

46  
47 Q: All right. So, um, there's just a couple of questions I - I would like to get some  
48 clarity on, I guess, from what we talked about at our initial interview.  
49  
50 A: Okay.  
51  
52 Q: Um, so the - the - the time at his apartment - the first incident.  
53  
54 A: Mm-hm.  
55  
56 Q: When you talk about originally he bear-hugged you, carried you, threw you  
57 out the door.  
58  
59 A: Mm-hm.  
60  
61 Q: And your - your shirt was ripped when he was tryin' to pull you up by your  
62 shirt initially?  
63  
64 A: Yes, it was.  
65  
66 Q: And you went back to the door to try to get a shirt.  
67  
68 A: Yes.  
69  
70 Q: And in our CVSA interview, you said somethin' about one of 'em was  
71 blockin' the door with their foot. I mean, are you pushin' on the door or what?  
72 What's the - how's the door opened? And you're gonna have to describe it  
73 verbally...  
74  
75 A: Oh.  
76  
77 Q: ...cause the tape can't see ya.  
78  
79 A: Well, basically, um, I'm coverin' up myself and I'm like tryin' to push on the  
80 door like, let me in to get a shirt.  
81  
82 Q: Okay.  
83  
84 A: But they - I don't know who foot it was but, one of their foots was, like, tryin'  
85 to like in between the door, like, um, but the door was, like...  
86  
87 Q: How far would you say the door was opened from the crack in the door from  
88 the wall to the door?  
89  
90 A: It was opened - it wasn't opened all the way. It was like cracked but their foot

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91 - it - it wasn't opened all the way.  
92  
93 Q: Was it wide enough that you could have stuck your hand in between the wall  
94 and the door?  
95  
96 A: Yes it was wide enough for that.  
97  
98 Q: How about your arm?  
99  
100 A: I would have to force my arm in it, like, hurt my arm...  
101  
102 Q: Okay, how about your leg?  
103  
104 A: That was the way. No not my leg.  
105  
106 Q: And you said 'cause, I mean, it was just a little, um, and that's the point of  
107 doin' the initial interview on the CVSA - to clar- for clarifications sake. When  
108 you initially talked about being pinned in between the door, you said yes. So,  
109 I'm just tryin' to figure out where the, I think, where would you describe  
110 yourself as being when th- when that door - are you tryin' to push it open, I  
111 mean...  
112  
113 A: Yeah. I was tryin'...  
114  
115 Q: What are your views?  
116  
117 A: I was tryin' to push it open. I didn't have a shirt on.  
118  
119 Q: Okay. But you say you were coverin' yourself...  
120  
121 A: Yes with...  
122  
123 Q: ...with one hand.  
124  
125 A: ...one hand.  
126  
127 Q: And how are you tryin' to push it open?  
128  
129 A: With my right hand...  
130  
131 Q: Okay.  
132  
133 A: Like, open the door, I need a shirt.  
134  
135 Q: Okay. But you, at no time, reached in between the crack?

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136  
137 A: I mean I could have but I don't remember reachin' into the crack.  
138  
139 Q: Okay. But you were never - you were never to the point that, you know how  
140 you catch somethin' - say you close a drawer and you catch your hand in  
141 between the opening of the drawer and the cabinet?  
142  
143 A: I know what you're tryin' to say. Mm-hm.  
144  
145 Q: You were never at any time - were you at ever any time pinched between the  
146 door and the wall, any part of your body?  
147  
148 A: Not that I wo- can recall but I remember holdin' myself in one hand and tryin'  
149 to get - open the door - open it with the other hand.  
150  
151 Q: Okay. And the injuries in the pictures that were provided to us and I think I  
152 showed you on the first interview...  
153  
154 A: Mm-hm.  
155  
156 Q: How did you incur all those injuries?  
157  
158 A: When he put me outside. He threw me outside.  
159  
160 Q: On the initial him taking you out of the apartment?  
161  
162 A: Yes.  
163  
164 Q: And describe to me again how he took you out of the apartment?  
165  
166 A: Um, I was by the door and my back was facin' the door and he was in front of  
167 me and he was - he was pullin' on my shirt and I kept - I kept pushin' him  
168 away, like, stop, stop, I can walk myself out. He kept pullin' on my shirt and  
169 my shirt ripped so, um, he, like, - he, like, grabbed me - he like grabbed me...  
170  
171 Q: You were describing like a hugging motion.  
172  
173 A: Yes like he picked me up and grabbed me.  
174  
175 Q: Okay.  
176  
177 A: And threw me outside and that's when...  
178  
179 Q: So he physically picked you up off the ground.  
180

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181 A: Physically picked me up off the ground...  
182  
183 Q: Okay.  
184  
185 A: ...and threw me outside.  
186  
187 Q: So did he walk you from where you were standing to the door?  
188  
189 A: We was already, like, you know, like, by the door, um, um, it was like the  
190 little, like the little wood-way, like...  
191  
192 Q: Okay. Entryway?  
193  
194 A: Yeah, like an entryway but we was like on the carpet. We wasn't, like, on the  
195 - the wood part yet by the door and outside. We was like on the carpet and he  
196 picked me up and put me outside. The door was already open.  
197  
198 Q: Okay.  
199  
200 A: The door was already opened and he picked me up and threw me outside and  
201 my shirt was already ripped.  
202  
203 Q: Okay. In the meantime, did he grab you by both your wrists and walk  
204 backwards pulling you to the door outside?  
205  
206 A: No.  
207  
208 Q: Okay.  
209  
210 A: No.  
211  
212 Q: Um, all right. Now on the first interview, I showed you some pictures of his  
213 injuries.  
214  
215 A: Yes.  
216  
217 Q: And your, um, recollection of the events, how did he, um, obtain those  
218 injuries?  
219  
220 A: I didn't even know he had injuries, um, until you showed me.  
221  
222 Q: Okay.  
223  
224 A: Uh, I guess when, uh, I was pushin' him off me, like when I was pushin' him  
225 off me.

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226  
227 Q: When he was pulling at your shirt...  
228  
229 A: Mm-hm.  
230  
231 Q: ...or what time?  
232  
233 A: When he was pulling at my sh- when he was pullin' at my shirt, I kept tellin'  
234 him to stop, like, pushin' him off me. I was tellin' him to stop.  
235  
236 Q: And he was shirtless at this time? Was he wearing a shirt? Potter?  
237  
238 A: He had, like, on a t-shirt but I guess when, um, when he was like, um, rippin'  
239 off my shirt and, um, I'm pullin' on his, uh, I just kept tellin' him to stop, it  
240 probably like over-stretched, if that makes sense...  
241  
242 Q: Okay.  
243  
244 A: Like over-stretched and, yeah, basically.  
245  
246 Q: You said he...  
247  
248 A: But he did have on a - he did have on a white tee.  
249  
250 Q: So do you believe and you - you say he was pullin' on your shirt and you're  
251 basically pushin' back at him - do you believe it's plausible that you scratched  
252 up his chest when this was goin' on?  
253  
254 A: I could have, yes.  
255  
256 Q: Okay. So, that - that's the first encounter and then you said there was two  
257 more encounters. I just want to make sure I'm crystal clear on what's goin' on  
258 with this. The second two encounters were at your apartment.  
259  
260 A: Yes.  
261  
262 Q: And so, one of which you said at first when you talked to Lt. (Bennett) and  
263 Sgt. (Giles) that basically he lifted up your chin and kinda' did like a, "Look  
264 at me."  
265  
266 A: Yes that's when I was in on the toilet. He lift me up and then out - and then  
267 my back was against the wall.  
268  
269 Q: Mm-hm.  
270

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- 271 A: And he was like facin' - he was facin' me but he was like facin' the mirror,  
272 like his back was facin' my mirror and bath, and, um, we was talkin' about the  
273 baby.
- 274
- 275 Q: Mm-hm.
- 276
- 277 A: He wanted me to get an abortion and he kept tellin' me that I need to make a -  
278 a - um, appointment to go, you know, get an abortion or whatever, like, asap,  
279 like tomorrow, and I kept saying no, and he kept gettin' upset and that's when  
280 he like snapped and he - his face was turnin' red and did me like this but he  
281 didn't - he didn't squeeze but he did me like this.
- 282
- 283 Q: This was after he did the raising the chin thing?
- 284
- 285 A: Yes that's afterward 'cause he was like, I need the, um, he was like, 'cause I  
286 was cryin' and he was like, I need to stop cryin', I need to stop doing it, so we  
287 - so I need to grow up.
- 288
- 289 Q: And you describe - what you're describing 'cause again, the tape can't see you  
290 is both his hands around his neck.
- 291
- 292 A: Yes but he did not squeeze. He just did me like this. I guess tried to scare me  
293 but he - he didn't physically squeeze my neck.
- 294
- 295 Q: Okay. And just to be crystal clear, then there's another incident on a different  
296 day that he grabbed you by the shirt and pushed you against the wall?
- 297
- 298 A: Yes.
- 299
- 300 Q: Okay. And in any of these, um, I know you had the injuries from the first  
301 encounter - of these last two encounters we just referenced, were there any  
302 physical injuries?
- 303
- 304 A: Not that I can recall, no.
- 305
- 306 Q: Okay.
- 307
- 308 A: He just, like, twisted my shirt and had me against like a corner, like this, in my  
309 wall.
- 310
- 311 Q: Okay. And just for other point of clarification, um, back to the encounter at  
312 his apartment, when you were there, he called an officer.
- 313
- 314 A: Yes.
- 315

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316 Q: What officer?  
317  
318 A: (Delly).  
319  
320 Q: And what was the point of him calling this officer?  
321  
322 A: He was callin' him 'cause me and (Delly), I mean, we was kind of close...  
323  
324 Q: Mm-hm.  
325  
326 A: ...because the man partied with (Dana) so, me and him was kinda close, and  
327 he was like, um, he called (Delly). He went outside at this point. He called  
328 (Delly) and he was like, um, he was tellin' me to leave. He was like, um...  
329  
330 Q: (Delly) called you?  
331  
332 A: Mm-hm. He was like, "Njoku, go ahead and just leave, go ahead and just  
333 leave and you all just talk about it at another time," 'cause (Delly) already  
334 knew that I was pregnant before I even told Potter. He already knew that I was  
335 pregnant but he didn't say anything 'cause I wanted to tell him myself.  
336  
337 Q: Okay.  
338  
339 A: So (Delly) was like, "Njoku, just ahead and leave. Like, just tell him another  
340 time," and, um, I was like no. I said I wasn't gonna leave.  
341  
342 Q: And so you don't contend the fact that he called (Delly) to try to get him to  
343 leave his apartment?  
344  
345 A: He did call (Delly) to try to get me to leave his apartment.  
346  
347 Q: So that's a correct statement.  
348  
349 A: Yes.  
350  
351 Q: And, it's a correct statement that he asked you to leave the apartment and you  
352 refused?  
353  
354 A: Yes.  
355  
356 Q: But yo- when you initially went into the apartment, how do you state that  
357 happened when you went in init- when you went into the apartment initially?  
358  
359 A: When I went in the apartment initially, like my first time goin' in the  
360 apartment, um, he was like, um, well he didn't really say anything. He just -

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361 he just opened the door and I walked in behind him and then he was like,  
362 "What, what you got to say?" He like, "Go ahead, um, and talk to me. What  
363 you got to say?" and...  
364  
365 Q: So you wouldn't describe your entry into the apartment as sneaking into the  
366 apartment or that you, kind of manipulated your way into the apartment,  
367 would you or would you say that he - do you feel like hi- his entry into the  
368 apartment and your entry into the apartment that you were welcomed into the  
369 apartment? Or do you feel like you manipulated your way into the apartment?  
370  
371 A: I mean, I've been over to his apartment plenty of times so...  
372  
373 Q: What's plenty of times?  
374  
375 A: I been - I been to (Mel) apartment a lot of times when we was dating.  
376  
377 Q: What's a lot?  
378  
379 A: Uh, I don't have a number but I've been...  
380  
381 Q: Over ten?  
382  
383 A: I was goin' over there, like, probably once a week, twice a week.  
384  
385 Q: For how many weeks?  
386  
387 A: Since April or May.  
388  
389 Q: So a couple of months between there.  
390  
391 A: Yes, I been goin' over there a couple of times, um, I mean, I just, I mean,  
392 sneaking how?  
393  
394 Q: Well when he opened the door, did you go underneath his arm and get into the  
395 apartment before he could stop you?  
396  
397 A: I don't remember doin' that. I remember him - I remember him openin' up the  
398 door and I just walked in behind him.  
399  
400 Q: Okay.  
401  
402 A: I don't remember that, like - like crawlin' over him?  
403  
404 Q: Or under him or rushin' in to the point that it's clear that you're not welcome  
405 and you're...

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406  
407 A: I did - I did rush in behind him.  
408  
409 Q: On the first time?  
410  
411 A: Mm-hm. I - I walked in right behind him. I rushed in right behind him.  
412  
413 Q: Okay. All right.  
414  
415 A: But I wouldn't call that me forcin' my way in.  
416  
417 Q: Just so I'm clear on the sequence of events, you go over to his apartment to  
418 inform him that you're pregnant.  
419  
420 A: Yes. "Cause initially me and him - we was not in a good space to - to talk and  
421 I didn't wanna tell him - I didn't want to tell him at work 'cause it was  
422 unprofessional to tell him at work so I was tryin' to, even before I popped up,  
423 I was tryin' to talk to him, I'm like (Mel) I need to talk to you, seriously, I  
424 need to talk to you, and he just blew me off - he just blew me off so, um, even  
425 the - the morning - the day that I popped at his apartment, I called him and I  
426 was like, I really need to talk to you - I really need to talk to you. He did not  
427 respond so I felt like my only option was to - to pop up.  
428  
429 Q: Okay.  
430  
431 A: I felt like that was my only option and I - I did not expect it to go that route.  
432 Like, I just thought, you know, we was - I was gonna tell him and he was  
433 gonna come to the doctor with me and, you know, we could figure it out  
434 together but it just went left. I was not expectin' that.  
435  
436 Q: Okay.  
437  
438 A: And - and, um, after the whole fight happened, like, I wasn't even gonna tell  
439 him that I was pregnant, I was just gonna wait it out but I didn't even tell him  
440 I was pregnant. (Que) did - the person who came down here and, um, initially  
441 she told him - she told him that I was pregnant. I didn't even get a chance to  
442 so that's when he started callin' me after that.  
443  
444 Q: Okay. So you go to the apartment and tell him you're pregnant.  
445  
446 A: I didn't even tell him I was pregnant that day.  
447  
448 Q: Well, that's what your intention was though.  
449  
450 A: Yes.

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451  
452 Q: So you followed him into - you followed him as he walks in the apartment.  
453  
454 A: Yes.  
455  
456 Q: He asks you to leave the apartment. He calls Officer (Delly) before - before or  
457 after the t-shirt pulling?  
458  
459 A: It had to be before.  
460  
461 Q: Okay.  
462  
463 A: It had to be before.  
464  
465 Q: So he tries to remove you by pulling at you which rips your shirt.  
466  
467 A: Yes.  
468  
469 Q: And then, he carries you out.  
470  
471 A: Picked me up and threw me out.  
472  
473 Q: Picks you up, carries you to the door and throws you.  
474  
475 A: Yes.  
476  
477 Q: You come back to the door to attempt to get a t-shirt.  
478  
479 A: Yes.  
480  
481 Q: And you pushed on the door but you didn't ever - you were never pinned  
482 between the door and the wall?  
483  
484 A: No I was never pinned between the door and the wall. I would have bruises on  
485 my wrist and my arms and stuff if that was the case.  
486  
487 Q: Okay. You get the shirt?  
488  
489 A: Yes he gave me a shirt.  
490  
491 Q: And you leave?  
492  
493 A: No, I did not leave. I - I sat in my car for, like, 45 minutes. I was talkin' - I  
494 was on the phone with - with of (Que). I was tellin' her what happened and  
495 that's when (Mel), he, um, I guess he, um, like, was lookin', like to see what I

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496 was doin' and I know if he wanted to talk to me or whatever, but I was on the  
497 - I didn't leave right away. I was on the phone for at least 45 minutes, just  
498 sittin' in the parkin' lot.  
499  
500 Q: Okay.  
501  
502 A: And then I left.  
503  
504 Q: All right. And then, he finds out you're pregnant...  
505  
506 A: From (Que).  
507  
508 Q: From (Que).  
509  
510 A: Mm-hm.  
511  
512 Q: He comes over to your apartment, the two separate incidents, tells you to look  
513 at him in the one incident, lifted your chin up, and on the same day, puts his  
514 hands around your throat, and then on a separate occasion, he grabbed you by  
515 the shirt and pushed you up against the wall?  
516  
517 A: Yes.  
518  
519 Q: Okay. And, um, I'm tryin' to think if there's anything I forgot.  
520  
521 A: This who- he - he basically, 'cause (Que) was - (Que) was - I guess him and  
522 (Que) was talkin' and I don't know if they had a conversation but he basically  
523 - he, um, he did not want me to - he did not want me to have that baby.  
524  
525 Q: Okay. So, my question - I guess the - the one question I have that's left that I  
526 can think of right now is, you came to make your statement. OPS called you  
527 to their office to make you initial statement when you talked to Lt. (Bennett)  
528 and Sgt. (Giles), correct?  
529  
530 A: Yes they called me the same day.  
531  
532 Q: Okay. Where was yours and Officer Potter's personal relationship by that  
533 time? Were you on good terms? Were you on bad terms? When you came and  
534 made your initial statement to Sgt. (Giles) and Lt. (Bennett)?  
535  
536 A: We was good. We was - I mean, we wasn't arguing or anything. I mean, we  
537 was on speakin' terms. We was havin' conversation that - I mean we was  
538 talkin' literally every day.  
539  
540 Q: Because you were still pregnant though?

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541  
542 A: Yes.  
543  
544 Q: So what I'm tryin' to understand, because what - you eventually lost the  
545 second child, correct?  
546  
547 A: Yes.  
548  
549 Q: Okay. Now, where was the fallout to where - because like I said, in - in the  
550 first interview, you weren't very forthcoming with information.  
551  
552 A: I did not know. I was still pregnant and he was the father of my child and I  
553 didn't know what was gonna happen and not want him to lose his job. I didn't  
554 know so.  
555  
556 Q: But, did you guys have a falling out before the loss of the second child?  
557 Because you were sending him text messages and stuff with pictures of the  
558 sonogram and it didn't seem like a very friendly conversation, the text threats  
559 of (unintelligible).  
560  
561 A: You said before, um...  
562  
563 Q: The loss of the second child? The fallout was before then?  
564  
565 A: N- n- um, I think we - I wa- I mean, I wouldn't say we fell out but he - he  
566 basically, like, didn't want me still communicating with (Que). He didn't - he  
567 didn't want me talkin' to her but I felt like, you know, those are my friends so,  
568 he basically told me that he was done, he didn't want to talk to me anymore,  
569 but I was - I was still pregnant at that time. So, (Mel) didn't even know that I  
570 even - I mean Officer Potter didn't even know I lost my child.  
571  
572 Q: Okay.  
573  
574 A: He don't even know.  
575  
576 Q: Well, I guess what I'm tryin' to understand or what - what I'm trying to get  
577 some clarity on is, I mean, we went over those text written since the last  
578 conversation.  
579  
580 A: Yes I sent ev- I did send...  
581  
582 Q: Uh, karma's a bitch, this and that, and you were still pregnant at that time that  
583 - that you were sendin' those text messages.  
584  
585 A: No not th- not, um, the last message I sent him 'cause, um, those messages

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586 were sent not at the same time. It was sent over the time, if that makes sense.  
587  
588 Q: But some - some of the text messages - some of the text messages that were,  
589 um, I'm tryin' to think how I want to phrase it...  
590  
591 A: That text message you're talkin' about, I lost my child then so I was upset.  
592  
593 Q: You were pissed off.  
594  
595 A: Yes. I lost my child then.  
596  
597 Q: In most of the text messages that I read to you, you seemed pissed off. I mean,  
598 or - or you seemed agitated.  
599  
600 A: He wasn't talkin' to me the whole time.  
601  
602 Q: Right but you were still, on some of those text messages, you were still  
603 pregnant at the time?  
604  
605 A: Yes, mm-hm.  
606  
607 Q: So I'm tryin' to, uh, just get some clarity on what went from the first  
608 interview with Lt. (Bennett) and Sgt. (Giles) and you're still tryin' to, you  
609 know, this is the child to your fa- er I'm sorry, the father of your child. You're  
610 still - you don't want him to lose his job. You don't want him to whatever.  
611 You're tryin' to protect him somewhat.  
612  
613 A: Basically.  
614  
615 Q: To, uh, those kind of text messages of you being very cooperative. What -  
616 what - where was the fallout that it went south because it wasn't the loss of the  
617 second child? I mean that might have agitated you more but you were  
618 obviously sending text messages that were agitated - that you were agitated,  
619 um, before the loss of the - the second child, so I'm tryin' to understand where  
620 it went downhill to the point that, um, you know, you were just kinda over it.  
621  
622 A: Okay. Me and (Mel) had a conversation, um, it was probably like, we was  
623 talking - um, this is when, like, we was on, um, speakin' terms. He wanted me  
624 to get an abortion and, um, he wanted me to get an abortion and he was like,  
625 um, "If you get an abortion, you know, we can finally be together," or  
626 whatever like that. That's what he was tellin' me but I was - I was getting' too  
627 far along so I probably had, like, um, a week or so, and I would have been too  
628 far along to even get an abortion so he was like, um, - he was like, "You  
629 know, like, um, we don't have time to wait," whatever, like that. He lied, "I'll  
630 pay for the abortion but like, you about to be too far along. Um, if you get the

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- 631 abortion, then we can be together." So I'm thinkin', okay, uh, if I get the  
632 abortion, you know, like, we can, you know, finally be together 'cause I loved  
633 him and all my friends was like, "Don't do it. Um, he's - he's just lyin' to  
634 you," whatever, like that.  
635
- 636 Q: Okay.  
637
- 638 A: And, I was tellin' (Mel), Officer Potter what they was sayin' and he was like,  
639 "Oh, don't believe them," and stuff like that so I was believin' him so in my  
640 mind, I'm just like, okay, I'm just gonna lie and see - I'm just gonna lie and  
641 tell him that, uh, I got the abortion just to see how he was gonna act. So, um, I  
642 had - I had - I had text him and I was like, um, I'm getting' an abortion, well  
643 I'm gonna take the abortion pill, or whatever. So I lied to him and I said that,  
644 um, I was gonna take the pill, um, I already paid for the pill and Imma take it  
645 and whatever so, um, he was like - he was like, okay, um. He was comin' over  
646 to my house every day, like, I guess he thought I - I got the abortion done so  
647 then, a week after that, he stopped talkin' to me.  
648
- 649 Q: Mm-hm.  
650
- 651 A: And, um, a week after that, he stopped talkin' to me, like, I haven't heard  
652 anything from him, and, um, a week after that - I don't remember but about a  
653 week after that, uh, I had to go to the doctor for my, uh, appointment to get  
654 my ultrasound done and, you know, check on the baby and stuff, and I was  
655 callin' and textin' him, and he was not responding, and then I sent him a  
656 picture of - of the sonogram and I was like, you know, I sent him a long  
657 message and I was like, you know, it's - it's kinda messed up how you're  
658 treatin' me after you found out I got the abortion now, but I really did not get  
659 the abortion. I'm still pregnant.  
660
- 661 Q: Mm-hm.  
662
- 663 A: And that's when I sent him a picture of the sonogram and, um, he never  
664 responded back to none of my messages and it was pissin' me off every day  
665 so I was getting' upset and, um, I was gettin' upset that he was not respondin'.  
666 Um, I reached out to him numerous times and I was just - I was just angry,  
667 like - I was just upset - like how can somebody, like do this to somebody.  
668 And, um, as you can see, I kept textin' him and kept textin' him and he was  
669 not responding and then, um, I miscarried. I really did miscarry and, um, at  
670 this point, he was not even talkin' to me so there wasn't no point in me even  
671 still tryin' to communicate with him 'cause he wasn't even talkin' to me.  
672
- 673 Q: Okay.  
674
- 675 A: So.

7-59-62

676  
677 Q: So the fallout was when you said that you were get - that you got the abortion  
678 and he kind of just faded away?  
679  
680 A: Yes 'cause he thought I got the abortion.  
681  
682 Q: This is the week that you said he was comin' by after you said you got the  
683 abortion - what was the purpose of havin' him comin' by before he started the  
684 - just ignorin' you?  
685  
686 A: Um, he was comin' by basically 'cause he was like, um, he was gonna be  
687 there, um, I guess, the first couple of days after I got - I got the abortion but he  
688 was think I got the abortion so he was just comin' by to, um, to check on me, I  
689 guess. He was comin' by every day to check on me and stuff.  
690  
691 Q: Okay. But there was no romantic relationship after the thing at his apartment?  
692  
693 A: No.  
694  
695 Q: Okay.  
696  
697 A: No. Negative.  
698  
699 Q: Okay. Um, do you have anything to add that you feel like would be beneficial  
700 to this investigation?  
701  
702 A: Um, honestly, um, I wish this never happened like this, um. It was not my  
703 intention. Um, I wished this never happened, um, and I - I really just want this  
704 to be over with. I want to get my life back. I already done lost a kid and I'm  
705 just tryin' to just get my life back.  
706  
707 Q: Okay. All right. That concludes this interview. The time is 1413 hours.  
708  
709  
710 The transcript has been reviewed with the audio recording submitted and it is an accurate  
711 transcription.  
712 Signed \_\_\_\_\_

7-60-62



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

**OPS Complaint #** 17-I-0549-DV

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?  Yes  No

Officer Iscah Njoku  
(Employee's Printed Name)

*I. Njoku*  
(Employee's Signature)

3:43 12/21/17  
(Date/Time)

Sergeant J. Brandon Puetz  
(Interviewer's Printed Name)

*J. Puetz*  
(Interviewer's Signature)

1551 12-21-17  
(Date/Time)

\_\_\_\_\_  
(Witness Representative's Printed Name)

\_\_\_\_\_  
(Witness/Representative's Signature)

\_\_\_\_\_  
(Date/Time)

7-61-62



**ATLANTA POLICE DEPARTMENT**  
**Written Notice of Allegations**

Employee: Officer Iscah Njoku

APD ID # 38735

OPS#: 17-I-0549-DV

**Allegation: (Type Allegation and Work Rule #)**

The department requests an investigation into the allegation that Officer Iscah Njoku was involved in a domestic altercation with another city employee on September 3<sup>rd</sup>, 2017

APD.SOP.2010/4.1.4 Conduct

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

**3.4 Employee Responsibilities**

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

**3.5 Employee Restrictions**

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

**3.6 Employee Rights**

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation.

An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

[Signature] 12/21/17  
Employee Signature/Date

[Signature] 12-21-17  
Witness/Date

1  
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INTERVIEW WITH SHANQUISHA MURRAY

Q=Lt. Bennett

Q1=Sgt. Giles

Q2=Man

A=Shanquisha Murray

A: ...be off probation in a couple weeks, on the 16th of this month.

Q: Mm-hm.

A: So she came out into the zone. Her and Officer (Potter) met and they exchanged numbers. From my understandin', Nkoku and Officer (Potter), we're supposed to be - you know, they - they both said, "Well, we'll just be friends," you know? "I'm not lookin' for a relationship." Yada, yada, yada. I guess - I don't know, a month, three weeks later, they, you know, finally had physical...

Q: It...

A: ...sex with each other.

Q: ...evolved into some kinda...

A: Yeah.

Q: ...relationship?

A: Yes. So I guess probably three months into it, Officer (Njoku) found out that she was pregnant. So I guess i- between the time that they had started dating, they had already had little few arguments or whatever. So Officer (Potter) stated he was gonna cut it off, because he saw that she started to get i- too emotional towards him and bein' too, you know, emotionally involved and, you know - you know, wanting more, far as relationship. And he didn't. So Officer (Njoku), um, she got pregnant or whatever. And from my knowledge, she tried to invite him over several times, or to set up ways that she could tell him, you know, about the situation. Officer (Potter) tried to cut it off. He tried to cut the whole situation off. He didn't want to talk to her. I guess he ignored her phone calls. So she popped up at his house.

8-1-18

46  
47 Q: So at this point, (Potter) does not know that she's pregnant?  
48  
49 A: No.  
50  
51 Q: She's tryin' to figure out some kinda way to...  
52  
53 A: Tell him.  
54  
55 Q: ...tell him? Okay. Go ahead.  
56  
57 A: But she's tryin' to - she's tryin' to invite him - they still talkin'. You know,  
58 they still communicating. And so she's tried to invite him over, you know, I  
59 guess around his birthday time, to tell him, you know, what was goin' on. But  
60 I guess Officer (Potter) didn't agree. He decide to go with friends or  
61 whatever. So Officer (Njoku) took it upon herself - she i- I guess it started  
62 botherin' her too much that she decided to go his house, to tell him about the  
63 situation. Um, she said when she popped up at Officer (Potter)'s house...  
64  
65 Q: Which is where? Do you know?  
66  
67 A: He lives in Camp Creek. In the Camp Creek area. I don't know exactly where,  
68 but I know...  
69  
70 Q: It's not - is it outside the city limits or inside the city limits?  
71  
72 A: I don't know if it's...  
73  
74 ((Crosstalk))  
75  
76 A: I can't...  
77  
78 Q2: We think it's...  
79  
80 ((Crosstalk))  
81  
82 A: We think it's East Point.  
83  
84 Q: Okay.  
85  
86 A: So she popped up at his house to tell him about the situation. When she got  
87 out, I guess she was so emotionally, you know, down about the situation, she  
88 was tryin' to get some kinda comfort from him so that she could tell him. But  
89 I guess immediately when she got there, he started askin' her, like, "What are  
90 you doin' here?" Or whatever. So he - he then walk in her - his house, and she

18-2-18

91 followed him. I guess she makes it to the doorframe area, and she was, like,  
92 "Well, we need to talk." And he was, like, "Well, go ahead. What - what is it  
93 that we need to talk about? Go ahead and say it." She then say, um - she then  
94 paused and he then gets upset. Was, like, "Get the fuck out my house, then.  
95 You know, get out." So at this point, she still hadn't told him about the  
96 pregnancy. 'Cause she couldn't get it out. He then takes it upon himself to put  
97 her out, physically, himself. He put her out and in the midst of him puttin' her  
98 out, she gave all ki- uh, when he put her out, he - the first time, she said that,  
99 um, her shirt ripped off.  
100  
101 Q: He...  
102  
103 A: So her breasts were exposed. So she tried to go back inside to tell him to give  
104 her a shirt, 'cause she wasn't gonna leave. At that point, that's when, um, she  
105 asked the roommate, "Well, can you give me a shirt?" Because I guess  
106 (Potter) was...  
107  
108 Q: Roommate?  
109  
110 A: Yeah. He has a roommate. A male - his - his roommate is also a Fulton  
111 County police officer.  
112  
113 Q2: So he picked her up and threw her out physically?  
114  
115 ((Crosstalk))  
116  
117 A: That's what I just said.  
118  
119 Q2: You said "put her out." They don't know, like, what really happened. He  
120 threw her out.  
121  
122 Q: Well, uh - uh, you know, one would rarely assume - go to that conclusion that  
123 if her shirt was completely ripped off, it would be...  
124  
125 ((Crosstalk))  
126  
127 A: Physical.  
128  
129 Q: ...some...  
130  
131 ((Crosstalk))  
132  
133 Q: It was a little bit more than...  
134  
135 A: Yeah.

8-3-18

136  
137 Q: ...some pushin' and shovin'.  
138  
139 ((Crosstalk))  
140  
141 Q: ...shirt was gettin' ripped completely off.  
142  
143 A: Right. She is a fairly small girl. I will say that. She's probably, like, a 110  
144 pounds, 112 pounds.  
145  
146 Q: Oh, okay.  
147  
148 A: So he picked her up and physically put her out. And, um, once he physically  
149 put her out, she came back in. She stood in the doorway. Her - she asked the  
150 roommate, "Well, give me a shirt. 'Cause I'm not goin' outside with my  
151 breasts out. You know, with my breasts exposed." And so I guess she told  
152 him, "Well, until y'all give me a shirt, I'm not gonna leave." So the roommate  
153 finally gives her a shirt and then they then both attack her and her, "Get the  
154 fuck out," and they both put her out. And at that point, she leaves. She go get  
155 in her car. At that point, she's on the phone with me, callin'. She called me  
156 and she was still at his house. She was sittin' in front of his house, and she  
157 was cryin' and sayin', "Well, he - you know, he put me out. You know, he  
158 just picked - picked me up. I can't believe he would do this to me. I can't  
159 believe he picked me up and threw me out. Like, he, like, picked me up and  
160 threw me out." And she was, like, "He put his knee in my neck and did all  
161 this." You know, she started tellin' me all the stuff that he was doin'. And I  
162 start sayin', "Hold on. Wait a minute. Like, what did you do? You know, what  
163 did you do that led up to this?" She said, "I just came" - she - she said, "I  
164 came over there to tell him about the pregnancy, you know? I came over there  
165 to tell him that I was pregnant, and he did all this for nothin'." She said, "He  
166 jumped on me for nothing."  
167  
168 ((Crosstalk))  
169  
170 A: She said, "I didn't do nothin' to him. I didn't put my hands on him. I didn't  
171 put my hands on him. For him to do me like that, I just can't believe that he  
172 did that.  
173  
174 Q: So, uh, how much time - when did - do y'all know what date this was that  
175 happened?  
176  
177 ((Crosstalk))  
178  
179 A: I - from - from my pictures - from my pictures, 'cause I took the pictures the  
180 day of. 'Cause she came into the zone...

8-4-18

181  
182 Q: Okay.  
183  
184 A: ...where I work and, um, I took pictures of everything.  
185  
186 Q: Okay. So...  
187  
188 A: So based on my pictures, it was September the 3rd.  
189  
190 Q: Okay.  
191  
192 A: And so that day, I called her supervisor. I called Officer (Wolfrod)? (Wolfen)?  
193  
194 Q1: Sergeant (Wolfo).  
195  
196 A: Yeah, (Wolfo). I didn't tell him about the particular incident that took place.  
197 Because I'm telling (Njoku) - I'm like, "Now, I'm finna go tell your  
198 supervisor. I'm a - I'm about to tell somebody." And she kept, like, "No, don't  
199 tell nobody. Don't say nothin'. Don't say nothin'." So what I did was...  
200  
201 Q: Had she been goin' to work this whole time?  
202  
203 A: No. So what happened was - she's in the military, as well. At the time that that  
204 incident happened, she was supposed to be on military leave.  
205  
206 Q: Oh.  
207  
208 A: So she wo- her military ti- for her - the time for her to leave to go for  
209 military...  
210  
211 Q: Yeah.  
212  
213 A: ...um, I di- I guess when I called the supervisor, they gave her some time off  
214 before...  
215  
216 Q: Is she gettin', uh, like, deployed?  
217  
218 A: Sh- she was goin' for Sergeant school.  
219  
220 Q: Oh, okay. But she wasn't, like, she was bein' deployed or...  
221  
222 ((Crosstalk))  
223  
224 A: No. She wasn't bein' deployed.  
225

8-5-18

226 Q2: And that's Reserve, right?  
227  
228 A: Uh, she's - no. She's in the Army.  
229  
230 Q: Army Reserve?  
231  
232 A: Yeah.  
233  
234 Q2: Oh.  
235  
236 A: So she was goin' for the Sergeant school. So I guess she was supposed to be  
237 goin' to be n- I don't know what the process for military.  
238  
239 Q: Yeah.  
240  
241 A: So she was goin' for Sergeant school. So the day of, I called Sergeant (Wolfo)  
242 and I said, "(Njoku) really needs some help. She's been depressed." You  
243 know, yada, yada, yada. I been - I - I didn't tell him - I didn't go into detail  
244 about the situation, because I wanted to give her time to say somethin', 'cause  
245 she kept sayin', "Don't say nothin'." And I feel like, yeah, I should've said  
246 something in the beginning, but I - I did try to get some kinda help for her, by  
247 tellin' her supervisor.  
248  
249 Q: So what all did you tell Sergeant (Wolfo)?  
250  
251 A: I told him that she's been havin' some suicidal, you know - she's been  
252 depressed and she's been havin' suicidal, you know, thoughts or whatever.  
253 And...  
254  
255 Q: But you did not tell him about the physical altercation...  
256  
257 A: No, I didn't s...  
258  
259 Q: ...between her and...  
260  
261 A: I didn't say anything, because I felt like she - 'cause she asked me not to say  
262 nothing. So I thought...  
263  
264 ((Crosstalk))  
265  
266 A: ...maybe she was gonna come forward. And I wanted i- and then so that that  
267 same day - and I'm a tell you. I called Officer (Potter). I - I reached out to him  
268 on Facebook, and I said, "You need to call me immediately." So he called me  
269 and I said, "(Melvin), what happened?" I don't know him like that. So I said,  
270 "I mi- I'm Officer Murray." I introduced myself. I said, "(Njoku) told me

271 what was goin' on. I need to know what's goin' on, because you guys know  
272 that a- as you guys know, y'all both are officers. This is unacceptable. The  
273 situation that took place is unacceptable." I said, "And you should" - he said,  
274 "Well, first of all, you know, me and (Njoku) been dating." He told me the  
275 whole story about him and her, and...  
276

277 Q: Mm-hm.

278  
279 A: ...he said that i- um, he said, "I was interested in her, but then she started  
280 showin' signs that she was too emotional and she wanted more after I told her  
281 I didn't want a relationship." And he said, "So I tried to cut off the sex with  
282 her." So he said, "Then" - um, he said, "I haven't been talkin' to her for about  
283 two weeks before this incident." Before t- September 3rd, he said he hadn't  
284 talk to her for two weeks. And he said that, um, he was just tryin' to put it off,  
285 because he didn't want no confusion or nothin' to get back to work, or  
286 whatever. So then I - so then he said what pissed him off - he said, "When she  
287 - when she popped up at my house," he said, "I'm not gonna lie, I snapped."  
288 And I said, "Well, do you think that was wise for you to put your hands on  
289 her?" You know what I'm sayin'? I said, "Do you think it was the - the better  
290 decision to put your hands on her, to put her out your house? Or how" - I said,  
291 "What other ways could you have handled it?" I said, "Well" - I said, "Well,  
292 I'm a tell you, you should've called the police. If you felt that strong about her  
293 not bein' at your house, I'm pretty sure she - she - she's not intimidated to  
294 you, because of her size and her - you know, I - and I don't think (Njoku)  
295 would've done it. 'Cause she's too fragile." So when I to- I said, "Well" - I  
296 said, "You shouldn't have put your hands on her." And he said, "Well, she" -  
297 he said, "When I asked her to leave, she didn't want to leave." I said, "It's still  
298 no reason to put your hands on somebody. Especially if she's not an  
299 immediate threat. You should've called the police. If you had time to call the  
300 police - if she wasn't there threatenin' your - your livelihood or your life, you  
301 should've called the police."  
302

303 Q: Do you have any knowledge one way or the other if his roommate was present  
304 that whole time?  
305

306 ((Crosstalk))  
307

308 A: His roommate was present and he said - she also...  
309

310 ((Crosstalk))  
311

312 A: ...said that the roommate assisted in putting her out.  
313

314 Q: So he was in - the - the roommate - the Fulton County guy was there the  
315 whole time?

8-7-18



316  
317 A: Yep.  
318  
319 Q: It's not like he came home from work halfway through or anything like that?  
320  
321 A: Yep. And his girlfriend was upstairs, from my knowledge.  
322  
323 Q: Hm.  
324  
325 A: He had a girl upstairs.  
326  
327 Q: All right.  
328  
329 A: So once that situation took place, (Njoku) left. She was cryin' hysterically.  
330 She's, like, "I'm about to go to the hospital." Yada, yada, yada. So she's like -  
331 she's, like, "Should I call the police?" I said, "I don't know." I said, "Just go  
332 to the hospital and see what - you know, see what the doctors are sayin'. And  
333 I'm gonna talk to your supervisor about you, period. Just this whole  
334 situation." 'Cause it caught me off guard. I'm just like, "I'm headin' to work  
335 myself. I'm gettin' ready for work." So I'm - I told my supervisor, and I asked  
336 my supervisor what I should do. He said I should go to her supervisor about  
337 the situation. So I did take it upon myself to just tell her supervisor that she  
338 needs some help. She's been having some mental issue.  
339  
340 Q: Right.  
341  
342 A: And her supervisor told me that they've already noticed that. And they've  
343 been workin' on their end to try to get her some help.  
344  
345 Q: Well, I can find out if they've done anything like, you know, early  
346 intervention or anything like that.  
347  
348 ((Crosstalk))  
349  
350 A: 'Cause he told - her supervisor, he said, well, he couldn't..  
351  
352 Q: That's concerning.  
353  
354 A: He said he couldn't speak with me about it, but he said, "We've already been  
355 workin' on something."  
356  
357 Q: Yeah. But that - i- that's - he's right. He's...  
358  
359 ((Crosstalk))  
360

361 A: So - which was cool. So I'm like - I said, "No problem. Thank you," you  
362 know, and I - and I let the situation go.  
363  
364 Q: Yeah. Well, that's that whole or- that whole early - new - well, fairly new. It's  
365 about a year old. That whole early intervention thing is for supervisors in the  
366 field. If they see - or situations like that are - that they're made aware of,  
367 where people just need some help. That they can do that without goin' through  
368 us and goin' directly - and goin' through us to EAP. And that gets rid of that  
369 whole stigma of OPS...  
370  
371 ((Crosstalk))  
372  
373 Q: ...bein' involved. Bad guys. People bein'...  
374  
375 A: Right.  
376  
377 Q: ...in trouble or whatever. 'Cause that - you know, that's - that's not what it's  
378 supposed to be. It's supposed to be for people to get help. So they did right by  
379 doin' that.  
380  
381 A: And so...  
382  
383 Q: Um, now, did she - has she got people here? Does she live alone?  
384  
385 A: She has - she has family here.  
386  
387 Q: She...  
388  
389 ((Crosstalk))  
390  
391 Q2: ...you found us?  
392  
393 A: She on- she won't confide in her mom or anything. So the story goes, um, two  
394 weeks later, after that situation, (Njoku) has a miscarriage.  
395  
396 Q: Oh, damn. Really?  
397  
398 A: She has a miscarriage and - she has a miscarriage two weeks after that  
399 incident. Um, he's then tryin' to be nice. Tryin' to come over to her house.  
400 You know, he popped up at her house. I'm like, "If you can't pop up at his  
401 house, why is he poppin' up at your house?" But she's in this whole thing,  
402 "Well, I just" - she wants his attention, for whatever reason. So he pops up.  
403 She has an abo- she has a miscarriage. Doctors come in. They do a DSE  
404 procedure. Remove the rest of the afterbirth. Go back for a follow-up por- uh,  
405 follow-up visit. There's another baby. It's a twin. The twin is alive. So, um...

8-9-18

406  
407 Q: She had a twin, also? So...  
408  
409 A: Yeah. So the twin is alive.  
410  
411 ((Crosstalk))  
412  
413 Q2: ...the twin?  
414  
415 Q: She has a twin brother.  
416  
417 A: Yeah. So the twin baby is alive. She heard the heartbeat and everything like  
418 that. So at this point, she's just cycling between whether she's gonna keep the  
419 baby. She's tellin' us she doesn't believe in abortion. She wants to keep the  
420 baby. But I guess she's telling him that she wants - she's gonna have an  
421 abortion or whatever. 'Cause that's what he wants to hear. And then this  
422 mornin' I was talkin' to her. She said, "Well, he came over, you know, last  
423 night," because, um - I guess he talked with another officer that's in their  
424 zone.  
425  
426 Q: Officer (Watson).  
427  
428 A: Yes. Officer (Watson).  
429  
430 Q: He knows stuff, as well.  
431  
432 A: And Officer (Watson) told (Potter)...  
433  
434 Q: And he's Zone 3...  
435  
436 ((Crosstalk))  
437  
438 A: Yes.  
439  
440 ((Crosstalk))  
441  
442 A: Officer (Potter) told - I mean, Officer (Watson) told Officer (Potter)...  
443  
444 ((Crosstalk))  
445  
446 A: ...that, um - that, um, (Njoku) told him that she was gonna keep the baby. But  
447 all along, (Potter) is thinkin' that she's gonna get an abortion. He's tellin' her,  
448 "I'm with you. I'm gonna be here by your side. You know, I'm a walk  
449 through this with you and get this abortion." 'Cause he doesn't want the baby.  
450 And so, um, (Njoku) says she's tellin' him what he wants to hear because she

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451 know if she tell him that she's gonna keep the baby, he's gonna flip. Or get  
452 mad or upset about keepin' the baby, whatever. So, um, (Potter), um - so  
453 (Watson) - so (Potter) calls her and I guess he gives her a bit - pieces of  
454 what's goin' on. About - that he talked to (Watson) about the baby. "Why are  
455 you tellin' (Watson) you gonna keep the baby, but you tellin' me you gonna  
456 have an abortion?" So at this point, she's not answerin' the phone no more for  
457 him. So he pops up at her house late at night. "I'm outside. Open the door."  
458 She lets him in or whatever and she's thinkin' that they're gonna just talk  
459 about the situation. So he comes in. She said that she - you know, she's crying  
460 and stuff like that, and she goes in the bathroom and, like, basically, she's  
461 cryin' and stuff, tryin' to clean herself up. She said he's talkin' to her but  
462 she's not respondin' to him. So he gets upset and punch a hole in her wall.  
463 This is what she said. She said he punched a hole...  
464  
465 Q: She live alone?  
466  
467 A: Yes.  
468  
469 Q2: Yes, sir.  
470  
471 A: She said he punched a hole in the wall and then she said, um...  
472  
473 ((Crosstalk))  
474  
475 A: She's, like, "He choked me." And then I said, "What do you mean by he  
476 choked you?" She said, "Well, he put his hand around me as if he...  
477  
478 Q: Last night?  
479  
480 A: Yes.  
481  
482 Q2: Yeah.  
483  
484 Q: Where's she live?  
485  
486 A: She lives out in Douglasville.  
487  
488 Q2: Now he knows she's pregnant. And this is a pregnant woman, on top of,  
489 anyway, a woman - d- to now you know she's pregnant and you put your ar-  
490 hands around her neck?  
491  
492 A: So she said - she said he put her hands around her neck and said - as if he was  
493 gonna choke her. And then she said, "He hit me on my arm." She's, like,  
494 "Well, he didn't punch me." I said, "Why are you tryin' to justify what he  
495 did? If he put his hands on you, he put his hands on you. Either he did or he

496 didn't." So...

497

498 Q: And this took place last night?

499

500 A: Yes. So then she said, um - so I'm givin' her the truth. I said, "I don't know,  
501 like, what you want me to tell you, but I'm a tell you the truth." I said, "You  
502 need to stop talkin' to him. I told you a long time ago, stop dealin' with him.  
503 And so then she was just, like, "I know. I know." Like, she's so scared. So  
504 she's, like, "Well, last night, I was so afraid of him." She's, like, "When I was  
505 lookin' at his eyes, like, he just - you know, he scared me." And so then I was,  
506 like - she's, like, "That's why I don't want to tell him thqt I'm a keep the  
507 baby." She said, "There's no way I could tell him I'm gonna keep the baby."  
508 So then I was, like, "Well, why are you still doin' him, if you're that afraid of  
509 him?" I said, "You don't have to talk to him. You're not obligated to talk to  
510 him. Matter of fact, I think you should've been told your supervisor about it so  
511 you could even possibly be put out of the zone or y'all could be separated." So  
512 then...

513

514 Q2: At mi- mini- minimum, yeah.

515

516 Q: Say he gonna do that.

517

518 A: So what she said was, um - so then w- when I told her - I said, "Well,  
519 somebody need to be knowin' about this. This need to be talked about to  
520 somebody." And she said, "Well, don't say nothin'. Don't say nothin'." So  
521 then when I talked to Officer (Milton) in the mornin' - which is like a brother  
522 to her. She provided him, also - I know that, for a fact. I didn't just go to some  
523 random blow-Joe. So I went to him, 'cause I know that she talks to him. And I  
524 told him what was goin' - I told him what was goin' on. He's, like, "Oh,  
525 know, (Mary). We finna go to the supervisors right now." So I'm just tryin' to  
526 - like, me personally, bein' new - I - 'cause I'm an - also a new officer, you  
527 know what I'm sayin'? I know we here to whole spiel about domestics and  
528 this and all that...

529

530 Q: Mm-hm.

531

532 A: ...but what I can see right now is she's not strong enough. She's not strong  
533 enough. She's only 23 years old. She's not strong enough. She's not gonna  
534 make a wise decision for herself.

535

536 Q: I- so she's out on military leave right now? She's...

537

538 A: She was supposed to be out on military leave. She just came back to work.  
539 She decided to come back to work last Monday.

540

541 Q: But she hasn't told her chain of command that she's pregnant?  
542  
543 A: No.  
544  
545 Q: Okay.  
546  
547 A: But, um, I don't know why she - 'cause she - she's still - I don't know if she's  
548 gonna c- you know, abort the baby, 'cause it's plenty of people tellin' her she  
549 should abort it. It's people tellin' her she should keep it. And I asked her why  
550 she hadn't told her mom. 'Cause she said, "Well, I don't know what's gonna  
551 happen. I don't know if I'm gonna keep the baby or if - if - even if the baby's  
552 gonna live." 'Cause the doctors told her because of the last, uh, miscarriage,  
553 that this baby might not survive. Just due to - or it might have birth defects,  
554 due to the miscarriage.  
555  
556 Q: She doesn't have any other children, I'm assuming?  
557  
558 A: No.  
559  
560 Q: She - this is her first?  
561  
562 A: This is her first.  
563  
564 Q2: Her first, yeah.  
565  
566 A: And they told her that this child may have some kind of birth defects if the  
567 baby live. Because she said she was taking, um - uh, a b- what it's called?  
568 Uh...  
569  
570 ((Crosstalk))  
571  
572 A: No. She was takin', um - for...  
573  
574 Q: Premera?  
575  
576 A: No. Listen - let me think. Miscarriage medicine. Medicine for miscarriage. To  
577 clean out her uterus. So they said that that medicine alone could affect the  
578 baby. But they said they won't be able to tell unless the ba- until the baby's  
579 further along.  
580  
581 Q: So they gave her that medicine before they realized that there was a twin?  
582  
583 A: That she was - twin.  
584  
585 ((Crosstalk))

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586  
587 A: That it was twins. They didn't know it was twins. They didn't catch on until...  
588  
589 Q: Yeah.  
590  
591 A: ...after the fact. And when she called me and text me and told me that - that,  
592 you know, there was a second baby - 'cause at first, I'm thinkin', like, "Okay.  
593 Now she can just cut this situation and they can possibly be separated and  
594 move on." But now it's, like, she keeps - for some - whatever reason, she  
595 wants to still be with him. And whatever he's tellin' her - and brainwashin'  
596 her, obviously, she's havin' some mental issues, as far as separatin' from him  
597 or leavin' him. But I - like I said, she doesn't even know that we come even  
598 to...  
599  
600 ((Crosstalk))  
601  
602 Q: So describe y- uh, go- let me backtrack a little bit. Make sure I got some of the  
603 n- timeline stuff right. So how long do you think they've been, more or less,  
604 together?  
605  
606 A: Uh, you said more?  
607  
608 Q: Yeah. But I mean from the time they met 'til they started...  
609  
610 A: Separating?  
611  
612 Q2: Soon as she got to the zone, right?  
613  
614 ((Crosstalk))  
615  
616 A: Soon as she - soon as she got to the zone...  
617  
618 Q: Which was when?  
619  
620 Q1: Five-and-a-half months ago.  
621  
622 A: Five-and-a-half months ago. 'Cause she'll be off probation in two weeks.  
623  
624 Q: That's right. You did say that. Okay.  
625  
626 A: Yeah. It's, like, soon as she got into the zone and then probably a month, three  
627 weeks - I don't know how long they had started s- bein' sexual with each  
628 other. And then he was under the impression that she was on birth control. As  
629 to why he was ejaculatin' inside of her or whatever the case may have been.  
630 But he was under the impression that she was on - on birth control, and then

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631 once he found out, he was, like, "I thought you were taking your birth  
632 control?" And then he started thinkin', like, maybe she set him up, you know  
633 what I'm sayin'? To have a baby. So he...  
634  
635 Q1: So is this what he told you?  
636  
637 A: I heard - when she was at my house one day, she was on the phone with him,  
638 and she had him on speakerphone. And he was, like, "I don't love you. I don't  
639 want to be with you. I don't want that baby. I don't want a baby by you." And  
640 I was kinda, "Don't you get the picture?" I'm like - I'm tellin' her, like,  
641 "Don't you get the picture? He's tellin' you what he doesn't want. You know  
642 what I'm sayin'?" So the mere fact that she kept dealin' with him after the fact  
643 and he kept tellin' her he didn't want the baby. Which - which I'm tellin' her,  
644 like, "Stop. He - he's only bein' nice because he wants you to have the  
645 abortion."  
646  
647 Q2: He changed once he thought she lost the baby.  
648  
649 A: Wh- once - once he said...  
650  
651 Q2: Once he saw that she had lost it - had a miscarriage, he changed. He stopped  
652 takin' her calls again. Then, once she told him that, you know - that there was  
653 another baby...  
654  
655 A: There was a second baby in there.  
656  
657 Q2: ...then here he come, bringin' food, bein' nice again. But now he done got  
658 somethin' else and poppin' up at her place, like, you know - and she's  
659 intimidated. She's scared.  
660  
661 A: And she's...  
662  
663 Q2: She's scared. 'Cause somethin' happened...  
664  
665 A: And he's tellin'...  
666  
667 Q2: ...or he snap again, or whatever. I don't know.  
668  
669 A: And he's tellin' her, "Well, this ha- like, when I - when I c-" she kept sayin',  
670 "I don't want to talk about the baby." And he kept sayin', "Well, what you  
671 mean, you don't want to talk about the baby? It's not just you involved in this.  
672 It's both of us." And he wanted to talk about the baby, whatever. He wants -  
673 that's what he wants. He's...  
674  
675 Q: Where is she right now?



676  
677 A: I think she's at home right now.  
678  
679 Q1: What shift does she work?  
680  
681 A: Evenin' watch.  
682  
683 Q2: Evening watch. They both work Zone 3, evening watch. You know what her  
684 off days are?  
685  
686 A: Her off days are Tuesday, Wednesday.  
687  
688 Q2: What about him? Do you know her - him?  
689  
690 A: Hm, his is m- Sunday, Monday.  
691  
692 Q2: All right.  
693  
694 Q: Sit tight for me. I'll be right back.  
695  
696 Q1: Did you want the photos emailed to you?  
697  
698 Q: Oh.  
699  
700 A: Did you see all the photos?  
701  
702 ((Crosstalk))  
703  
704 Q: I saw the (unintelligible).  
705  
706 Q1: Yeah. E- email them to me. It's lgiles.  
707  
708 A: I don't know if you can see that in detail, but she had a knot right there, on -  
709 above her eye.  
710  
711 Q1: Oh, her eye. Mm-hm.  
712  
713 A: And her toe was, um, the - the meat came off the toe, at the tip. And then...  
714  
715 Q1: Did you notice any, um, mental instabilities with her prior to meeting him?  
716  
717 A: Nope.  
718  
719 Q1: So she seemed stable?  
720

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721 A: Mm-hm.  
722  
723 Q2: Yep.  
724  
725 Q1: Prior to?  
726  
727 A: I think her just gettin' involved with him, and then the baby situation just  
728 threw her over the side. She's never been in this type of situation. That's what  
729 she kept sayin'. "I've never been in this type of situation. I've never been  
730 pregnant before." And she kept sayin' her - she said that sh- she didn't tell her  
731 mom, but I'm like, "You need to tell your mom about the situation so you can  
732 have more support. I know you got us. You know, we talkin' to you or  
733 whatever." But she's just, like, "I don't want to tell my mom about it if I don't  
734 know if I'm a keep it. 'Cause my mom is strongly against abortions." And  
735 that's what she said.  
736  
737 Q2: She (unintelligible) but then don't want us to say anything. Like, when she  
738 called me this mornin', I (unintelligible) and then my wife, last night - I  
739 couldn't - because I know me. I would rather call the guy and honestly just,  
740 like, you know - but I - we just go about this way.  
741  
742 Q1: Yeah. You did the right thing.  
743  
744 ((Crosstalk))  
745  
746 Q1: You absolutely did the right thing.  
747  
748 A: But she's not - she - I'm - I'm pretty sure she's gonna be upset with us.  
749  
750 Q2: Oh well. She'll get over it.  
751  
752 A: Yeah. I'm not here...  
753  
754 Q1: Don't - don't worry about it.  
755  
756 A: I'm not here to, you know, risk her - her livelihood...  
757  
758 ((Crosstalk))  
759  
760 A: ...or her livelihood.  
761  
762 Q1: Yeah.  
763  
764 A: But my thing is, him tellin' her - he told her last night that she better call him  
765 with the dates and the time of this abortion...

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766  
767 Q2: Mm-hm.  
768  
769 A: ...or he's gonna snap.  
770  
771 Q2: Yeah. And...  
772  
773 A: And...  
774  
775 Q2: ...Officer (Watson) knows details, too, also. He works on 3 with her. So...  
776  
777 A: But he keep tellin' me - like, when I talked to him that one time - I only talked  
778 to him one time. And I kept sayin', "Bro, do you understand what y'all are  
779 doin'?" Like, can - do you understand, like, what the s- the whole gist of what  
780 y'all are doin' right now?" I said, "Could you even comprehend?" Like, I said,  
781 "You a officer. You know - you know better. You been out longer than we  
782 have." I said, "You should know what's right from wrong. They even tell you  
783 this stuff comin' out of academy. If you involved in any domestic or anything  
784 like that, you need to get out of it." And like I told her, you know, "You - I'm  
785 tellin' you what I know. Not somethin' that's just - you know what I'm  
786 sayin'? Just somethin' just to be tellin' you. I'm not tellin' you 'cause I don't  
787 want you to be happy or be in a relationship with somebody. I'm tellin' you  
788 'cause this is not safe. This is gonna eventually - it's somethin' gonna blow up  
789 big from this." I said, "He - my even- if he's wha- when - what does he mean  
790 when he say he gonna snap? If he puttin' his hands around you - your neck,  
791 and he's doin' all this physical stuff like this, what does he mean when he say  
792 he gonna snap?" And she's, like, "I don't know. I'm just" - I said, "Do you  
793 like abuse?" This what I'm askin'. I'm like, "Do you like abuse? Do - do you  
794 like what he's giving you?" And she was just, like, "No." So my thing - my  
795 next thing was go to him and we decide to do this today.  
796  
797 Q2: You emailed the pictures?  
798  
799 A: Hm? (Unintelligible).  
800  
801  
802 The transcript has been reviewed with the audio recording submitted and it is an accurate  
803 transcription.  
804 Signed \_\_\_\_\_

8-18-18

1  
2  
3  
4  
5  
6  
7 **INTERVIEW WITH MARCEL HUTCHERSON**

8 **Q=Sgt. Brandon Puetz**

9 **A=Marcel Hutcherson**

10  
11  
12 **Q:** The date is January 4, 2018. The time is 1537 hours. This is Sergeant Brandon  
13 Puetz -- P as in Paul, U-E-T-Z as in Zebra -- with the Office of Professional  
14 Standards where we're currently located at 950 Joseph E. Lowery Boulevard  
15 Northwest. I'm here today with Marcel Hutcherson in reference to a situation  
16 involving Officer Melvin Potter. Could you please state your first and last  
17 name and spell them please?

18  
19 **A:** Sure. Marcel Hutcherson, M-A-R-C-E-L H-U-T-C-H-E-R-S-O-N.

20  
21 **Q:** Okay. And you are currently a ro- roommate with Officer Potter?

22  
23 **A:** Yes.

24  
25 **Q:** Okay. And we're here today to talk about a situation which occurred between  
26 Officer Potter and an Officer, uh, Njoku who both work for the Atlanta Police  
27 Department. Are you familiar with the situation I'm referring to?

28  
29 **A:** Yes.

30  
31 **Q:** Okay. Can you tell me wh- to your knowledge what occurred in this situation?

32  
33 **A:** Um, well from what I heard and seen - I was upstairs in my room, um, on the  
34 phone watching TV. Um, I heard some yelling coming from downstairs, so I  
35 went down to see what was goin' on. Um, Melvin was there and I can't - I  
36 don't - can't pronounce the other officer's name, but, um, he was like, "Yo,  
37 she won't leave." And she was just standin' there yellin', "I'm not goin'  
38 anywhere. I'm not goin' anywhere." And, um, he asked her several times,  
39 "Can you please leave? You're not welcome here. Please leave." Um, and she  
40 stated, "No, I'm - I'm not leavin'." At that point, um, he called, um, I guess  
41 they have a mutual friend. Um, he called another officer that they have and,  
42 um, he told him what was goin' on and he put him on speaker phone and he  
43 then asked her, "Hey, just leave. It's not, you know what I'm sayin', y'all  
44 gonna make this situation bigger than what it need to be. Just leave." Um, she  
45 then refused again. "No, I'm not leavin'. I'm not leavin'." Um, at that point, I

46 even asked her. I said, "Hey, my neighbors could hear you. You - y'all yellin'  
47 at the top of y'all lungs. Can you please just leave? He doesn't want you here  
48 and I no longer want you here. Like, you - you - you disturbin' the  
49 neighborhood. Can you - can you please leave?" She then said, "No, I'm not  
50 goin' anywhere. I'm not goin' anywhere." Um, that went on for another -  
51 about five minutes or so.

52  
53 Q: Okay.

54  
55 A: Um, and then at that point, um, Mel's like, "Yo, can you leave? Like, I'm not  
56 gonna ask you anymore." You know? And then, um, I chimed in and I said,  
57 "Hey, y'all are officers here. I'm not tryin' to call the police 'cause you know,  
58 that's gonna make - make the situation bad when you could just leave. Like,  
59 you know, I'm not - we don't wanna get your job in trouble. We - we don't do  
60 that. Can you just leave?" And, "No, I'm not leavin'. I'm not leavin'." So, at  
61 that point, um, Melvin grabbed her by her wrist and started pullin' her to the,  
62 um, to the door to escort her out. Um, and you know, she was, um, resistin'.  
63 Wasn't - wasn't tryin' to really leave. Um, at that point, I seen him come into  
64 the door so I opened the door. He, um, eventually got her outside and when he  
65 got her outside, as he was shutting the door, she ran back in. She tried to run  
66 back in the house.

67  
68 Q: Mm-hm.

69  
70 A: So, he pushed the door shut. Um, she was stuck between the door. She has  
71 like one leg in - half her body was still in.

72  
73 Q: Mm-hm.

74  
75 A: Um, between the door. Um, she's still yellin' and screamin', "I'm not leavin'.  
76 I'm not leavin'." So, um, you know, he's tryin' to get her outside. Um, she's  
77 still tryin' to force her way through the door. Um, at that point, I opened the  
78 door again and he, um, he was able to eventually get her outside and we shut  
79 the door. Um, I guess her shirt had ripped a little so she was yellin' for her  
80 shirt, so I went upstairs and I actually gave Melvin one of my shirts...

81  
82 Q: Mm-hm.

83  
84 A: ...to give to her. So, he opened the door, threw the shirt. Shut the door. Um,  
85 she was outside crying and yellin' for a little bit. Then she went and sat in the  
86 car. Um, she stayed for about 10 or 15 minutes and then she, um, drove off.  
87 Um, he actually has a couple of scratches on him.

88  
89 Q: Mm-hm.

90

9-2-6

91 A: He got scratches on his neck and on his wrists, um, from the incident and then  
92 that's all I know.  
93  
94 Q: Okay. Do you know when in the incident he, um, received the scratches?  
95  
96 A: It was that. It was at the house. Um...  
97  
98 Q: Right. I mean, what led...  
99  
100 A: What parts...  
101  
102 Q: Yeah.  
103  
104 A: What part? Um...  
105  
106 Q: You talk about him bringin' her around by her wrist and...  
107  
108 A: I actually don't recall. I didn't see the scratch happen. I just know that  
109 aftermath, he had, um, a scratch on his wrist. That's it. But I didn't - I couldn't  
110 tell you when exactly it happened.  
111  
112 Q: Okay. So, um, d- are you aware of any other physical instances between, uh,  
113 Potter and Officer Njoku?  
114  
115 A: Um, no. I mean, I - I know they were cool at one point, um, I - I would get up  
116 for work in the morning and I would see her shoes by the door or sometimes I  
117 would see her. But as far as physical altercations like that? No, I'm not aware  
118 of anything.  
119  
120 Q: Do you know how she initially got into the apartment?  
121  
122 A: Um, she had to follow somebody in 'cause we have security and...  
123  
124 Q: I mean, it's - I'm sorry. Inside to your - your guy's actual unit. Inside the, uh...  
125  
126 A: Um.  
127  
128 Q: The actual apartment.  
129  
130 A: I didn't see her but from talkin' with Melvin, he - she followed him into the,  
131 um, house. At first, they were - he told me at the mailbox talkin'.  
132  
133 Q: Mm-hm.  
134  
135 A: And, um, you know, he like, "What are you doin' here? You're not supposed

136 to - like, why are you here?"  
137  
138 Q: Mm-hm.  
139  
140 A: "Like, how did you get in?" And she was like, "Don't worry about that."  
141 'Cause, you know, we have, um, security at - at - it's gated and we have  
142 security, so the only way security will let you in is if you either have a  
143 keycard or you live there. Or if you're a guest, you have to type in that  
144 person's phone number and they have to let you in. But, um, I guess she  
145 followed somebody in and they met at the mailbox. I don't know what their  
146 dialogue was at the mailbox but I guess him comin' into the house, she  
147 followed him into the house and then that's when all of that, um, stuff I just  
148 told you happened.  
149  
150 Q: Okay. Um, so when you talk about him bringin' her out by her wrist, did you  
151 ever see him, um, at any time, was she picked up off the ground?  
152  
153 A: Um, no. Not off the ground. Um, he had her by her wrists and you know, she  
154 was resistin'. Um, he was walkin' back, you know, pullin' her by her wrist  
155 walkin' back. Um, he never grabbed her or picker her up and tried to bring her  
156 outside.  
157  
158 Q: And when he brought her outside initially, 'cause you said she tried to rush  
159 back in...  
160  
161 A: Right.  
162  
163 Q: Was she - when he brought her out, was she brought out in such a way that  
164 she fell down or was she still standing or?  
165  
166 A: Um, I didn't see.  
167  
168 Q: (Unintelligible).  
169  
170 A: I was behind the, um, I could show you if...  
171  
172 Q: No, you can just - if - if...  
173  
174 A: Well, yeah. I was...  
175  
176 Q: Explain 'cause it, uh...  
177  
178 A: I was behind - 'cause this is exactly kinda how our door is, so...  
179  
180 Q: Mm-hm.

9-4-6

181  
182 A: I opened it...  
183  
184 Q: Okay.  
185  
186 A: ...this way, so I could - really couldn't see, um...  
187  
188 Q: T- was her phone and shoes thrown out of the apartment before she was  
189 brought out?  
190  
191 A: She did - um, no. When I - when she - her phone was left after, um, he was  
192 able to finally get her out.  
193  
194 Q: Mm-hm.  
195  
196 A: Um, when she was, uh, said she - her shirt was ripped, um...  
197  
198 Q: Mm-hm.  
199  
200 A: I went up, got, um, her one of my shirts and then, um, he threw the, um, shirt  
201 and then I looked and I said, "Hey, her phone's here too."  
202  
203 Q: Mm-hm.  
204  
205 A: So, he grabbed that and threw that, um...  
206  
207 Q: So, this was after she was out of the apartment?  
208  
209 A: Yeah.  
210  
211 Q: When he finally got her out.  
212  
213 A: When she was - yeah.  
214  
215 Q: Okay. And then when he - when she was tryin' to force her way back in, who  
216 was holdin' the door closed s- s- so that she couldn't get in?  
217  
218 A: He was pushin' it.  
219  
220 Q: Mm-hm.  
221  
222 A: Um, I reopened it. So, he was pushin' it and then I grabbed it to reopen it so  
223 he was able to, um, get her back from pushin' the door. But he was holdin' the  
224 door shut tryin' to not let her back in.  
225

9-5-6



- 226 Q: Okay. All right. Um, do you have anything to add that you feel would be  
227 beneficial to this investigation?  
228
- 229 A: Um, I don't really know all the circumstances or, um, how deep it is or any of  
230 that but I know he didn't, um, he didn't hit her. He didn't do anything to her  
231 but escorted her out of the house after tellin' her several times, "You're not  
232 welcome here." After I told her several times, "Just leave. You're not  
233 welcome here." Um, you know? And I - I tried to stress to her like, I would  
234 have called the East Point Police but all officers - all officers in here. You  
235 know? I felt like it could have been settled there and I didn't want - you know,  
236 I'm not about anybody losin' their job.  
237
- 238 Q: Mm-hm.  
239
- 240 A: I'm - I'm not about that, so I wasn't gonna call to risk her job in jeopardy or,  
241 you know what I'm saying, East Point arrest her and then she loses her job  
242 here. Um, so that's why, you know, we didn't call but, um, that's pretty much.  
243
- 244 Q: Okay. Um, I don't know if you're m- familiar with, um, CVSA - Computer  
245 Voice Stress Analysis. It's basically a lie detector. Should it, uh, be necessary  
246 in the investigation, would you be willing to submit to a CVSA?  
247
- 248 A: No.  
249
- 250 Q: Okay. All right. That concludes this interview. The time is 1547.  
251  
252

253 The transcript has been reviewed with the audio recording submitted and it is an accurate  
254 transcription.  
255 Signed \_\_\_\_\_

9-6-6



**MEMORANDUM**

**TO: Officer Melvin Potter**

**FROM: Sergeant J. Brandon Puetz, OPS Internal Affairs**

**DATE: November 17, 2017**

**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as (an accused). This investigation concerns a complaint under Internal Affairs Investigation File # 17-I-0549-DV.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a written statement at the Office of Professional Standards, 950 Joseph E. Lowery Boulevard NW, Suite 16, Atlanta, GA 30318. APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation. Please contact me, Sergeant J. Brandon Puetz, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: # 17-I-0549-DV **1st Notice**

10-1-1



## CITY OF ATLANTA

Keisha Lance-Bottoms  
Mayor

226 Peachtree Street, SW  
Atlanta, Georgia 30303  
(404) 546-6900

Atlanta Police Department  
Erika Shields  
Chief of Police

To: File

Results: Deception indicated

Subject: Officer Melvin Potter

Date: January 4<sup>th</sup>, 2018

### PREDICATION

The truth verification examination was predicated based on discrepancies between the two accused accounts of the events.

### SCOPE

During the pretest interview, the subject made no admissions. Officer Melvin Potter had stated that he removed Officer Njoku by walking backwards while grabbing her wrists. In the pretest interview Officer Potter stated he did not carry her out. Officer Potter also stated he had never placed his hands around Officer Njoku's neck.

### REPORT

On January 4<sup>th</sup>, 2018, this agency extended an interview to Officer Melvin Potter relevant to an internal affairs investigation. During the pretest interview, we formulated 9 questions to be used in a ZOC testing sequence. I conducted the interview, and hereby submit the results. There were two relevant questions interspersed with irrelevant and control questions.

1. Did you carry Officer Njoku from your apartment?  
The subject answered "no" and deception was indicated.
2. During an argument did you place your hands around Officer Njoku's neck?  
The subject answered "no" and deception was not indicated.

### POST-TEST INTERVIEW

Following the initial examination, a second examination was conducted utilizing the same format as the initial examination as well as the same relevant questions. The result of the second examination were deception indicated (DI) on the first relevant question and no deception indicated (NDI) on the second relevant questions.

11-1-4

## **CONCLUSION**

Based on my training, it is my opinion that the subject did not respond truthfully to the first relevant questions and truthfully on the second relevant question on chart two. A second opinion was requested from Sergeant L. Giles, a Certified Voice Stress Analyst. The evaluation of the charts was done 'in the blind.' The conclusions drawn by Sergeant Giles were the same as those of this examiner that the subject DID NOT respond truthfully to the first relevant question and DID respond truthfully to the second relevant question on chart two. I am maintaining a copy of this report on file.

Sergeant J. Brandon Puetz  
Certified Voice Stress Analyst

11-2-4



## CITY OF ATLANTA

Keisha Lance-Bottoms  
Mayor

226 Peachtree Street, SW  
Atlanta, Georgia 30303  
(404) 546-6900

Atlanta Police Department  
Erika Shields  
Chief of Police

To: File

Results: Deception indicated

Subject: Officer Iscah Njoku

Date: January 9<sup>th</sup>, 2018

### **PREDICATION**

The truth verification examination was predicated based on discrepancies between the two accused accounts of the events.

### **SCOPE**

During the pretest interview, the subject made no admissions. Officer Iscah Njoku had stated that she was not pinned between the door and the wall. Officer Njoku had also stated that Officer Potter had placed his hands around her neck.

### **REPORT**

On January 9<sup>th</sup>, 2018, this agency extended an interview to Officer Iscah Njoku relevant to an internal affairs investigation. During the pretest interview, we formulated 9 questions to be used in a ZOC testing sequence. I conducted the interview, and hereby submit the results. There were two relevant questions interspersed with irrelevant and control questions.

1. Were you pinned between the door and the wall at Officer Potter's residence?  
The subject answered "no" and deception was not indicated.
2. During an argument did Officer Potter place his hands around your neck?  
The subject answered "yes" and deception was not indicated.

### **POST-TEST INTERVIEW**

Following the initial examination, a second examination was conducted utilizing the same format as the initial examination as well as the same relevant questions. The result of the second examination were no deception indicate (NDI) on the relevant questions.

11-3-4

## CONCLUSION

Based on my training, it is my opinion that the subject responded truthfully to the relevant questions on chart two. A second opinion was requested from Sergeant L. Giles, a Certified Voice Stress Analyst. The evaluation of the charts was done 'in the blind.' The conclusions drawn by Sergeant Giles were the same as those of this examiner that the subject DID respond truthfully to the relevant questions on chart two. I am maintaining a copy of this report on file.

Sergeant J. Brandon Puetz  
Certified Voice Stress Analyst

11-4-4





12-2-5





12-3-5

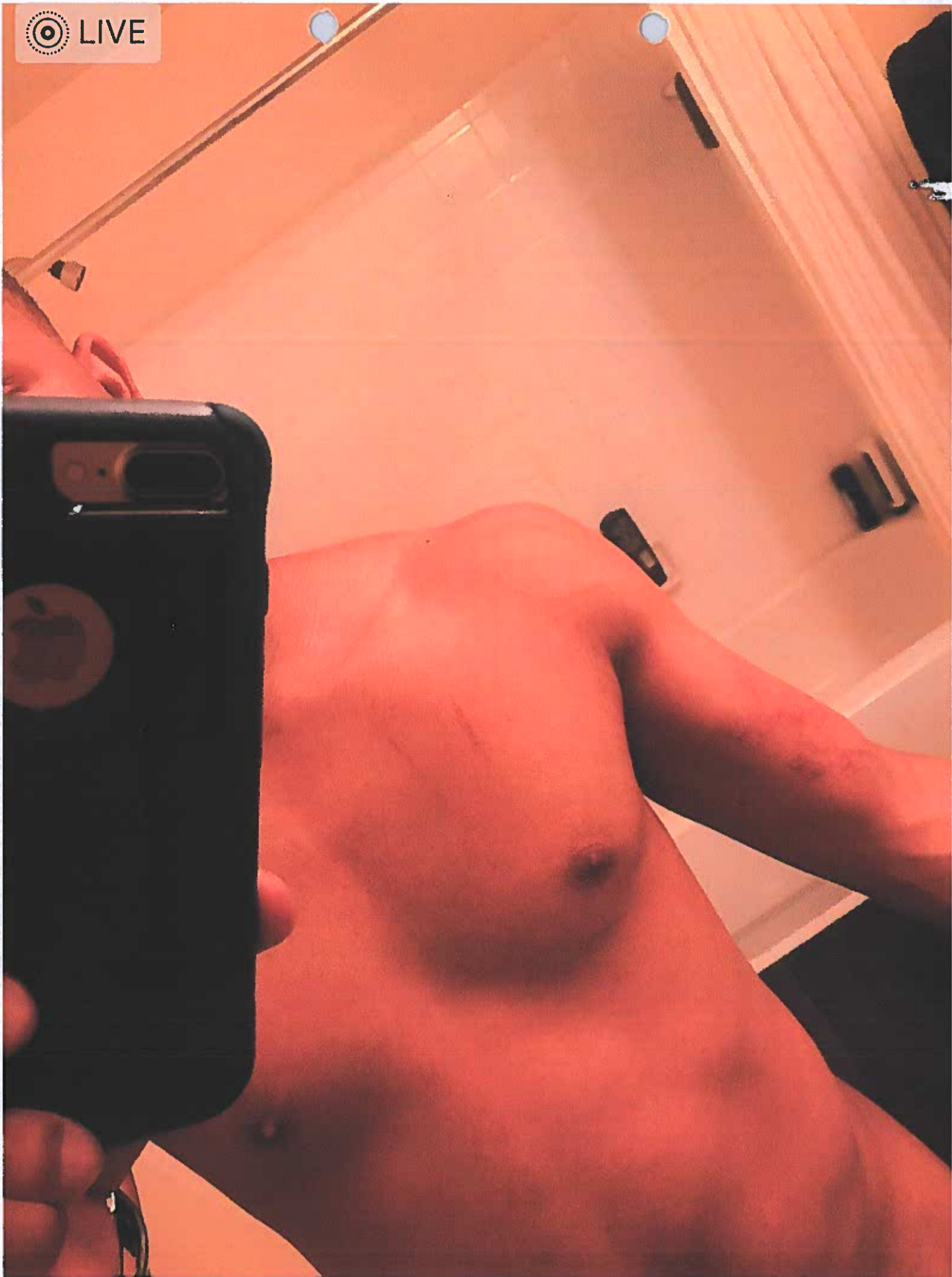


12-4-5



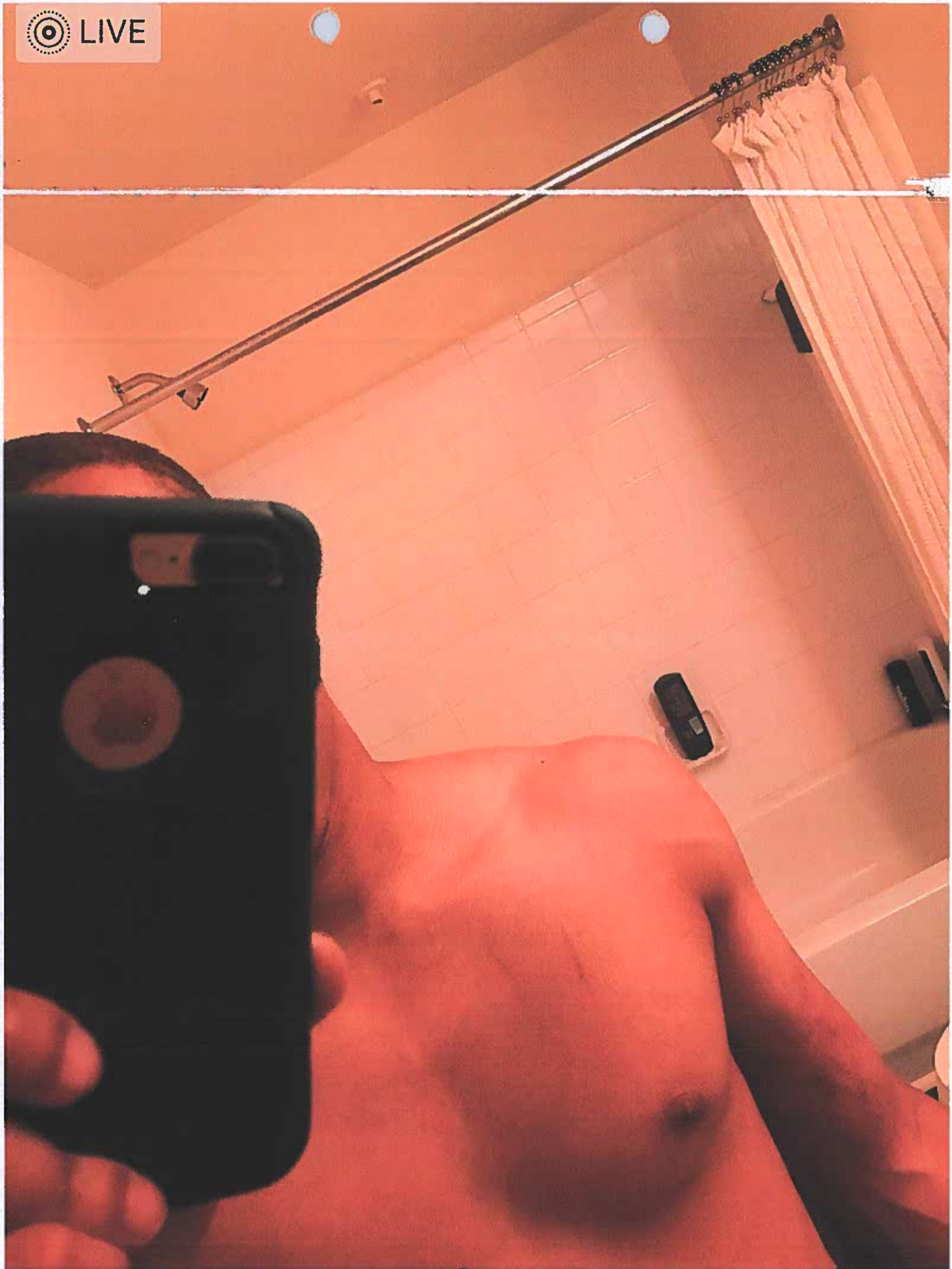
12-5-5

LIVE

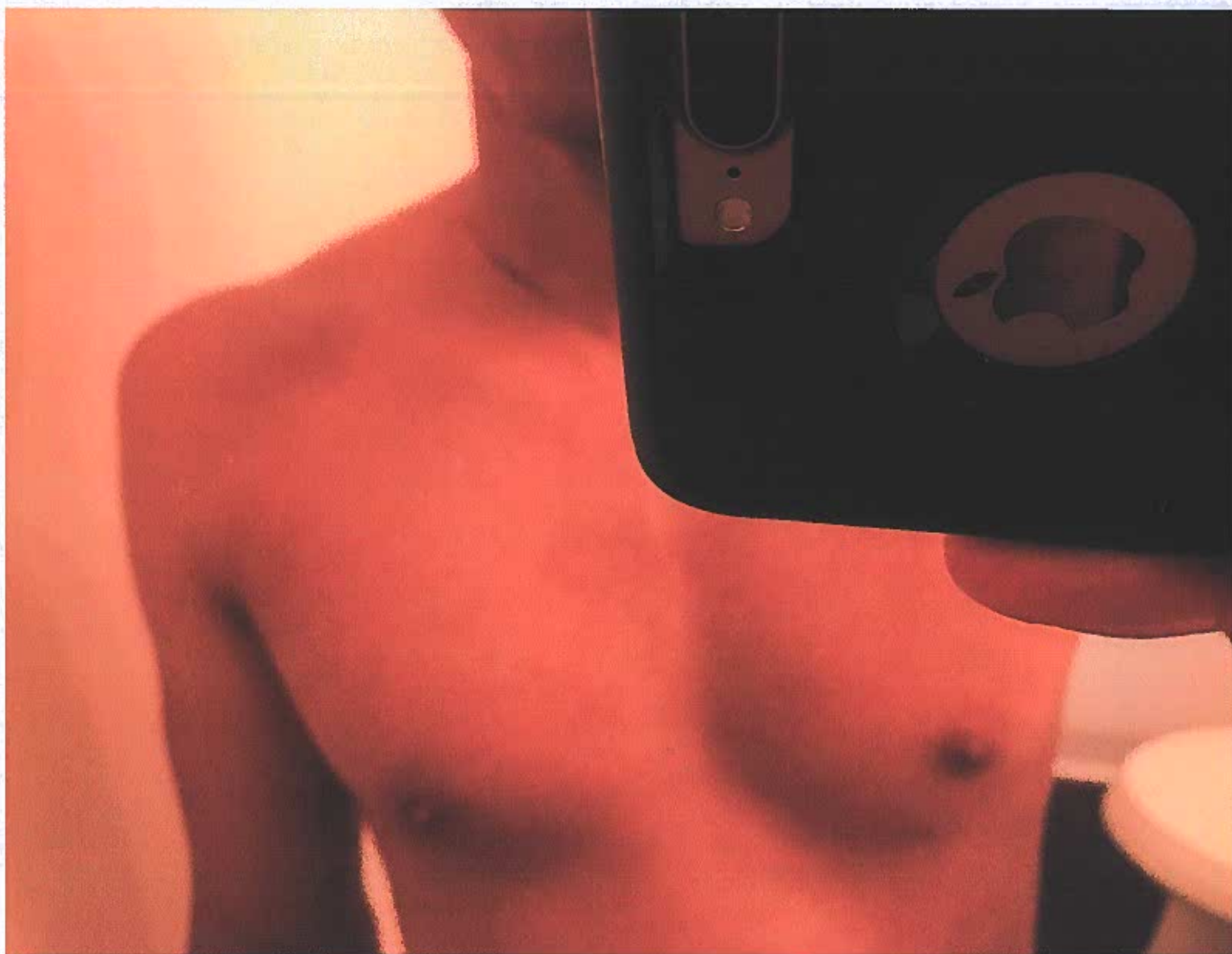


13-1-3

LIVE



13-2-3



13-3-3

Text Message  
Today 2:22 PM

one and that's on my son. you  
coward. Go back home to NY to  
mommy! She (4/7)

ain't raised you right . I lost all  
respect for you. I was the one that  
(5/7)

had your back. Crazy right . Karma  
about you hit you ..Everything you  
did (6/7)

al charges hit you .. i got a good  
lawyer. You remember what  
happened Septe(2/7)

mber 12 caused by what you did  
September 3rd. You can't run away  
from this (3/7)

Everything you have coming for you  
you deserve. Just wait until them  
crimin(1/7)

Subject - 1 - 14

coward. Go back home to NY to  
mommy! She (4/7)

ain't raised you right . I lost all  
respect for you. I was the one that  
(5/7)

had your back. Crazy right . Karma  
about you hit you ..Everything you  
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al charges hit you .. i got a good  
lawyer. You remember what  
happened Septe(2/7)

mber 12 caused by what you did  
September 3rd. You can't run away  
from this (3/7)

Everything you have coming for you  
you deserve. Just wait until them  
crimin(1/7)

to me you gon feel just like me and  
my son did!(7/7)

Subject 14-2-14



You told me a💧 that I've needed💧 here. Im just gonna remove myself from this situation. You crazy as hell I had your back this whole time since OPS came in our lives. But I'm done having your back. You lost the only person that you really needed . Im tired of being lied to , You lied to me .

Everyone was right about you. And I'm on they side. I don't need you. I don't care anymore. Since you claim I've fucked your life up that only tells me that you wouldn't dare be in a relationship with me or have sex with me. You claim after I got the procedure done we would talk about us and start having sex again. You lied.

Karma is a Bitch. Trust me


Have a good day

Subject 14-3-14

YOU THINK IT'S COOL TO HURT ME???

And keep lying to me. Hmmm the same hurt I feel you're gonna feel too . You're gonna feel me

I don't care anymore and I've made my decision

 Tell OPS THAT YOU DID THROW ME OUTSIDE WITHOUT A SHIRT ON. LIKE I WAS A DOG. HUMILIATING ME IN FRONT OF MARCEI HAVING THAT MAN LOOK AT ME HALF NAKED WHAT TYPE OF MAN DO THAT. ?

YOU DISRESPECTING ME CALLING ME A BITCH

I WAS WEAK AS FUCK FOR FORGIVING YOU. BELIEVING SHIT YOU SAID.

OH II WAS RIGHT ABOUT IT YOU

Subject 14-4-14

QUI WAS RIGHT ABOUT YOU.

IM NOT GON TELL YOU ANYTHING ABOUT WHATS GOING ON. OPS OR ANYTHING

IMA JUST PRAY FOR YOU.

IM TIRED OF U KEEP HURTING ME, LYING TO ME. I PROMISE YOU GON FEEL THAT SHIT!

I'm not reading these

You a fuck nigga for lying to me telling me about I got this abortion we can talk about us and have sex again. What type of fucking man tell someone that someone so fucking vulnerable.

You need help

Subject 14-5-14



PINKYYYPROMISE

MONDAY

Melvin, Hey my phone messed up. I guess when I threw it after we got off the phone it messed up I can hear when folks call or text but I can't answer screen messed up. I'm going to AT&T . I have to tell you what my doctor said to. But I'm at my moms house using iPad I'll hit you up later .

PINKYYYPROMISE

YESTERDAY

I want some hot wings 😂

Didnt mean to send you that my bad lol



PINKYYYPROMISE

TODAY

It's crazy I had to lie to you to see how you was gon act if I really went thru with the abortion. I'm keeping my baby . I have my family support. I don't need you. Karma a bitch ain't it? Yea I really was sick those nights because I'm at high risk pregnancy. And I cut my friend off because of you . Im apologizing to her. And I'm in the process of moving into some other apartments.

14-6-14

this point I don't need you. And  
guess what I just wanted to see how  
you was gonna act after this whole  
"abortion" thing . you got me  
fucked up!

I love you but I'm done . I promise

Text Message

I love you but I'm done . I promise

iMessage

Wed, Nov 1, 3:00 PM



Subject 14-7-14



**Qui Qui Love** poked you.

 3 hours ago

## Friend Requests

[See All](#)



**Meme Storey** sent you a friend request.

 Tuesday at 8:33 PM

Confirm

Delete

## People You May Know



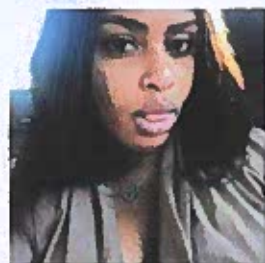
**Kesha Genovese**

7 mutual friends

Add Friend

Remove

## Earlier



**Teè Gatès** accepted your friend request. You can now see her latest photos and posts on her profile.

 Friday at 4:54 PM



**Tim Martinelli** is waiting for you to respond to his friend request.

 Tuesday at 10:16 AM

11-8-14

That's going to turn into something that I already told you I'm not ready for. I'm making this decision out of pure respect for you. Just because I know I'm not ready for that. Goodnight ish

Sun, Aug 27, 11:59 AM

I'm not holding you at anything .

My history don't have anything to do with you .

I already know you're gonna be talking to other girls and having sex with them .

You stop having sex with me because I got attached to you that's so fucked up.. we haven't had sex since beginning of August and I want it before we even started having sex I haven't sex in damn near 6 months .

Subject 14-9-14

from this situation. You crazy as hell I had your back this whole time since OPS came in our lives. But I'm done having your back. You lost the only person that you really needed . Im tired of being lied to , You lied to me .

Everyone was right about you. And I'm on they side. I don't need you. I don't care anymore. Since you claim I've fucked your life up that only tells me that you wouldn't dare be in a relationship with me or have sex with me. You claim after I got the procedure done we would talk about us and start having sex again. You lied.

Karma is a Bitch. Trust me

Have a good day

You think it's cool to hurt me???  
And keep lying to me. Hmmm the same hurt I feel you're gonna feel

14-10-14



## New



**Qui Qui Love** sent you a friend request.

 14 mutual friends

Confirm

Delete

## People You May Know

Hide



**Brandon Friedman**

48 mutual friends

Add Friend

Remove



**Clyde Henderson**

Add Friend

Remove



**Monteia Burnett**

Add Friend

Remove

See All

## Earlier



**Kasha Hart** mentioned you in a comment.

 November 1 at 4:43 PM  
14-11-14

Right now it's about you and that baby.  
you're better than me cuz me I wouldn't  
never told him anything he just would've  
found out. I personally dnt think you're  
wrong.. You keep saying you done with  
him but I know you still care. Mel never  
cared about you from jump. Do what's  
best for you. You deserve better then him  
anyway. I would've hurt that nigga feelings  
worst than what you did. Boss up sis.

[Redacted text]



iMessage



A [?]

I'm

You

Q W E R T Y U I O P

A S D F G H J K L

14-12-14



Hey You can tell Mel that I'm done stressing over him. I had to go to the emergency room again to check on my baby my high blood pressure and my weight loss. I'm tired of people calling me about him. He can be on social media liking folks pictures and watching their snaps . but avoiding me going on two weeks now. He's a fuck nigga period. I hate him!! And I'm about to change my number. He don't have to worry about anything come May I'm putting him on child support. You can rely this message to him I'm not texting him no

You don't have to ignore me. Just say you don't wanna talk . Please.. but good night

I honestly wish you cared. You really about to make me do something I'm gonna regret . But I don't care . You constantly treating me like shit . Why

You're gonna regret everything you doing to me. You gonna wish you never hurt me. I promise you.. just Watch.. My phone on 2% . Good night. I'll talk to you soon .

Text Message

You're gonna regret everything you doing to me. You gonna wish you

never hurt me. I promise you.. just Watch.. My phone on 2% . Good n

ight. I'll talk to you soon .

Subject 14-14-14

**ATLANTA POLICE DEPARTMENT  
RELIEF FROM DUTY**

OPS CONTROL #

TBD

**TO:** Officer Melvin Potter, #6603, FOD/Z3/EVE  
**FROM:** Lt. S. H. Bennett, Office of Professional Standards  
**DATE:** October 4, 2017  
**RE:** Relief From Duty Notice

You are hereby suspended from duty with pay effective October 4, 2017 for the following reason(s):  
 (Give specific reason(s); also, state any conditions and restrictions concerning the suspension with pay. Include the restriction prohibiting all extra job employment.)

**REASON:** You are the subject of an internal investigation alleging violence or threat of violence against a fellow employee.

**CONDITION:** You will provide a home telephone number and any pager number where you may be reached. You will make yourself available for interview Monday through Friday from 0900 to 1700. Should you be away from your listed home phone number for more than two (2) hours during this time, you will contact and advise Lt. S. H. Bennett of the Office of Professional Standards where you can be reached. If he or she is unavailable, you will then advise a supervisor at OPS of the information. You are forbidden to work any extra jobs during your relief of duty.

**EMPLOYEE TELEPHONE NO.** [REDACTED] **PAGER:** Cell

This notice acknowledges receipt of the following Departmental property relinquished by you: (List inventory and description of property; include serial number of weapons, badge number, etc.)		
ITEM NO.	DESCRIPTION (Include model & serial number, if applicable)	QUANTITY
1	Glock 17 duty weapon, Ser. #	1
2	Glock 17 magazines	3
3	9mm duty rounds	52
4	APD ID Card #6603	1
5	APD BADGE 7301	1


10/4/17 1710hrs

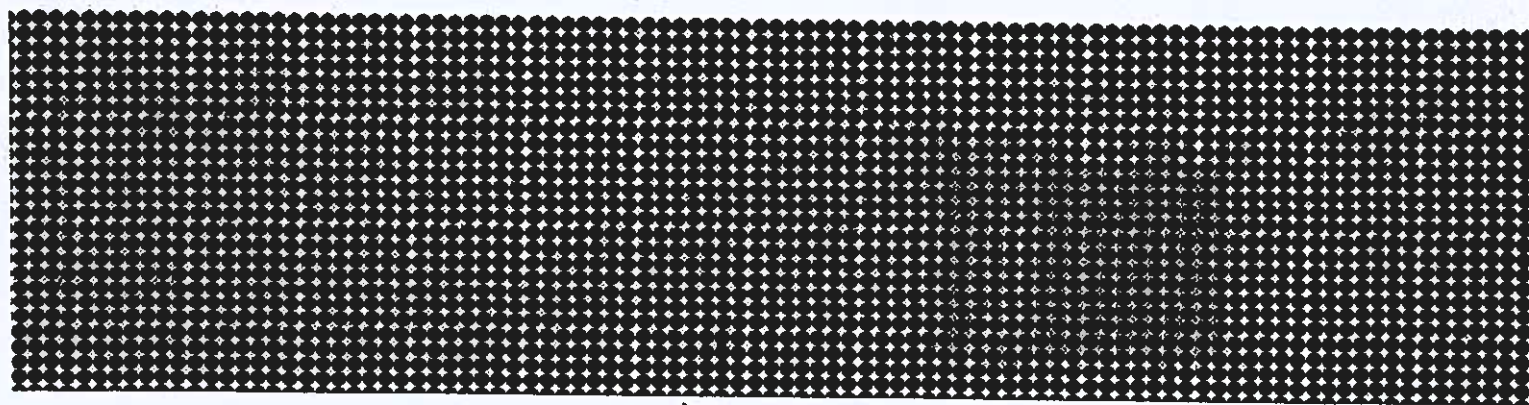
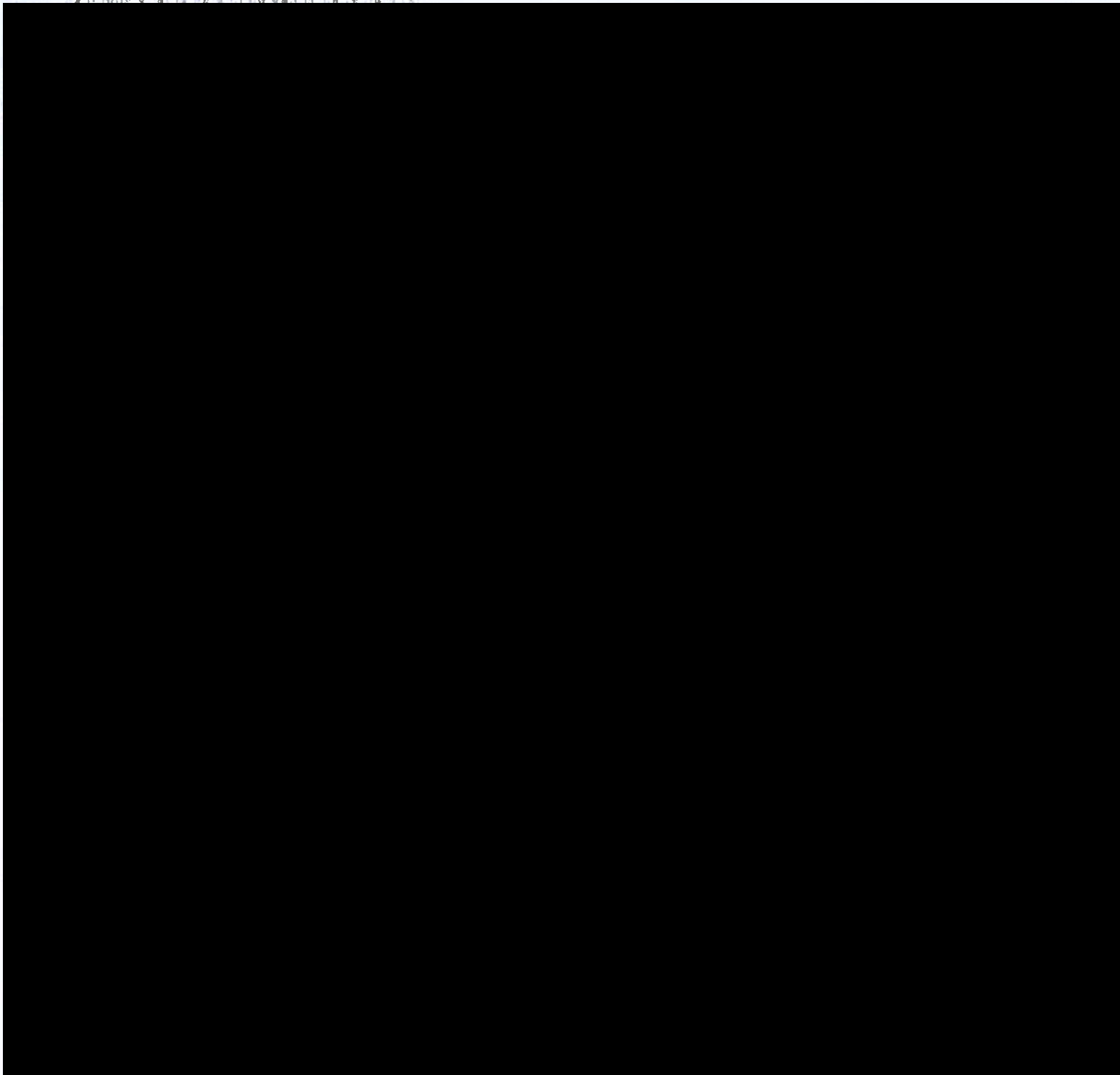
10/4/17 1710 hrs

AFFECTED EMPLOYEE'S SIGNATURE      DATE/TIME      WITNESS SIGNATURE      DATE/TIME

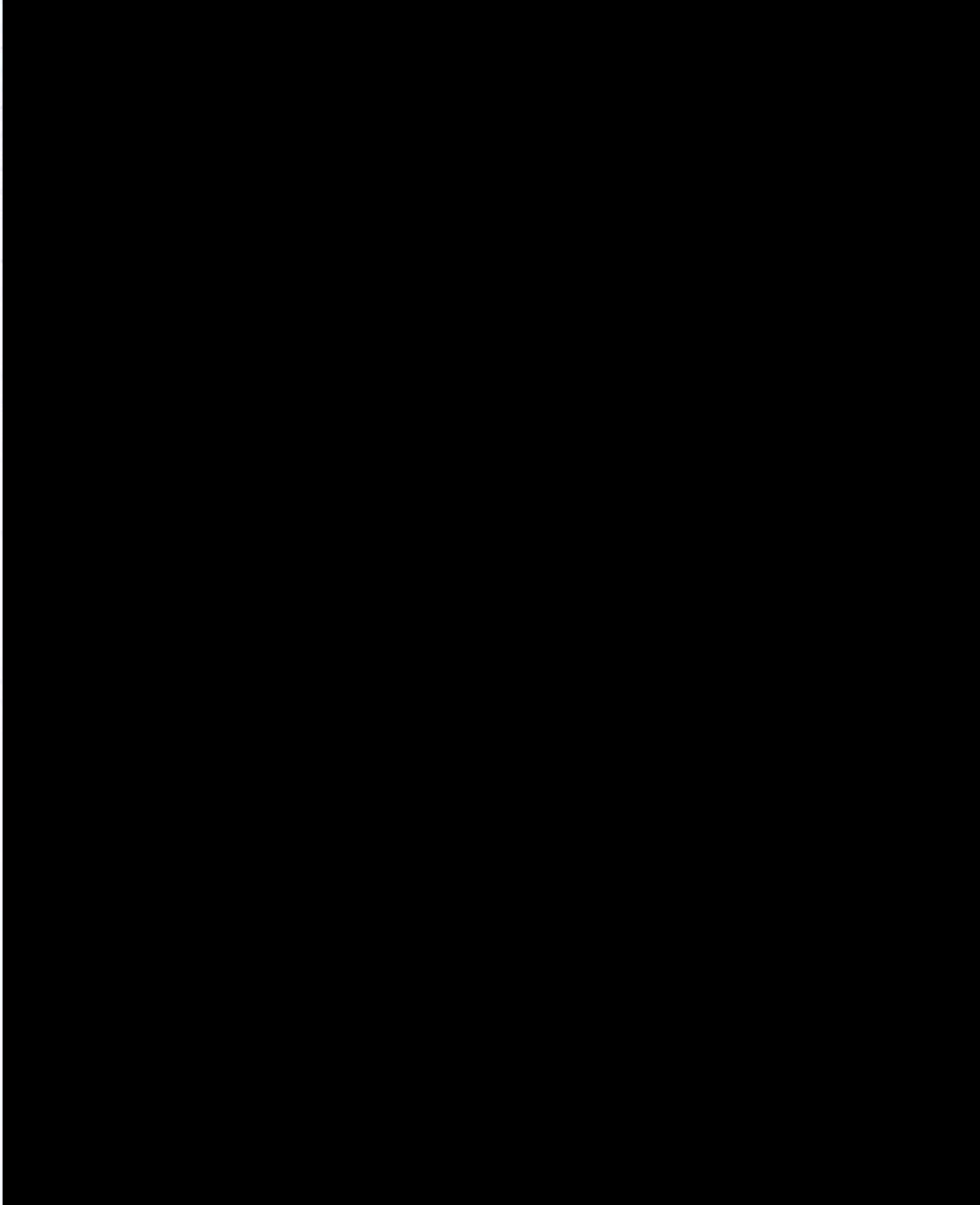
P. 15 - 1-5

STANDARD CONTROL FORM

TEST NAME  
PATIENT NAME  
PATIENT ID  
LABORATORY  
TEST CODE  
TEST DATE  
TEST TIME  
TEST RESULT  
TEST UNIT  
TEST REFERENCE RANGE  
TEST INTERPRETATION  
TEST COMMENTS  
TEST SIGNATURE  
TEST DATE/TIME  
TEST RESULT  
TEST UNIT  
TEST REFERENCE RANGE  
TEST INTERPRETATION  
TEST COMMENTS  
TEST SIGNATURE  
TEST DATE/TIME



15-2-5





15-4-5



ATLANTA POLICE DEPARTMENT  
2016 Employee Data Form

Complete all fields. Place N/A if not applicable.

Report type:  Initial or  Update

Part I General Information.

Employee/Unique ID #: 6603 Last 4 of SSN: [REDACTED]  
Name: Melvin B Butter 11  
Date of Birth: [REDACTED] MI Last SR Jr H III  
Section: 101 Unit: \_\_\_\_\_  
Job Classification Officer Division \_\_\_\_\_

Part II Personal Information. The information collected is confidential and is For Official Use Only. Release of this information is restricted.

Home Address: [REDACTED] Apt #: [REDACTED]  
[REDACTED] GA [REDACTED]  
Home Phone #: [REDACTED] Alternate phone #: \_\_\_\_\_ State Zip Code

Race:  Asian  Black  Latino  Native American  White  Other  
Sex:  Male  Female  
Civilian or Sworn Employee:  Civilian  Sworn

Part III Personnel Information.

Original Sworn Date: \_\_\_\_\_ Re-sworn Date (if applicable): \_\_\_\_\_ P.O. Badge \_\_\_\_\_  
City Cell #: \_\_\_\_\_ Off Duty Radio #: \_\_\_\_\_  
Hire Date: 1/29/15 Rehire Date (if applicable): \_\_\_\_\_ Civilian Supervisor:  Yes  No  
Current Rank: \_\_\_\_\_ Date Promoted: \_\_\_\_\_

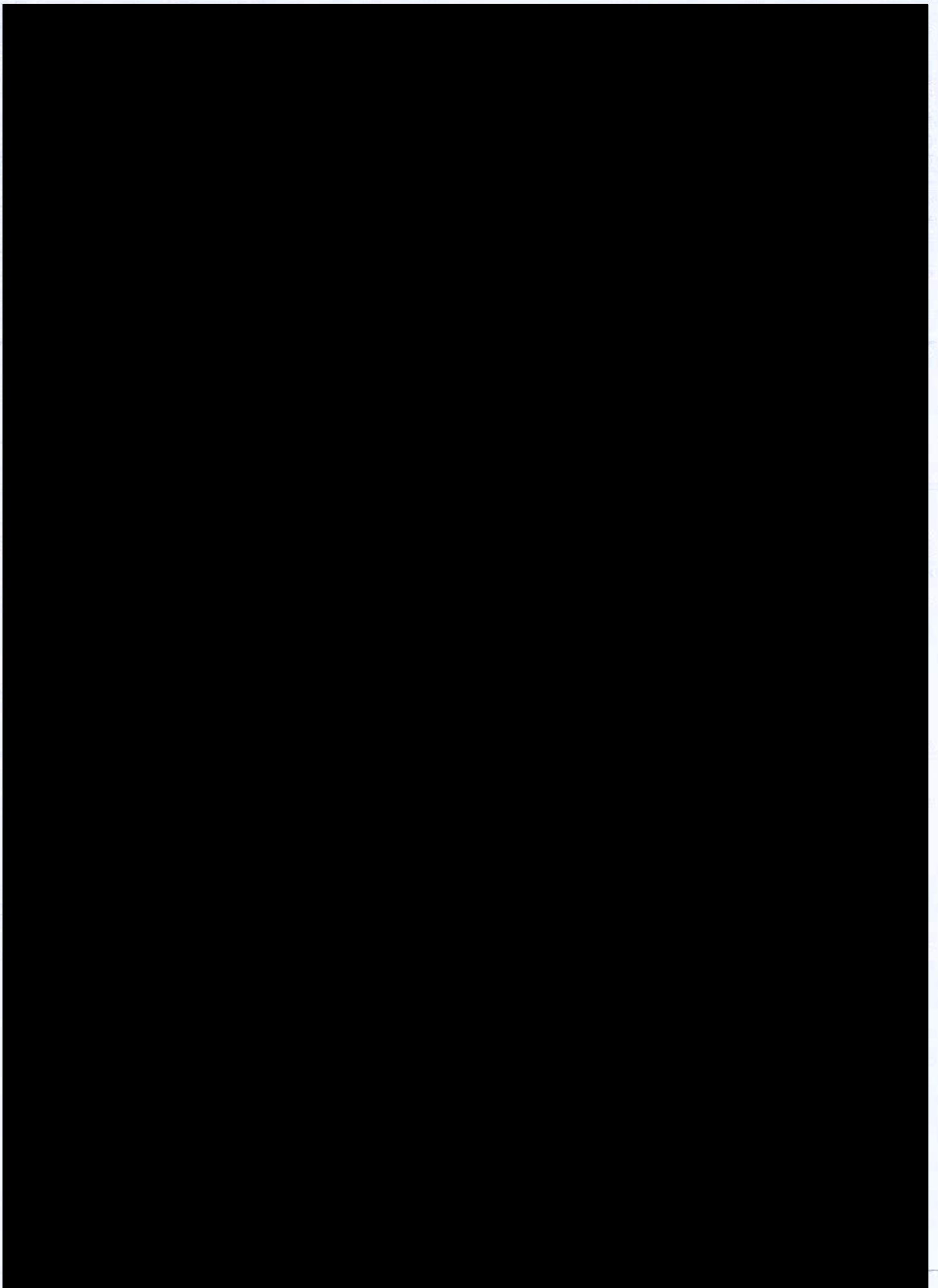
Part IV Emergency Contact Information.

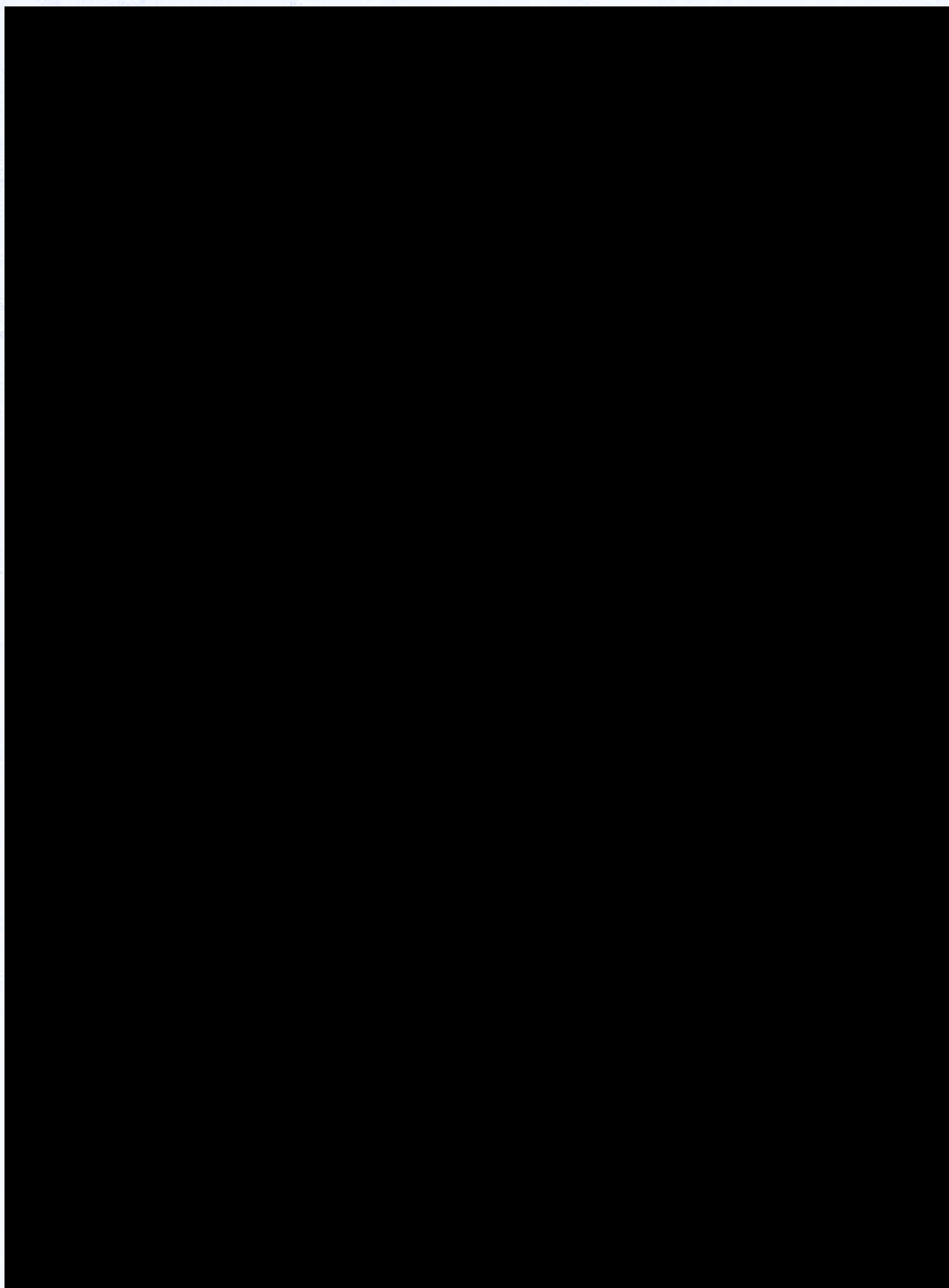
Name: Anderson Cheryl R  
Relationship: Mom Address: same as above  or   
Ruffalo C.S NY 14228  
Phone #: [REDACTED] City County State Zip Code

Part V Education

Education and Training Completed	Educational Institution Name	Date Completed

15-5-5







**MEMORANDUM**

**TO:** Major Celeste Murphy  
**FROM:** Lt. S. H. Bennett  
**DATE:** October 4, 2017  
**RE:** SUBSTANCE ABUSE ANALYSIS REQUEST FOR:  
**Officer Melvin Potter, #6603, FOD/Z3/EVE**

**OPS Control Number: TBD**

1. **Authority:** Under the provisions of Chapter 114, Article VI, Division 4, Section 571(c) of the Code of Ordinances of the City of Atlanta entitled "Substance Abuse Policy" documented circumstances exist that indicate a reasonable suspicion to believe that **Officer Melvin Potter, #6603** assigned to **FOD/Z3/EVE**, under the influence of one or more substances, is suffering from substance abuse, or in violation of the City of Atlanta, State of Georgia and/or departmental directives, rules or regulations regarding the use, possession and/or sale of any such substances.

2. **Justification of Objective Facts:** Justification to order analysis is based on the following circumstances and rational inferences that indicate the officer/employee has used or is a user of an illegal substance.

Your actions as outlined in OPS Control Number **TBD**.

*Specifically, you are the subject of an internal investigation alleging violence or threat of violence against a fellow employee.*

3. **Recommendation:** That be required to submit to a Substance Abuse Analysis

**APPROVED:** Maj. Celeste Murphy <sup>(Signature)</sup> 10/4/2017  
 Major Celeste Murphy Date  
 Commander, OPS

[Signature] 10/4/17  
 Affected Employee Signature Date  
 (Indicates Receipt Only Not Agreement With Action).

16-3-4



MEMORANDUM

**TO:** Officer Melvin Potter, #6603, FOD/Z3/EVE  
**FROM:** Lt. S. H. Bennett, OPS  
**DATE:** October 4, 2017  
**RE:** SUBSTANCE ABUSE ANALYSIS NOTIFICATION  
Complaint Control Number: TBD

You are the subject of an Internal Investigation, which includes a set of objective facts which provides a reasonable suspicion to order you to undergo a Substance Abuse Analysis Test.

1. Under the provisions of Chapter 114, Article VI, Division 4, Section 572(a) of the Code of Ordinances of the City of Atlanta entitled "**Substance Abuse Policy**", you are hereby ordered to submit to a Substance Abuse Analysis. The following will apply:
  - a. *You must remain under the direct physical observation of the investigator from OPS until you enter the private area where the specimen is collected.*
  - b. *You will be interviewed by a medical technician to establish the use of any drugs currently being taken under medical supervision, or your use of any other medication being taken, both prescription or non-prescription.*
  - c. *You may have a representative or attorney present during the specimen collection procedure and you will be allowed up to two hours to make these arrangements after being presented this memorandum, if you so desire.*
  - d. *Prior to submitting to this analysis, you have a right to explain your behavior. This behavior is described in Paragraph 2 of the memorandum entitled: Substance Abuse Analysis Request. Further, you have a right to have a representative present during this explanation.*
  - e. *If you do not provide a specimen within two and one half hours after being presented this memorandum, you will be considered to have refused.*
3. You are reminded that refusal to submit to testing may result in disciplinary action up to and including dismissal in accordance with departmental directives, rules and regulations, and the Code of Ordinances for the City of Atlanta.

*I certify that I have read this notification and received the original copy.*

	<u>10/4/17</u>	<u>1830</u>		<u>10/4/2017</u>	<u>1830</u>
Employee Signature	Date	Time	Witness	Date	Time

16-4-4

## Giles, La'wanda

---

**From:** Giles, La'wanda  
**Sent:** Wednesday, October 04, 2017 9:15 PM  
**To:** Shields, Erika; Murphy, Celeste; Durant, Jonathan; Browning, Leanne; Sturdivant, Janice; Campos, Carlos; Zenelaj, Hajredin; Spann, Prenzinna; Bennett, Scott; Ormond, Scott J.; Puetz, Brandon; Dean, William; Smith, Alan; Lewis, Ardwyn L  
**Subject:** Relief of Duty: Officer Melvin Potter  
**Attachments:** Relief of Duty Potter.docx

### MEMORANDUM

**TO:** Major C. Murphy  
**FROM:** Sergeant L.S. Giles  
**DATE:** October 4, 2017  
**RE:** Officer Melvin Potter = 6603 – Relief of Duty

Effective today, October 4, 2017, Officer Potter was relieved of duty following accusations of misconduct made by an employee. Lt. Bennett and Sgt. Giles relieved Officer Potter of Duty and proceeded with department protocols. Officer Potter's City issued Firearm, 3 magazines, 52 live rounds, city credentials and breast badge were recovered and secured in the OPS vault. Officer Potter is currently at home with pay until further notice

*Employees may obtain representation but cannot delay questioning for more than three hours beyond the time he or she was notified of the questioning.*

**Sergeant La' Wanda S. Giles | Atlanta Police Department  
Office Of Professional Standards  
950 Joseph E. Lowery Blvd. N.W. Suite 16 | Atlanta, Ga. 30318  
Ph: 404-546-5945 | E-Fax: 404-589-5291 | Cell: 404-454-4387**



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17<sup>1</sup>-1-3

**Giles, La'wanda**

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**From:** Giles, La'wanda  
**Sent:** Wednesday, October 04, 2017 9:11 PM  
**To:** Murphy, Celeste; Bennett, Scott; Zenelaj, Hajredin; Spann, Prenzinna; Dean, William; Lewis, Ardwyn L; Ormond, Scott J.; Puetz, Brandon; Smith, Alan; Pennick, Christian L  
**Subject:** Significant on Officer Melvin Potter  
**Attachments:** Significant Incident Potter.doc

**MEMORANDUM**

**TO:** Major C. Murphy  
**FROM:** Sergeant L. S. Giles  
**DATE:** October 4, 2017  
**RE:** **OPS Complaint File: TBD**  
**Officer relieved of Duty**

**INCIDENT:**

**DATE:** September 3, 2017  
**TIME:** Unknown  
**LOCATION:** 601 Crestridge Dr. Eastpoint  
**COMPLAINT NUMBER:** Unknown

**OFFICER INVOLVED:**

**NAME:** Officer Melvin Potter  
**DATE OF EMPLOYMENT:** 01/29/15  
**ASSIGNMENT:** FOD/Z-3/EW  
**DUTY STATUS:** Off-Duty  
**INJURIES SUSTAINED:** None  
**WEAPON USED:** None  
**ROUNDS FIRED:** N/A

**CONTINUATION:**  
**OFFICER RELIEVED OF DUTY**  
**OPS COMPLAINT FILE # Pending**

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1

SUPERVISOR ON SCENE: N/A

I.D. TECHNICIAN: N/A

EAP: N/A

**Summary:**

On today, October 4, 2017, allegations were made by several employees that Officer Potter was involved in a domestic altercation with another city employee. That notification lead to Officer Potter being relieved of duty, drug tested and relinquishing his city property which is now being stored in the OPS vault. Officer Potter was given clear and detailed instruction to follow for relief of duty status. He is currently at home with pay until further notice.

The investigation continues.....

*Employees may obtain representation but cannot delay questioning for more than three hours beyond the time he or she was notified of the questioning.*

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17-3-3





City of Atlanta

Internal Correspondence

Atlanta Police Department

**MEMORANDUM**

**TO:** Officer Melvin Potter  
**FROM:** Major C. Tyus  
**DATE:** October 7, 2018  
**RE:** Disposition OPS Complaint File: 17-I-0549-DV

An investigation has been completed into the complaint filed against you alleging misconduct. The complaint has been closed as indicated below:

- Exonerated - your conduct was determined to be justified, lawful and Proper in the complaint with regards to employee Work Rule
- Not-Sustained - the investigation did not develop sufficient information to prove or disprove the allegation stated in the complaint with regards to employee Work Rule 4.1.4 CONDUCT
- Sustained - the investigation did develop sufficient information to prove the allegation stated in the complaint with regards to employee Work Rule
- Unfounded - the allegation was without factual basis

CT/kdm  
cc: File