R-S-O- ... -S-O-N for Officer Maziarz.

Donahue: And yourself?

Maziarz: And, uh, Patrol Officer Casimir Maziarz.

Donahue: Okay. Um, Officer, have you had an opportunity to consult with your attorney?

Maziarz: Uh, yes. YEAH.

Donahue: And you are here voluntarily ...

Maziarz: Uh, yes ...

Donahue: ... to speak ...

Maziarz: ... I am.

Donahue: ... with us TO S-, today?

Maziarz: Correct.

Donahue: Uh, Attorney Anderson?

Anderson: Yeah, just, just to confirm, uh, Officer Maziarz is here voluntarily. He has not been compelled to be here. He is not

under duress. He's here to freely, voluntarily, uh, cooperate with the investigation.

Maziarz: Correct.

Donahue: Okay. Thank you. Um, so what is your current occupation?

Maziarz: I'm a patrol officer for the Cambridge Police Department.

Donahue: And how long have you been a patrol officer with Cambridge Police?

Maziarz: So since 2016, so that would be about, uh, six years.

Donahue: Okay. Uh, any prior law enforcement?

Maziarz: No prior law enforcement.

Donahue: And, um, to become a Cambridge Police Officer, do you go through academy training?

Maziarz: Yes, I do.

Donahue: Uh, could you describe that training?

Maziarz: Sure. Uh, I went to Lowell Police Academy, um, extensive, uh, approximately six months of training. Uh, we went through many different, uh, topics, uh, including criminal law, juvenile law, uh, motor vehicle, uh, de-escalation, um, uh, firearms, uh, defensive tactics. So k-, uh, that's k-, from ... you know, that's kind of, like, the, the, the meat and potatoes of it. And ...

Donahue: Yeah.

Maziarz: ... obviously, there's smaller, um, aspects to it. Um, so, like I said, it was a combination of classroom work, combination of, uh, uh, hands-on type work. Um, so, yeah, and it was approximately six months.

Donahue: And, um, with the Cambridge Police, do you, uh, attend in-service training or participate in that?

Maziarz: Yes, yearly, we attend, um, in-service, uh, for ... I want to say a week, a week of in-service, again, on a variety of different topics.

Donahue: Um, do you do a firearms RE-QUAL?

Maziarz: We do, yes ...

Donahue: And do you do ...

Maziarz: ... every year.

Donahue: ... use-of-force training?

Maziarz: We do use-of-force training; correct.

Donahue: And, um, as part of that training, do you do de-escalation training ...

Maziarz: Yes, sir.

Donahue: ... uh, on any ... can you describe that?

Maziarz: Uh, de-escalation training. Um, so one particular training I recall is ICAT, very big on, um, especially folks with ... going through some type of mental health episode, um, trying to verbalize, trying to engage, um, providing, um, giving yourself distance, giving yourself space to, uh, allow you to engage in a SAFELY way, uh, verbally, again with the goal of ... to de-escalate the situation, uh, get everybody to just kind of calm down, and assess the situation from there.

Donahue: Okay. And that's a yearly training, or yearly ...

Maziarz: ICAT ...

Donahue: ... in-service ...

Maziarz: ... isn't ...

Donahue: ... but that ...

Maziarz: ... yearly, but Y- ...

Donahue: ... in-service is?

Maziarz: Yeah.

Donahue: YEAH. Okay. And, since you've been a member of the Cambridge Police Department, what assignments have you had?

Maziarz: Um, I've just been in patrol. I've been a patrol officer since I've been on. Uh, uh, obtained a couple certifications, or one certification.

Donahue: And what was that?

Maziarz: Uh, firearm training.

Donahue: And, um, what are the duties and responsibilities of a Cambridge Patrol Officer? What do you see every day?

Maziarz: Every day, it, it can be ... it can vary, but, um, you respond to service calls. Um, it can vary from a simple stolen bicycle report to a domestic to, um, a critical incident like we, we had. Uh, like I said, every day can be different. Um, again, we service the calls. We, uh, speak with the public. Um, we're in the public's eye. We're constantly, uh, just interacting with folks in the community.

Donahue: Okay. Um, directing your attention to this past Wednesday, January 4th, 2023, were you working?

Maziarz: Yes, I was.

Donahue: And do you recall your assignment?

Maziarz: Yes, I was, um, it's called "3R." It's a ...

Donahue: What is "3R"?

Maziarz: 3R, uh, is a report car for a certain sector in the City of Cambridge. And we, through the report cars, are generally supposed to, um, respond to calls that require report; or if someone says ... you know, calls and says, "Hey, my bike is stolen," you go to their address, you take the report; or if there's, um, a call that requires, you know, a, uh, um, a call that's, um, in action, I want to say, uh, in progress, if it requires a report, you can also go to that as well.

Donahue: So is that, um, are you ... is that a ... I guess, how do the assignments work in the Cambridge Police Department? Is ... are you a 3R every day, or does it vary, or does it rotate?

Maziarz: It, uh, it varies. So we get, um, bids every ... about six months. So, for this i-, on these particular days, I was 3R. So I'm in 3R for two days, and then my other two days that I'm on, I'm in a different assignment.

Donahue: And, um, as a 3R car, is that th-, a 3R car to a particular area, part of the city?

Maziarz: Correct. It is.

Donahue: And what part did you have the other day?

Maziarz: Um, in 3R?

Donahue: Yeah.

Maziarz: 3R is ... if you kn-, if you know the city, it's essentially in ... don't ... you know, this might be off a little bit, but it's Cambridge Street to, to ... all the way ... I want to say ... to Cardinal Medeiros and then Hampshire. It almost makes a big triangle all the way up to Inman Square. So that's essentially my sector, but obviously, depending on staffing and the people that are on the street, you might ... you often go out of sector.

Donahue: Okay. Is that a single-man car?

Maziarz: It is a single-man car.

Donahue: Okay. Um, back to Wednesday, uh, did you respond to a, uh, an incident ...

Maziarz: Yes ...

Donahue: ... in Cambridge?

Maziarz: ... I did.

Donahue: Um, do you remember what time and what the nature of that call was?

Maziarz: Uh, I would ... I can't tell you the exact time. Uh, it had to be around 1:30. I know that 'cause I just finished up my lunch. Um, and what was the other question?

Donahue: What was, uh, what was the call? Did you ...

Maziarz: Um ...

Donahue: ... hear something on the radio or were you, were you dispatched yourself ...

Maziarz: No, I heard ...

Donahue: ... directly?

Maziarz: ... I heard something on the radio.

Donahue: What'd you hear?

Maziarz: I heard, uh, a m-, a male with a, a knife ... I want to say they described it as a "machete" ... and I believe they said he was cutting himself or had blood on him at that time.

Donahue: Okay. And, um, do you ... was that a dispatch or was that from another officer on scene?

Maziarz: That was a dispatch.

Donahue: Okay. And what did you do with that information?

Maziarz: So, uh, initially, when I heard that, I start saying, "Okay. Let me listen to this," because, you know, you hear a "machete." And then, uh, uh, more information came. Uh, Dispatch gave out more information, and he said he was "on the street" or he was "in the public," something of that nature. And that made me say, "All right. I'm going." And that's when I engaged my blue lights and started heading in that direction.

Donahue: How long did it take you to get ... whe-, when from whe-, the time you got the call to on scene?

Maziarz: How long?

Donahue: Yeah.

Maziarz: Uh, that's, that's tough to say. I would say three minutes.

Donahue: Okay. Um, when did you arrive first?

Maziarz: I arrived. I was on Sidney Street, and I ... right as Sidney hit Putnam, just after Putnam, 'cause I was right behind Car 1's vehicle.

Donahue: Okay. Do you know who was in Car 1?

Maziarz: Car 1 would've been, uh, Colbert, Officer Colbert, and Officer, uh, P-, PUGLIARES.

Donahue: Okay. And what happened next? What'd you do next?

Maziarz: So I didn't see them when I arrived on scene. I was listening to the radio to try to hear, uh, possible locations.

Donahue: YES.

Maziarz: Sorry, what was that?

Donahue: Yup.

Maziarz: Yup. Um, and I just remember from the initial call about them saying something about an alley. So I started up right where their vehicle was parked. I looked to the left. There was an alley. Sure enough, I go down there. I see broken glass. I see blood. I say, "All right. I'm in ... I'm going in the right direction." Then I start hearing them call off ... I don't know the exact location they said. I heard "Putnam Street." I started cutting through this alley, plaza, I guess, which allows me to get back to Putnam Street. And, I'm sorry, it's hard to explain without, like, diagrams and showing you.

Donahue: YEAH.

Maziarz: So I cut back to Putnam, and that's when I see PUGS and Colbert kind of on Putnam, maybe crossing Waverly at that time. So, of course, I just start following them. Don't see, uh, the individual at this time. As I started getting closer to Waverly, I saw an individual ... so Waverly's here. IT'S a parking lot right here across the street. Saw an individual at the back of the parking lot start running this way. And I say, "All right. Uh, I'm here. I'm on the call." So ...

Donahue: So did you make a radio, uh, transmission at that time, do you remember?

Maziarz: So I did not. The only transmission I made was when I arrived. I said, "3R," uh, uh, said, uh, "3R. I'm going on." The, the reason why is because Pugs kept calling off the locations. And it's hard if you have multiple officers calling out locations. Sometimes it get confusing. Sometimes people are giving different information. I'm referring to him as "Pugs." Pugliares seemed to take control of that so I allowed that to ...

Donahue: OKAY.

Maziarz: ... continue.

Donahue: And were you ... what were your initial observations of the individual?

Maziarz: My initial observation was, um, a male with his shirt off. And I could see blood from his neck, um, and a large knife. And that was my initial observation. And that's when he ran across the parking lot TO THE, the ...

Donahue: Uh ...

Maziarz: ... rear of the parking lot.

Donahue: ... and when you say "large knife," could you p-, particularly describe it?

Maziarz: When I first saw it, I c-, I was a little too far away. I could just tell it was a large knife 'cause I could see it from a good distance. So I knew it was a large kife.

Donahue: Okay.

Maziarz: Um, again, they said "machete," so, you know, that's what was in my head. But I could tell it was a very large knife. I didn't see it, uh, c-, I saw a better ... a clearer image of it until we got ... 'til I closer to him.

Donahue: Okay. What happens next?

Maziarz: All right. So he runs to, uh, the rear of the parking lot. There's a space in ... at the end of the parking lot, uh, between a, uh, a fence and, uh, some object that's back there. And that space allowed him ... you can go out there, and that space allowed him get onto where, like, where the train tracks are. So I'm familiar that there is a space back there. So, as soon as he starts running that way, I know, uh, in my head, I'm saying, "All right. That's where he's going." So I immediately go to that area. Again, Pugs and Colbert, uh, were a little bit ahead of me going through that. And then I see him ... I can see ... when I'm in that area, when I'm in-between the fence and that little object, I can see him far down. And I see another officer w-, like, even further down past him.

Donahue: And the fur-, the officer that's further, do you know ... recall who that was?

Maziarz: I don't know it ... who ... I don't know who that was at that time.

Donahue: Okay. So what happens next?

Maziarz: Continue to follow. He ... the, the, uh, suspect/the victim, uh, then cuts through some, uh, was, like, a ... I don't know ... like, an alley from the tracks that leads to Waverly Street. Right? So I, I imagine he saw these officers, he saw an opening, and he went that way.

Donahue: So, in that time, did, uh, were you in a position to issue any verbal commands?

Maziarz: I was probably still a little too far.

Donahue: Okay. Did you ...

Maziarz: NO.

Donahue: ... hear any, uh, officers issuing ocmmands or anything that you had heard?

Maziarz: Yes. Throughout the, the entire, uh, pursuit, if you want to call it, um, verbal commands were issued: "Drop the knife" multiple times; um, "Hey, buddy, we just want to talk to you. Let's talk, let's talk. You don't want to do this." Those are commands I clearly remember, um, constantly, uh, saying,

"Drop the knife. Please drop the knife"; clearly remember that throughout the whole entire interaction.

Donahue: Okay. So now you're on Waverly?

Maziarz: So ... yeah, so I continue to follow. I cut through where th-, where he cut through, the, the individual. I'm on Waverly, and Chestnut must be, like ... comes right into Waverly.

Donahue: Okay.

Maziarz: I see ... again, I see him. I see the officers going that way. I continue to follow. By this time, when I'm on Chestnut, I'm pretty caught up to them. And, um, I clearly see him. I'm kind of in the middle of the street. He's off to the right on the sidewalk, the individual, with other officers around. I couldn't tell you exactly who was where. Uh, I know Colbert and I were pretty close, and I remember Pugliares just being, uh, slightly ahead of us.

Donahue: And can you describe the neighborhood? What kind of neighborhood is it?

Maziarz: Um, residential neighborhood, pre-, pretty, uh, densely populated so it's house after house. There's not much space. There's small little side, um, uh, not, not yards. There's spaces just, you know, 10, 12 feet within houses. Uh ...

Donahue: Did you see any, uh, any civilians, anyone else out in the neighborhood when you guys were, um ...

Maziarz: So, before ...

Donahue: ... out there?

Maziarz: Y-, yeah. Uh, before I got to the parking lot and continued to pursue, there was an additional in the parking lot, and he saw us and with our firearms out. And he said, "Should I be here?" And I stated to him ... I said, "Get in your car. Lock your doors. Get out of here."

Donahue: Do you remember that, um, was that a resident? Was that someone in a motor vehicle? Where ... who was ...

Maziarz: It was ...

Donahue: ... that per- ...

Maziarz: ... it was someone in the parking lot that the individual was at the rear of. This gentleman was towards the front of the parking lot, getting into his car with his ... he had his car door open so ...

Donahue: Okay. Um, so getting back to ... WE'VE described the neighborhood. What happens next in, in ... from that point?

Maziarz: So now we're on Chestnut. I, uh, yeah, we're on Chestnut.

Donahue: Okay.

Maziarz: We continue to follow. I couldn't tell you necessarily how long we followed, um, again, continuing to give verbal commands. What I observed was a male. Um, he, he would be running and then would stop, almost kind of turn towards us, looking at us, kind of see what we're doing. Every time he would turn, I would kind of slow up, 'cause keep that distance, keep that space, along with the other officers. And then he would continue off running. I saw him, um, hacking at his neck, to say, like, with, with the, uh, the, the knife.

Donahue: What kind of force was he using?

Maziarz: As much force as he could generate when you're running and kind of trying to swing towards your neck. Uh, it wasn't just a, a simple, "Let me just do this," you know, like, with a flick of the wrist. Full, full-arm-extension hack at the neck.

Donahue: His own neck?

Maziarz: His own neck.

Donahue: Do you remember what that ... whether that was with his right hand or left hand?

Maziarz: I'm gonna say it was his right hand 'cause I recall he was on the sidewalk. Uh, he was on the sidewalk running. I was here. I recall it being in his outside hand. If I was here, that would've been his right hand.

Donahue: Okay.

Maziarz: Um, I also observed him, uh, at one point, he went down to the sidewalk and started, like, hitting the sidewalk. I didn't really make sense of it. I said, uh, in my head, I said, "Oh, shit, he's trying to sharpen the knife." Um, and then we just continued to, to follow.

Donahue: And what, uh, what part of Chestnut Street did that happen, if you remember?

Maziarz: I couldn't tell you, I couldn't tell you where exactly we were ...

Donahue: Okay.

Maziarz: ... on Chestnut.

Donahue: And what was the distance that ... how far away were you? Were you directly behind him? Were you o-, on the si-, were you in the middle of the street?

Maziarz: I was in the middle of the street.

Donahue: And how far were you from him?

Maziarz: Uh, just give me a second. Just trying to ... I would say, like ... what's the length of a house? I don't know. T-, 15 yards, 20 yards ...

Donahue: Okay.

Maziarz: ... maybe ...

Donahue: And ...

Maziarz: ... something.

Donahue: ... uh, during that time, up until that time, did he make any statements?

Maziarz: He made no statements.

Donahue: And, um, can you describe his demeanor? Did you make any other observations about his affect or what k- ...

Maziarz: HE w-, he was ...

- Donahue: ... what his mental state was?
- Maziarz: Yeah. Um, I clearly saw blood. And, again, uh, non-, unresponsive to any commands that we were giving. And I remember him laughing. Um, as this was occurring, he's laughing. Uh, and, um, affect, I, I couldn't, couldn't tell you, couldn't tell you exactly. I just remember him laughing, running away, kind of stopping ...
- Donahue: Given the ...
- Maziarz: ... SLOWING DOWN.
- Donahue: ... situation that ... given the seriousness of what was going on, what does that, his laughing ...
- Maziarz: Yeah.
- Donahue: ... how does it affect you as an officer about the situation? What goes through your mind there?
- Maziarz: So, immediately, when I saw that, I say in my head, I say to myself, "This ..." I say, "This isn't good. Like, we're dealing with an individual that, for a lack of better terms, isn't fully there." So I'm thinking ... immediately what's going on in my head is I'm thinking, "Mental health episode, or drugs, or a combination of both." Right? So you-, you're processing things as you're going through, um, and you're trying to figure ... you're coming up with, um, w-, you're, you're, you're processing to come up with an assessment of what you're dealing with, right? And it's hard when you're not getting anything back. So you're just going off of your observations and what you're ...
- Donahue: Mm hmm.
- Maziarz: ... seeing. So that's what I came up with. And, and, obviously, with the knife ... a large knife at this point, and I can see it ... um, I, I know it's a pretty elevated incident, pretty elevated, serious situation.
- Donahue: Uh, based upon the, um, your observations, what were your concerns at that time?

- Maziarz: So my ...
- Donahue: Who were you concerned for?
- Maziarz: Yes. Um, my main concerns, uh, for one, uh, I ... my main ... my, my first concern was the public, the general public. He's, uh, going through a densely-populated residential area that ... I mean, I grew up in the city. I know people that live just down the street from, from where we are. Um, so my concern is that someone's walking down the street, happens to bump into him or he goes by them, and he inflicts, uh, violence onto that individual. That's my first concern. My second concern is officers that are on, on ... a-, around. Um, those are my main two concerns. And then, lastly, obviously, the well-being of him. Um, we're hoping to resolve this in, uh, in the best possible outcome. But, firstly, it's the general public; secondly, it's officers; and then, THIRDLY, thinking about him.
- Donahue: And, based upon the weapon, if we were to, you said, inflict violence, can you qualify that? If he, if he's gonna inflict violence on somebody with that weapon, what would, what would the result of that be, or potentially?
- Maziarz: Uh, potentially death or serious bodily injury, without a doubt. The size of the ... from, from where I ... when I got closer, I would say to be at least 12 inches, at least a foot. That, in my opinion, is gonna inflict some serious bodily damage or death to someone.
- Donahue: And that ... you say 12 inches to a foot. You're ... what are you describing there? Th-, you described the twel-, is that the length of the blade, you're saying ...
- Maziarz: That's, UH ...
- Donahue: ... or the entire weapon?
- Maziarz: ... uh, the entire weapon.
- Donahue: Okay. So we're on Chestnut, as you described. You're continuing to pursue him?
- Maziarz: Correct.
- Donahue: And what happens next?

Maziarz: So, at a certain point, we ... he ... I recall seeing him go to the right of ... there's a house. He goes to the right, into ... you know, towards SO-, uh, this hou-, the house, the backyard. I see ... again, I don't know which officers went initially. Uh, it's hard to recall exactly who was where. A couple officers followed. I came, and I was gonna go as well. But, when I looked down, I could see, "All right. He's going into a backyard." I knew, 'cause I just passed it, there was another e-, there was a driveway that led to the same backyard. I stopped, went around ... 'cause I said, "Let's, let's try to flank him. I don't think he has anywhere to go. Let's, let's try to contain him here into a, a ... yes, it's a small area, but at least he's contained. He can't go out in public. He can't harm anyone." I come back around. I have no ... again, I don't know who's with me, who's behind me. All I know is that Officer Colbert was with me because he had the less-than-lethal, um, I don't know THE ...

Donahue: Do you recall ...

Maziarz: ... OFFICIAL N- ...

Donahue: ... who was closest to pursuing him on the other side of the house?

Maziarz: I want to say, uh, Liam, uh, Officer McMahon ...

Donahue: Okay.

Maziarz: ... was closest 'cause I, I know I saw him. And I don't know ... someone else was there. I don't know who it was.

Donahue: Okay.

Maziarz: Um, I come back around. I remember Colbert, Officer Colbert, being with me because he had the less-than-lethal. You want me to just continue?

Donahue: Yes.

Maziarz: We get ... so the driveway, there's a car, a red car. Clearly remember that. As we're here ... and then I remember Deputy Boyle showing up. I don't know where he came from or, or ... etc., but I remember him being there. I go to the right of the car to give some cover. Colbert's on the other side of the car is my

belief. I believe he's on the other side of the car. The individual then starts to ... he ... I could see him in the backyard. He realizes there's nowhere to go. I think he turns towards us, starts coming towards where we are, almost stops at, like, around the front of the car. And, at that point, Colbert fires a round with the less lethal, um, the, the 40, uh ...

Donahue: Can you just describe that for someone watching this ...

Maziarz: Yeah, I'm ...

Donahue: ... tape?

Maziarz: ... I'm blanking on the, the official name of it. Um, it's ...

Donahue: What does that round look like?

Maziarz: ... it's almost, like, a ... it's a ... has a rounded edge, um, maybe an inch, inch-and-a-half in, kind of, diameter. And the purpose is to preve-, to come out with enough velocity that it's gonna inflict some serious pain and it's gonna, uh, render that individual, you know, uh, unable to continue on with the fight or the ... or whatever he's doing. Uh, the purpose is, is to end the situation in, uh, the, the, uh, most ... the, the, the least, uh, violent way, essentially, uh, end the situation, put him down. And then we can then, uh, you know, start making a arrest or, or, uh, just, um, preventing this from continuing.

Donahue: So where were you standing when that, that less-lethal round was discharged?

Maziarz: I w-, I want to say I was a-, on the right of the car, the right side of the car while Colbert was here.

Donahue: And, when you say "right side of the car," towards the back of the car, middle of the car?

Maziarz: Towards the back.

Donahue: Towards the back? Do you know where that round ... or did it strike, uh, the individual?

Maziarz: I can't say I saw it, saw it strike him, but I saw a reaction from him, kind of like a ... I s-, I just remember his arm going up.

I'm thinking, "All right. He got hit." And I remember a laugh. At this point, he's still kind of looking towards us.

Donahue: And w-, with that information, um, knowing that that's a pretty powerful round intended to, you know, disrupt people or stop them, what d-, what d-, what was going through your head?

Maziarz: Well, first thing is, "Oh, shit, this ... that didn't work." Okay? This means either he's, uh, he's that jacked up that th-, another shot of this isn't gonna take him down or, you know, it just w-, went through my head was, "All right. He's not down. This is ... we're gonna continue. What's next?"

Donahue: And are officers still issuing verbal commands?

Maziarz: Yes ...

Donahue: Are you ...

Maziarz: ... definitely.

Donahue: Are officers still trying to engage him in other ways to resolve?

Maziarz: Um, AND ... verbally, just verbally, uh, "Drop the knife," um, and "We want to just ... let's talk. You don't want to do this." Uh, and th-, th-, those ... THAT'S what I remember.

Donahue: Okay. After that, um, round hits him, um, what happens next? Where does he go? What do you see?

Maziarz: So what I remember is, almost right after the round hit him and he had the reaction, he turned around. So, before that ... or, sorry, to backtrack ... or just before h-, he was struck with the round, the, the non-lethal, I saw Officer McMahon in the back. And my concern was Officer McMahon was this ... was ... let's say this was him. This is his body facing towards us, and we were facing towards him, and our guns were drawn. I told h-, I said ... like, I gave him a signal, you know, "Move off to the side." He disappeared. He wasn't in my vision anymore.

Donahue: So he acknowledged your ...

Maziarz: Uh, it was my belief he acknowledged it 'cause he disappeared. I didn't see him in my vision. The round was fired. The individual turned around. Officer McMahon somehow ended

up kind of behind him. And that's w-, when I saw that, I said, I said to myself, "All right. Got to get in there." I started immediately advancing, advancing with my, with my weapon drawn. I was to the right of the car. I was passing the car. I clearly remember Officer McMahon behind the individual, the individual facing him, going directly towards him. Those are the only things I could see at that moment.

Donahue: And, when he was going directly towards him, what was the distance between the individual and Officer McMahon?

Maziarz: From the very beginning or ... ?

Donahue: From the beginning. And then, uh, two things: w-, what was the position of the knife and ... so let's back up. What was ... he was walking towards him, towards McMahon.

Maziarz: The individual?

Donahue: Yes.

Maziarz: It was m-, I would say it was a, it was a pretty ... it was more ...

Donahue: There was ...

Maziarz: ... than a ...

Donahue: ... WHAT PACE?

Maziarz: ... walk. It wasn't just ... it wasn't a full-out sprint; it was more than a walk. It was a, it was a definitive, "I'm getting from Point A to Point B."

Donahue: Um, intentional, purposeful? How would you describe it?

Maziarz: I wouldn't ... I would describe it as intentional because ...

Donahue: So he's ...

Maziarz: ... he ... sorry, go ahead.

Donahue: Where was his ... based upon your observations, where was the individual's focus?

Maziarz: Directly on Officer McMahon.

Donahue: And then he's moving towards him. And, again, WERE YOU TALK-, what pace?

Maziarz: Um, he was i-, I mean, it was ... he was moving with a purpose.

Donahue: OKAY.

Maziarz: Wasn't a full-out sprint, but he was moving with a purpose.

Donahue: And what ...

Maziarz: Uh ...

Donahue: ... was Officer, uh, McMahon doing at that time? What did you see?

Maziarz: I saw Officer McMahon retreated, taking steps back, taking a couple steps back.

Donahue: Do you recall, um, again, any verbal commands or any statements made by the individual or any of the officers?

Maziarz: At that point, I do not.

Donahue: Okay. And then your vantage point ... so you're a little, you're a little bit behind ... or I should ... closer to the driveway, I should say, correct?

Maziarz: I'm close to the end of the car, off to the side.

Donahue: At the end of the driveway?

Maziarz: End of the driveway ...

Donahue: Okay.

Maziarz: ... correct.

Donahue: When you're looking at Officer McMahon, what does the background look like? What do you see there?

Maziarz: I clearly remember a fence.

- Donahue: And what was the distance between Officer McMahon as he's retreating AND the fence?
- Maziarz: It's, it's really tough to say. It wasn't much 'cause I remember going through my head, saying, "He has no space. This is gonna be a, this is gonna be a shoot." I d-, I c-, I don't know the distance that Officer McMahon had to the fence. I would say 10 feet at max.
- Donahue: Mm hmm. So, as he's walking towards Officer McMahon ... you just said it ... what were the d-, what were the criteria, the determining factors, that were going through your mind to say ... what were your concerns as to why, at that moment, you thought that ... I'm guessing ... or I'm not guessing; um, you're stating, prior to him shooting, that you thought it was gonna be a shoot. Why do you feel that way, and why did you make that determination?
- Maziarz: The individual's actions showed me he could've went off to the left. He could've went off to the right. He went directly in the ... directly where Li-, Liam was ... Officer McMahon was going. AND what I would describe as, uh, moving with intent and, and purpose, with an intention, and closing the distance as Officer McMahon is retreating. So, i-, in my head, I'm saying, "He has a large knife. He's getting closer and closer. If he gets any closer, if he gets ... he ... if Officer McMahon does not act, he's gonna be seriously hurt, if not, uh, you know, if not, uh, dead."
- Donahue: Do you remember the position of the knife?
- Maziarz: I do not.
- Donahue: Do you remember when y-, what, uh, Officer McMahon ... you see that ... do you remember when or, or s-, did Officer McMahon have his DRUN GAWN ... gun drawn?
- Maziarz: Officer McMahon did have his gun drawn.
- Donahue: What position was it in?
- Maziarz: I want to say it was at a, um, uh, initially, right when he turned around, I think, like, a ... at a high ready, and then it went to a, it went to a ready.

Donahue: So this is evolvign ...

Maziarz: Very fast. Like, this happens within seconds.

Donahue: So that was my question. What's the timeframe as he advances, uh, and, and we ... he's advancing. I'm gonna ask you the timeframe and what happens next.

Maziarz: From the time he turned around and started advancing, I would say it couldn't be more than five to seven seconds, IN that ...

Donahue: In five to seven seconds before what happens?

Maziarz: Before Officer McMahon, uh, fired ... discharged his firearm.

Donahue: And do you recall how many rounds were fired?

Maziarz: I don't exactly. Uh, what I estimated was, uh, minimum three, maximum five.

Donahue: Okay. And what happened next? What did you do?

Maziarz: So I s-, again, I, I'm pretty close, but I'm FLANKED off to the side. I'm pretty close to this when I see it. I had my firearm out. I looked at the individual. I see him go down. I look at him. I'm still advancing. Um, again, I'm kind of off to the side. I'm looking at him. I was pretty confidnet in my head that he wasn't getting back up. I immediately ... I looked up at Officer McMahon. I saw that he was ... it looked like, uh, uh, shock, uh, almost in shock. I went straight to him. I holstered up, and I went straight to him 'cause I felt ocnfident that this individual was not getting back up. Um, you want me to continue?

Donahue: Did you see, um, did you see where the knife was?

Maziarz: I did not at that time.

Donahue: Um ...

Maziarz: I do know ... SOR-, I, I think you asked me if ... you, you said, "Where was the knife?" I don't know where it was. I do know he was holding the knife.

Donahue: Okay.

Maziarz: I couldn't tell you where it was exactly ...

Donahue: Right.

Maziarz: ... but ...

Donahue: And that's based upon your, your positioning?

Maziarz: My positioning, yes. I could see him. I could see Liam as well.

Donahue: But he's ...

Maziarz: RIGHT.

Donahue: ... facing away from you?

Maziarz: He's facing away from me ...

Donahue: Correct.

Maziarz: ... but I'm, I'm off to the side.

Donahue: And then, after the shooting and he's on the ground, you don't recall seeing ...

Maziarz: I don't ...

Donahue: ... the knife?

Maziarz: ... no.

Donahue: Do you recall seeing anything else?

Maziarz: Uh, I just ... I recall him. I just see him on the ground. I see a lot of blood.

Donahue: Okay. Were there other officers moving in at that time?

Maziarz: Yes. Uh ...

Donahue: What were those officers doing?

Maziarz: So I knew, uh, again, I don't know exactly who, but I knew who was, I knew who was there with us. I didn't know exactly where everyone was. Um, I knew ... I went straight to Liam,

and I looked back, and I saw other officers on the ground, rendering aid.

Donahue: Okay. And then you went to Liam. What did you do next?

Maziarz: Um, I provided words of comfort to Liam. Um, I just ... I could tell ... I told him to lower his weapon. I said, "Lower your weapon. You're good. Holster up." And I just kept ... I grabbed him by his, his vest, and I just kept telling him, "You're good. You're okay. Look at me. Look at me. You're good." Um, he was still in, um, what I would describe as almost like a state of shock, just wide-eyed, um, not saying much. Uh, and I just remember turning him and saying, "Let's get you out of here." And then we started walking out towards the street to get out of the backyard.

Donahue: And, um, having that, you know, he was just involved in a shooting and people providing MILI-, medical care, having h-, moving him out of there, is that something that, um, through your experience as a police officer or training, something that is standard to do?

Maziarz: Uh, to be honest, I don't know if it's something that's standard. I just thought it was the right thing to do at that time. It just was inclination. It was ... maybe it was training. I don't know. It was, to me, the right thing to do. He w-, just went through extremely traumatic incident. I said, "Let me get him out of here. He needs comfort. He, he needs aid as well." I knew those individuals were providing aid. At least three officers were providing aid. I didn't think me or Liam, i-, in that state of mind, would have been of any benefit to be providing aid. I wanted to get him out of there.

Donahue: Okay. Um, Lieutenant Brown?

Brown: I have nothing. Thank you.

Donahue: Attorney Anderson?

Anderson: Did you ask about the distances OR ... ?

Donahue: I'm gonna, I'm gonna have ... I have a ... I'm gonna use the ...

Anderson: Okay.

Donahue: ... REVERSITIS as a blank sheet to just, um ...

Maziarz: All right.

Donahue: I was gonna have, if ... to ... if you could, just us-, using this sheet of paper, you know, r-, draw a diagram of Chestnut Street, the driveway, a house, and then the backyard, I think.

Maziarz: Okay.

Donahue: Um, if you could essentially d-, position ... indicate your ... where you were when the shooting happened and where, um, the individual was, his pace, and then where McMahon was, their distance at the time of the shooting ...

Maziarz: Okay.

Donahue: ... if you could.

Maziarz: I'll try my best.

Donahue: That's okay. So, um ...

Maziarz: So I'll start where my vantage is. I'll start the street, and then I'll put the house here.

Donahue: That sounds perfect. And then the driveway can be here, and this can ...

Maziarz: Mm hmm.

Donahue: ... be kind of the backyard.

Anderson: KIND OF make the street down ...

Maziarz: Yeah.

Anderson: ... at the bottom ...

Donahue: Yeah.

Anderson: ... if you have ...

Maziarz: Yeah, yeah, yeah.

Anderson: ... enough room ...

Maziarz: SORRY ABOUT ...

Anderson: ... so there's ...

Donahue: Yup. That's okay.

Maziarz: So let's say ...

Donahue: And then, essentially, your positioning. And that will give us a, a better understanding of your angle or view at the time of the shooting.

Maziarz: OKAY. So I'm gonna say this is, uh, I'm just gonna say this is the house. All right. LET'S say that's the driveway. This is gonna be ... this is not to, uh ...

Donahue: That's okay.

Maziarz: ... THIS ... TO, um, what's it called?

Donahue: To scale. WE ...

Maziarz: To scale.

Donahue: Yeah.

Maziarz: There we go. Uh, there's, like, a fence here. This was, like, the other side ...

Donahue: Okay.

Maziarz: ... of the ...

Donahue: Yeah.

Maziarz: ... where you could get into the ...

Donahue: Yup. I believe this is 59 Chestnut Street.

Maziarz: So we'll say 59 Chestnut. And then I just remember a fence in the backyard. I clearly remember ... again, IT'S, it's huge, but ... all right? Um, so you want anyone I can remember?

Donahue: Yeah, if you can.

Anderson: PLEASE.

Donahue: That would be great. If you could put, um, essentially, your positioning ...

Maziarz: Okay.

Donahue: ... the positioning of the individual, and, uh, Liam at the time of the shooting.

Maziarz: Okay.

Donahue: And then, OFF THE ... you could just estimate the distances.

Maziarz: All right.

Donahue: Um, and then, if there are officers behind you, you can, uh, ...

Maziarz: All right.

Donahue: Was there anyone else in the backyard that you recall?

Maziarz: I don't recall anyone else.

Donahue: Okay.

Maziarz: The only people I saw are ... again, there were other ... I know there were other people right here.

Donahue: Sure.

Maziarz: I ...

Anderson: Okay. So, "right here," you mean by the car?

Maziarz: By the car. Um, again, I was over here. All I saw was the individual and Liam.

Donahue: Okay.

Maziarz: Didn't see anyone else, but I knew people were either behind me or on the other side of the car.

Donahue: So, if you could, um, again, just ES- ...

Maziarz: Pretty wide, but ...

Donahue: Yeah. Your, your, your location, the individual ...

Maziarz: Yeah.

Donahue: ... and, and Liam, um, at the time of the shooting as best you can.

Maziarz: So I'll say this is me. Um, I should've made that a little longer, but, uh, let's say this is, uh, Liam. This is the subject. What do you want me to name him ...

Donahue: Uh ...

Maziarz: ... "victim," "suspect"?

Donahue: Yeah, that's fine. "Deceased individual," that's fine. We, we know ...

Maziarz: Deceased.

Donahue: ... who it is.

Maziarz: I would say this distance, in my opinion, what I recall, 5 to 7 feet. From me to the individual, that's tough. Um, GEEZ. I don't know. Uh, that's tough.

Donahue: Yeah, a estimate's fine.

Maziarz: Fifteen feet?

Donahue: YEAH.

Maziarz: Fifteen, 20 feet?

Donahue: OKAY. And do you remember who was behind you?

Maziarz: I ...

Donahue: IT WAS G- ...

Maziarz: ... I know Colbert ...

Donahue: INAUDIBLE.

Maziarz: ... was somewhere ... I believe Colbert was SOME over ... somewhere over here 'cause I know he fired the less-lethal.

Donahue: Okay.

Anderson: And you drew a box to the left of the car, like, kind of almost where the driver side door would be?

Maziarz: Yeah, it ...

Anderson: Okay.

Maziarz: Again, I don't know exact, but I just ...

Donahue: Yup.

Maziarz: I know he was on that side, um, or at least I think he was. Um, I know Deputy Boyle was somewhere. I don't know where he was.

Donahue: Okay.

Maziarz: I know Officer ILYINSKY was somewhere, don't know where he was. I know Officer FAHEY was somewhere. I don't know where he was. Officer SENNETT was somewhere, don't know where he was.

Donahue: So if you could just ... you can just write DOWN ...

Maziarz: And Officer Pugs was somewhere.

Donahue: So you, you just, um, maybe put their names to the left, saying, "Present" ...

Maziarz: Okay.

Donahue: "... unknown location." Is that fair to ...

Anderson: Yeah.

Donahue: ... say, Attorney Anderson?

Maziarz: So I'll just write, like, "Present ..."

Donahue: Yeah.

Maziarz: "... unknown," and I'll write the names.

Donahue: Yeah. And IF ... considering your position to the front of the car, um ...

Maziarz: So I'm gonna say ... I don't know if I'm spelling his name right ... Pugliares, um, Ayoub, uh, P-, Pugliares, Ilyinsky, Boyle, and Sennett. Colbert was there. Liam was there. I was there. Those are all people that were there. I just don't know exactly where they were.

Donahue: Okay. That's fair. If you could sign and date that, that would be great.

Maziarz: SIGN?

Donahue: Yeah, that's ...

Maziarz: Yeah.

Donahue: ... that's INAUDIBLE. Yup. So INAUDIBLE.

Maziarz: Uh, the date today?

Donahue: Is the 6th.

Brown: I have nothing further.

Donahue: Anything else?

Anderson: I don't have any questions.

Donahue: Okay. Anything else that y-, uh, you want to add or you think w-, is important for KNO-, to know ... for us to know that I didn't ask?

Maziarz: No, I think, uh, I, I mean, the only thing going o-, like, what I recall, Liam had no other option as to what to do. The guy was closing in the distance. He had no choice as to what to do. That's, that's the only thing I would, I would add. Uh, if I was in that position, I would've done the same damn thing.

Donahue: Okay. Thank you.

Anderson: Gonna turn the audio off and then ...

Brown: Yeah ...

Anderson: ... turn the video off.

Maziarz: Okay.

Brown: ... I'll let you know when it's done.

Anderson: Yeah.

THIS STATEMENT IS COMPLETE AT 5:07 P.M.

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