

**UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

STEVEN BIERFELDT,	)	
	)	
Plaintiff,	)	
	)	
v.	)	<b>No. 09-cv-01117</b>
	)	
JANET NAPOLITANO, as Secretary,	)	
Department of Homeland Security,	)	
	)	
Defendant.	)	
_____	)	

**DECLARATION OF RON BARDMASS**

Ron Bardmass, pursuant to 28 U.S.C. § 1746, declares as follows:

1. I am a Supervisory Transportation Security Officer (“STSO”) employed by the Transportation Security Administration (“TSA”) at Lambert-St. Louis International Airport (“STL”). I have been an STSO since October, 2004, and an employee of TSA at STL since October, 2002. This Declaration is based on personal knowledge or knowledge gained in my official capacity.

2. As an STSO, I provide first-level supervision for the TSA personnel who conduct pre-flight screening of passengers and their accessible property at security checkpoints at STL. In this role, I am expected to apply my knowledge of TSA’s screening policies and procedures, including the current standard operating procedures (“SOP”) for passenger screening, and any policies, directives, or regulations that relate to TSA operations and programs. I also provide guidance to lower-level screening personnel in handling routine problems and issues.

3. In order to advance TSA’s obligation to ensure the safety of the traveling public, TSA has provided its checkpoint personnel with SOP setting forth how to conduct the screening

of passengers and their accessible property. TSA has also provided SOP for STSOs and other individuals with management responsibility in the screening process to follow. TSA also issues Security Directives and Operations Directives (“OD”) to address particular issues in the screening process. Finally, TSA has Management Directives (“MD”) that are applicable to various aspects of its operations as an agency, including screening.

4. As an STSO, I am familiar with the screening SOP, the SOP for screening managers, and the various directives that are applicable to the screening process, including MD 100.4, applicable to Transportation Security Searches, and OD 400-54-2, applicable to discoveries of contraband incidental to screening passengers and their belongings.

5. I was on duty at the security checkpoint for STL Terminals C and D on the afternoon and evening of March 29, 2009. TSA conducts pre-flight screening of passengers and their accessible property at this location for all flights leaving from Terminals C or D.

6. This pre-flight screening is generally accomplished by having passengers walk through a metal detector and having any property they intend to carry with them on the flight examined through x-ray imaging. If the x-ray image of a passenger’s accessible property reveals the presence of a prohibited item or an object that cannot be ruled out as a prohibited item, a Transportation Security Officer (“TSO”) conducts a physical inspection of the bag and its contents.

7. At roughly 7 p.m. on March 29, 2009, I responded to a request for assistance from TSO Devore, who was inspecting a passenger’s carry-on bag to determine why it could not be cleared for travel by the x-ray machine due to the presence of an opaque object. TSO Devore was standing with the Plaintiff in this case, Steven Bierfeldt, at an inspection table located to the rear of the checkpoint area.

8. When I arrived at their location, TSO Devore stated that he had discovered a metal box with a large amount of currency in it in Mr. Bierfeldt's carry-on bag. Rather than examine the box and the currency inside in full view of the traveling public, I proposed relocating to an office just off the checkpoint area.

9. Instead of moving to accompany me to the office, Mr. Bierfeldt remained beside the inspection table and demanded to know whether he or the box was being detained. When I tried to determine the nature of his concern, he continued to respond to every question with another question.

10. In light of Mr. Bierfeldt's refusal to answer very basic questions about the currency in the box with anything but another question, I felt he was being uncooperative and evasive. In particular, his conduct prevented me from establishing that there was no need to contact law enforcement regarding what appeared to be an unusually large sum of currency in his possession, in accordance with what I understood to be TSA policy.

11. Once in this office, Mr. Bierfeldt began recording our conversation from the time we entered the office, using an electronic device concealed in his clothing. After the office door closed, I opened the box and examined its contents. There appeared to be a large amount of United States currency in various denominations, along with several checks that were not payable to Steven Bierfeldt, and a card with 4710 written on it.

12. I have since listened to the recording Mr. Bierfeldt made of our conversation, which the American Civil Liberties Union has made available at the website <http://www.aclu.org/safefree/general/39922res20090618.html>. A transcript of that recording is appended to this Declaration as Attachment 1.

13. Having reviewed the recording and the transcript, I affirm that the statements attributed to me accurately and fairly reflect my conversation with Mr. Bierfeldt once in the TSA supervisors' office. I asked Mr. Bierfeldt a series of questions, to which he declined to provide any substantive response, and after approximately sixty seconds of this type of exchange, I asked TSO Devore to summon airport police. I made this decision because Mr. Bierfeldt's uncooperative and evasive behavior to that point led me to conclude that I would be unable to determine that this situation did not implicate the requirement in the SOP and directives to refer possible evidence of criminal activity to local law enforcement.

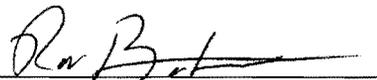
14. Further, based on the foregoing review and my own recollection, I believe the transcript accurately and fairly presents the statements made during the conversation that Mr. Bierfeldt had with airport police, as I was present when those statements were made.

15. There are some statements in the transcript, however, that were made outside my presence. Those statements, which are highlighted in gray and appear toward the end of the transcript, appear to reflect what was said during those portions of the recording.

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I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed on September 8, 2009.  
St. Louis, Missouri

  
Ron Bardmass

# **Attachment 1**

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
00:00	STSO Abeling [inaudible – possibly “Whadya got – private screening?”]
00:02	STSO Bardmass [inaudible – possibly “Kinda sort of.”]
00:03	Abeling [inaudible – possibly “Alright [inaudible] look over there [inaudible] excuse me, sir.”]
00:07	Unknown [inaudible]
00:08	Bardmass Uh, you wanna kind of close the door for me?
00:10	STSO Harrington [leaving room] Yep, I got you.
00:18	Bardmass Okay...
00:21	Bardmass What and why?
00:23	Bierfeldt I’m sorry sir?
00:25	Bardmass How much money do you have in here?
00:27	Bierfeldt I don’t know exactly.
00:36	Bardmass Where are you traveling to?
00:40	Bierfeldt I’m going to DCA Reagan airport.
00:48	Bardmass Anywhere after that?
00:51	Bierfeldt Not at the moment.
00:57	Bardmass ...says 4,710?
01:02	Bardmass What do ya do for a living?
01:04	Bierfeldt Is that relevant, sir?
01:05	Bardmass Yes it is.
01:07	Bierfeldt Uh, am I legally required to tell you that?
01:09	Bardmass Well, I tell you what [sound of box lit closing] -
01:12	Bardmass [To TSO Devore] Go kick the plate.
01:13	Devore Okay.
01:14	Bardmass You may not be legally required to tell me that, but you will be legally required to tell it to the police officer who comes to talk to you.
01:18	Bierfeldt Okay.
01:19	Bardmass I’m just trying to ask some questions to figure out what all this is about so I can get you on your plane, but you want to play smart-ass, and I’m not going to play your fucking game.
01:27	Bierfeldt ‘kay.
01:30	[loud bang]
01:37	[zipping and rustling sounds]
01:47	[audio may cut out and resume at this point]

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
01:48	Bardmass I'm trying to ask him some simple questions to determine who he is, why he has it, where he's going with it, and he's playing games with me, and I'm done with him.
02:00	Airport PD Officer Shelton Is there a problem why you won't answer his questions?
02:02	Bierfeldt There's no problem - I'm asking if I'm legally required to answer the questions that he is asking me.
02:06	Shelton Yes you are.
02:07	Bierfeldt I'm legally required to answer the questions about what my employment is?
02:11	Shelton He's asking you about your money.
02:12	Bierfeldt He asked me where I work.
02:13	Shelton Here's the situation – you're coming through a security checkpoint, okay? You've gone through a security checkpoint. Whenever you come through a security checkpoint, they have a right to ask you about anything you have on, anything in your bag, luggage, any containers that you have, anything about it.
02:27	Bierfeldt 'kay.
02:29	Shelton Because you have a large sum of money, he's – he's – he's, uh, required to ask you some questions.
02:34	Bierfeldt Okay.
02:34	Shelton Alright? And by you being the owner of this box, you're required to answer those questions. Now, if you have a problem answering those questions, then you need to talk to me. We're here to protect you from the FBI –
02:45	Bierfeldt Sure; appreciate it.
02:46	Shelton ...comin' down here to speak with you –
02:47	Bierfeldt What is your name, sir?
02:48	Shelton I'm Officer Shelton.
02:49	Bierfeldt I appreciate your help.
02:50	Shelton Who are you?
02:50	Bierfeldt What's my name?
02:51	Shelton Yeah.
02:51	Bierfeldt My name is Steve Bierfeldt.
02:53	Shelton Okay - you have ID with you?
02:53	Bierfeldt Yes, sir, I do.
02:54	Shelton Can I see it please?
02:57	[unknown] [inaudible]
02:57	[unknown] [inaudible]
03:00	Shelton [inaudible] ... on the ground, whatever...
03:02	[continued rustling]

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
03:10	Shelton How much money do you have in here?
03:11	Bierfeldt I don't know the exact amount.
03:12	Shelton Where does this come from; where is it coming from?
03:16	Bierfeldt It's, it's <i>my</i> money.
03:18	Shelton Where is it coming from?
03:19	Biefeldt It's coming from somewhere.
03:20	Shelton Where?
03:21	Biefeldt <i>Where?</i>
03:23	Shelton I'm not going to play games with you...
03:25	Bierfeldt I'm not understanding the question, sir.
03:26	Shelton I'm asking... just one second.
03:28	Shelton Just sit your, uh, bag down.
03:30	[unknown] [inaudible]
03:32	[unknown] [inaudible]
03:36	Shelton Do me a favor, while you're in here, keep your hands out your pockets, don't use the phone, or anything.
03:41	Shelton Last name phonetic... [spells out "Bierfeldt" phonetically and relays information from Bierfeldt's driver's license to dispatch]
04:18	Shelton Do you, uh, do you have the, uh, combination to that box?
04:20	Bardmass It's not locked. It's not locked.
04:22	Bierfeldt It's not locked.
04:23	Shelton It's open?
04:25	Shelton Can you open it for me?
04:27	Bardmass I haven't looked under here yet.
04:42	Shelton 21 dispatch...
04:50	Shelton This subject has a large sum of money and is refusing to ask - to answer questions concerning his, uh, money.
05:03	Shelton Mr. Bierfeldt, where – where are you headed?
05:05	Bierfeldt DCA, sir.
05:06	Shelton DC?
05:07	Bierfeldt DC.
05:11	Shelton Could I see your, um, uh, boarding pass, sir?
05:24	[dispatch is heard reporting no warrants or history for Bierfeldt]
05:36	Shelton Okay, can you make proper notification?

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
05:43	Shelton Is there any reason you're not answering questions at this time [inaudible]?
05:46	Bierfeldt I'm not refusing any sir, I'm asking...
05:47	Shelton I want you to see from my, what we're seeing...
05:49	Bierfeldt Sure.
05:50	Shelton You're coming in with some money, but you don't want to answer any questions about, you know, how much, how much it is and why it's in your possession. I mean...
05:53	Bierfeldt Right. I'm saying I don't know...
05:57	Shelton Why is it a secret? Why you have money or something?
05:59	Bierfeldt I don't know the exact amount. You're asking where my employment is and I'm simply asking if I am legally required -
06:03	Shelton Well, I'm asking...The question is, why do you have this money? That's the question. That's the major question.
06:07	Bierfeldt Yes sir. And I'm asking if I am legally required to answer that question.
06:10	Shelton Answer that question first: why do you have this money?
06:12	Bierfeldt Am I legally required to answer the question?
06:15	Shelton So you refusing to answer the question?
06:16	Bierfeldt No sir, I am not refusing.
06:17	Shelton Well you aren't answering.
06:18	Bierfeldt I'm simply asking my rights under the law.
06:19	Shelton I'm asking you a question and you are in return, asking me a question. You're not answering-
06:22	Bierfeldt I don't, I don't understand the law sir, and as a law enforcement officer, I'm asking you for guidance.
06:26	Shelton I can't guide you on answering the reason you have that money.
06:30	Bierfeldt Okay. Why not?
06:32	Shelton Because I don't know you, I don't know why you have that money. I'm not your, not your translator, or your caretaker or anything like that. I can't answer that question.
06:41	Bierfeldt Okay.
06:42	Shelton That's why I'm asking you about that. Because if you were a law enforcement officer and you ask somebody, inquire about something, and they give you an answer, you not gonna guide them into what you want them to say.
06:51	Bierfeldt Right.
06:52	Shelton You're just gonna answer the question. Or they would answer the question if you asked them. That's what I'm simply doing.
06:57	Bierfeldt Sure, and I'm saying I don't understand the law sir, so I'm simply asking for your-
07:01	Shelton It's not a question of the law or not. It's a simple question and an answer.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
07:05	Bierfeldt Am I'm being detained because of the law, sir?
07:07	Shelton Because you have a large sum of money that you can't answer why you have it.
07:11	Bierfeldt I can answer sir. I'm asking if I'm required by law to answer the question.
07:14	Shelton I, I, you don't know the law?
07:16	Bierfeldt Do you know the law sir?
07:17	Shelton Yeah, I do.
07:18	Bierfeldt Am I legally required to answer the question.
07:19	Shelton I can't answer that question for you.
07:21	Bierfeldt But you know the law, so I'm asking, sir, for your guidance.
07:22	Shelton I'm not going to get in an argument with you or anything like that, alright?
07:24	Bierfeldt Yes, sir.
07:28	[silence except for dispatcher in the background]
07:41	Shelton How much you think is in there?
07:43	Bierfeldt I don't know, sir.
07:44	[silence except for dispatcher in the background]
08:00	[unknown individual clears throat]
08:13	Shelton Do you live in St. Louis? No, you have a Virginia license?
08:17	Bierfeldt Yes, sir.
08:18	Shelton Do you live in St. Louis or do you work in St. Louis? Why you in St. Louis today?
08:22	Bierfeldt Am I required by law to answer the question?
08:31	Shelton As of right now, as of right now, you are refusing to do anything I ask you.
08:33	Bierfeldt No, sir. I am not refusing. No, sir.
08:35	Shelton Yes, you are.
08:42	Shelton You are actually making this more difficult than it really has to be.
08:52	Bardmass [To Bierfeldt] I will tell you one thing: no matter what they decide to do with you, unless I'm satisfied about that, I don't have to let you go through my checkpoint.
09:02	Shelton It's his money, he has in his possession. He don't want to answer any questions about it. He feels like we should tell him the law. He don't know if he has to answer it or not.
09:13	Airport PD Officer Seitz How much money is it?
09:16	Bierfeldt I don't know the exact amount, sir. The card says about 4700 dollars.
09:20	Seitz 4700 dollars?
09:21	Bierfeldt Yes, sir.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
09:22	Seitz Why do you have all of this money?
09:23	Bierfeldt I, as my, I asked [inaudible] am I required by law to answer the question?
09:27	Seitz I'm just asking you why you have 4700 dollars?
09:30	Bierfeldt I understand. That's my question, I don't understand why...
09:31	Seitz Do you want to talk to DEA about it? They'll probably ask you more questions.
09:35	Bierfeldt If they can tell me if I am required to answer the law, the question, I'll answer the question. I'm just asking, looking for a simple yes or no -
09:39	Seitz It's a simple question. I just want to know why you have 4700 dollars with you – it's not a usual thing. I carry with me 50 bucks ...
09:44	Shelton He's refusing to answer any questions, he – he don't want to answer, so we're going to have to take him down to the station -
09:49	Seitz Yeah, I mean, that's suspicious...
09:50	Shelton ... and let DEA, FBI, and all of 'em talk to him-
09:51	Seitz ...oh, all of 'em, every one of 'em...
09:54	Shelton ...so we can do that.
09:55	Seitz How old are you?
09:56	Bardmass What's your DSN?
09:58	Bierfeldt I'm 25, sir.
09:59	Seitz Well you answered that question, didn't you?
10:00	Bierfeldt That's on my driver's license, sir.
10:02	Seitz Okay, so, I mean, I can count that money I can find out how much it is, it's right in front of me, so, you know, and I don't know why you have this much money, and that's why I want to know.
10:09	Bardmass He started this out there when I was trying to get everything cleared so he could make his flight, and I said okay, we'll go in here, he started playing this game again, and I said I'm done with him, so.
10:19	Bierfeldt I've not - I've been completely cooperative, sir, I'm not playing any games...
10:21	Shelton You not cooperative – you won't answer the question.
10:23	Bierfeldt I'm simply -
10:24	Shelton You're refusing to answer.
10:25	Bierfeldt I'm not refusing.
10:25	Seitz If you have nothing to hide then you can tell us what it's for, I mean, there's a simp - You know, you're going to have to have proof of why you have that much money anyway, for the DEA.
10:33	Bierfeldt I understand, sir. If I'm required by law, I'll be happy to answer your question. I don't understand the law. I'm asking for you, sir, for guidance as a law enforcement officer...
10:46	Seitz 4710...

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
10:48	Bardmass That is what's written there.
10:50	Seitz That's what's written there, but yeah, we don't know how much it is.
10:52	Seitz And this is yours? This is your individual carton?
10:56	Bierfeldt Yes.
10:58	Seitz And it's your money?
11:00	Bierfeldt It's not - does the money belong to me? No, sir.
11:02	Seitz The money does not belong to you? What, you stole it?
11:03	Bierfeldt Am I required by law to answer .
11:04	Seitz Did you steal this money?
11:05	Bierfeldt No, sir.
11:06	Seitz Okay, well, we gotta find this out. We're going to take you to the station and we'll find out if you stole it.
11:14	Seitz This is all his stuff, right?
11:15	Bardmass This, uh, that bag, uh -
11:17	Shelton Laptop.
11:18	Bardmass - laptop above his head, and another bag of this and that.
11:21	[unknown] Okay.
11:22	Shelton He already been through the screening process?
11:25	Bardmass He's been through screening the process, this was the only last - this was the last snag from him getting on his plane, when I got involved with it, he wanted to do this double-talk thing, I was like, eh...
11:38	Seitz Where're you from?
11:40	Bierfeldt I'm from Virginia, sir.
11:47	Seitz What's campaign for liberty?
11:50	Bierfeldt Campaign for liberty, sir, is uh... it's a political organization [inaudible] founded by Congressman Ron Paul.
12:01	Seitz You work for that?
12:02	Bierfeldt Yes, sir.
12:06	Seitz And you're from Virginia?
12:07	Bierfeldt Yes, sir.
12:08	Seitz And what are you in St. Louis for?
12:09	Bierfeldt Am I required by law to answer the question?
12:15	Seitz You can't answer me this – you can't answer a simple question of why you're in St. Louis?
12:18	Bierfeldt I - I don't understand why, sir.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
12:19	Seitz It's a simple question.
12:20	Bierfeldt I don't understand why.
12:21	Shelton Paul..
12:22	Seitz You don't have to understand the law to just answer the question.
12:23	Bierfeldt Well I prefer to ans - understand the law.
12:25	Shelton ...he's got an envelope saying 4000 or something but he's not saying what it is.
12:28	Seitz See, that makes me wonder why you're not answering my question.
12:35	Seitz What were you in St. Louis for?
12:39	Bierfeldt Am I required by law to answer the question?
12:40	Seitz You know what -
12:41	Bierfeldt I'm just asking, I don't understand. If you say yes, sir, I will answer the question.
12:43	Seitz ...are you from this planet? I mean, do you understand the question? What I'm asking you?
12:47	Bierfeldt Yes, sir.
12:48	Seitz Okay – why can't you just answer the question?
12:49	Bierfeldt Am I required by law to answer?
12:50	Seitz Oh, you know what -
12:51	Shelton See, man, you're acting like a child, man, you're acting like you're five years old.
12:52	Seitz [inaudible]
12:54	Bierfeldt [inaudible] I don't understand the law....
12:56	Shelton You're acting – you're acting like a child.
12:58	Seitz That's fine, we'll just call DEA and they can ask him the questions and see if that goes with them.
13:00	Shelton Grab – grab – grab that right there, grab this, grab your laptop and all that. Is that your laptop?
13:04	Bierfeldt Yes, sir.
13:05	Shelton Are those your clothes?
13:06	Bierfeldt Yes, sir.
13:07	Shelton Are those your clothes, that you have on?
13:08	Bierfeldt Yes, sir.
13:11	Seitz This all your stuff here? Right here?
13:13	Bierfeldt No, sir -
13:14	Shelton Is this your stuff?
13:15	Bierfeldt ...that is not my stuff.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
13:16	Seitz This is?
13:16	Airport PD Officer That is not yours.
13:17	Bierfeldt Yes, sir.
13:19	Seitz This is yours?
13:19	Shelton This yours?
13:20	Airport PD Duty Sergeant Hey, what's going on?
13:22	Shelton He's uh, this gentleman here has uh a box of money, he has an envelope in there that says its 4000 and some dollars, but he won't answer any questions concerning this money that he has in his possession, so – he says, he says it's not his, but, he still won't answer questions. He's refusing to answer questions.
13:41	Bierfeldt I'm happy to answer, sir, I'm not– I don't understand -
13:42	Shelton He's refusing to answer questions
13:43	Bierfeldt I'm asking if I'm required by law to answer questions.
13:44	Shelton That's his answer every time you ask him a question; that's his answer.
13:48	Duty Sgt. Is this your money?
13:50	Bierfeldt The money is in my possession, yes, sir.
13:52	Shelton Is it your money – that's what he's asking you.
13:53	Seitz That's not the same thing.
13:56	Bierfeldt I don't – I don't understand the question.
14:00	Shelton Alright. Grab your stuff.
14:06	Seitz This yours? Grab that.
14:11	Shelton Can you carry that?
14:12	Shelton Can you put that in your bag?
14:14	Seitz We're going to go to the station, you're going to clear this confusing situation up, you're not making any sense.
14:29	Duty Sgt. Is the box labeled? I mean, is it your box, sir?
14:32	Bierfeldt Yes, sir.
14:34	Duty Sgt. It's your money?
14:35	Bierfeldt It's in my possession, yes.
14:37	Bierfeldt I don't understand the question, sir – is it my money, as in do I own all of it? Is it my money...
14:40	Seitz It's not a confusing question, it's just a simple question.
14:42	Bierfeldt I understand, but I don't understand, sir, the question.
14:44	Seitz Well, this is confusing to me, so we're just going to take it to the station, and maybe DEA can find out.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
14:49	Bierfeldt Where am I being taken to, sir?
14:50	Seitz You're going to the police station.
14:51	Bierfeldt The police station? Okay.
14:54	Seitz You can't answer any questions, and we need to know what's going on.
14:57	Bierfeldt Am I being forced to go to the police station?
14:59	Shelton C'mon man, let's just go to the police station.
15:01	Bierfeldt Am I being taken or am I free to go?
15:03	Seitz You're going –
15:03	Shelton We're going to take you if you don't want to walk
15:04	Seitz ...to the police station, yes.
15:05	Bierfeldt Am I free to go?
15:07	Seitz If you – if you - whatever you want to call it, we're going to the police station.
15:09	Bierfeldt Am I -
15:09	Duty Sgt. What's it – what's it say in there? What's [inaudible]
15:12	Seitz You know, I don't want to get into semantics here, we're just going to go to the police station, we got a situation where you're not answering questions, you're suspicious to me, you're giving screwy answers. That's why you're going to the station.
15:22	Bierfeldt Am I being forced to the station?
15:24	Shelton You will be if you don't walk out this office.
15:25	Seitz Yes, if you want to call it forced, yes – you're going to the station – you'll be forced. That's fine.
15:29	Bierfeldt I understand sir.
15:30	Seitz You're going to be going to the station.
15:31	Shelton Now do we have to put you in handcuffs, or will we have a problem with you walking through this terminal?
15:32	Seitz Are you being detained – yes.
15:35	Bierfeldt That's, that's fine, sir. I don't understand the law. I'm happy to go.
15:39	Shelton Well, we're going to help you understand if you don't.
	[increase in background noise]
15:46	Shelton ...walk through the terminal, walk to the police station...
15:52	[unknown] ...come back here. C'mon.
	[continued terminal noise]
16:02	Duty Sgt. Can you tell me – can you tell me who these checks belong to?
16:08	Seitz Yeah, I asked him about that.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
16:09	Bierfeldt Sure.
16:10	Seitz This thing right here is supposedly who he works for – campaign for liberty – he said it’s Ron Paul [unknown] he said he worked with him. As far as the money, he didn’t say anything about the money, he says its in his possession...
16:34	Duty Sgt. Where’re you flying to?
16:35	Bierfeldt DCA, sir.
16:36	Bierfeldt Reagan airport.
16:37	Duty Sgt. Reagan airport. And this is campaign money? Is this what it is?
16:40	Bierfeldt This is money in my possession.
16:42	Duty Sgt. From, from what?
16:45	Bierfeldt If I’m required to answer questions, sir, I’m happy to answer questions. I don’t understand why.
16:50	[dispatch reports another call]
16:56	Seitz Copy. You got this?
16:57	Duty Sgt. We got it.
17:03	Duty Sgt. He got – you guys stopped because of the metal box?
17:07	Bardmass Well, that, and because of the large amount of money that’s in there. So I had him out there, I tried to ask him some questions just to clear things up, and if he would have been cooperative and answered the questions I asked, he probably would have been on his way by now.
17:18	Bardmass But he stated playing this little game with the double-speak and everything else, so I brought him in here, tried to ask him again, he started playing his little game, and I said okay, we’re done. That’s . . .
17:30	Bardmass I asked him, you know, where he worked, why he had the money, and I keep getting that standard response.
17:38	Duty Sgt. So you work for Ron Paul and these are campaign contributions?
17:39	Bierfeldt Yes, sir. The money says it’s from campaign for liberty. That’s right.
17:42	Duty Sgt. Okay. That’s all you had to tell us.
17:44	Bierfeldt I was only asking if I am required to answer the question.
17:45	Duty Sgt. Okay.
17:47	Shelton But see – we’re going through – I mean
17:49	Duty Sgt. That’s fine.
17:51	Shelton I told you before, we could avoid all this. Just answer the question.
17:53	Bierfeldt You could have just given me a yes and I would have answered the question.
17:57	Shelton ...I mean, this isn’t rocket science.
17:59	Duty Sgt. So these are campaign contributions to Ron Paul?
18:01	Bierfeldt Yes.

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
18:03	Duty Sgt. You're free to go.
18:04	Bardmass Well, I need to talk to my Security Manager, because just of the suspicious nature, I'm not all that ready to let him walk down the concourse yet.
18:13	Duty Sgt. Okay, that's up to you. But I don't see anything suspic . . . these are campaign contributions.
18:20	Duty Sgt. Correct?
18:21	Bierfeldt Yes, sir.
	[Bardmass leaves room; dispatch reports regarding other issues continue]
19:00	Shelton You have a contact number, sir? Where we could contact you at?
19:03	Bierfeldt Am I required to give you that, sir?
19:07	Shelton Do you have a - I'm - I'm asking you a simple question again.
19:11	Bierfeldt That's great. Do I have a phone number, sir?
19:13	Shelton Do you have a phone number where we can contact you?
19:14	Bierfeldt Like a phone number?
19:14	Shelton Yes.
19:15	Bierfeldt Am I required to give that to you? I prefer not -
19:15	Shelton Do you have a phone number?
19:16	Bierfeldt I prefer not to give you that number.
19:19	Shelton Now that's an answer.
19:20	[silence resumes]
	[silence continues]
21:41	Bardmass [returning] Okay, let him go.
21:45	Bierfeldt Am I free to go, sir?
21:46	Shelton Yes.
21:52	Bardmass You're dropping money here.
	[reshuffling of belongings]
22:12	Bierfeldt Thank you for your patience, sir, I appreciate it. Thank you for your patience, gentlemen, I appreciate it.
	[unknown] You have a good day.
22:37	Bierfeldt That sir, is damn good recording right there.
22:59	Bierfeldt C2? I think it's C2, right?
23:01	[unknown] Yeah.
23:13	[unknown] Ah, man.
23:19	[unknown] They wanted to see what was in the box?

## BIERFELDT – TRANSCRIPT OF RECORDING

<u>Time</u>	<u>Statement/Event</u>
23:21	Bierfeldt They were uh, asking me questions, regarding who I work for, and they're looking through the checks, and they see campaign for liberty and Ron Paul, what are you doing in St. Louis, why are you here, and my response is, sir, am I legally required to answer the question? Why not answer the question? Am I legally required to answer the question?
23:50	Bierfeldt You should have just left, Ronnie. You shouldn't have stayed on.
23:53	[unknown] Ah, I felt bad. The TSA guy came out of the room – did he have you arrested or something?
24:00	Bierfeldt They were going to take me to the uh – they said we're going to take you to the DIA-FBI office, and I said alright – that's when I left the first time – I was like "let's go," and that's when I left the first time, and then I called their bluff.
24:05	[unknown] Huh.
24:14	[unknown] I was just like "Is he going to get arrested or something?" And the guy was like "I don't know." [inaudible]
24:52	Bierfeldt Can't wait to tell the Judge that one – he's going to love that story.
25:02	Bierfeldt I'm going to get something to drink – what time do we got?
25:06	[unknown] It's about 7:20 –
	END OF RECORDING