

1 **Declaration of Esther Lim**

2 I, Esther Lim, hereby declare:

3 1. I make this declaration based on my own personal knowledge and if called to
4 testify I could and would do so competently as follows:

5 2. I am the Jails Project Coordinator for the ACLU of Southern California
6 (“ACLU/SC”).

7 3. I am submitting this declaration to describe a savage beating of a prisoner by two
8 Los Angeles Sheriff’s (“LASD”) deputies, which I witnessed in the Twin Towers Correctional
9 Facility (“TTCF”) on January 24, 2011.

10 4. In brief, I saw two deputies, Ochoa and Hirsch, beat and taser an African-
11 American prisoner, James Parker, multiple times while he was lying on the ground, not moving
12 or resisting in any way for what seemed to me to be about two minutes. During the beating, the
13 deputies repeatedly shouted, “Stop resisting!” and “Stop fighting!” while the prisoner lay limp on
14 the floor.

15 5. The deputies and the prisoner were no more than about ten feet away from me and
16 I was able to see what happened.

17 6. The following day, Tuesday, January 25, 2011, a false account of the incident
18 appeared in the official LASD daily Inmate Reception Center (“IRC”) Division Log.

19 Monday, January 24, 2011-1700 hours

20 7. On Monday, January 24, 2011, I was at TTCF’s Module 142’s Attorney Room
21 located on the right hand side of the fourth floor at approximately 1700 hours.

22 8. I was there to speak to a prisoner named Christopher Brown, booking number
23 1365261.

24 9. I was seated at the third phone booth, which is phone booth number five, in the
25 Attorney Room. There is a label with the booth’s number posted above the booth.

26 10. There are a total of seven, separate phone booths; the phone booths being
27 numbered sequentially higher until the last telephone booth, number seven. Telephone booth
28 number seven is the closest to the wall located to the right, when facing the prisoner and the

1 furthest away from elevators. The diagram, which is attached hereto as Exhibit 1, shows the
2 placement of telephone booths number four through seven. Phone booths one through three are
3 not pictured in the diagram, but they would be to the left of booths four through seven on the
4 diagram.

5 11. Each phone booth has a large window that is approximately three and a half feet
6 in height and two feet in length. There is a small, metal table for the attorney and a stool. These
7 furnishings are the same for the prisoner who sits on the opposite side of the attorney with the
8 window partition in between. There is also a phone that is located on the right hand side of the
9 window. Exhibit 1 shows the area, located on the left hand side of the diagram, where the
10 prisoners (Attorney Room - Inmates) and where the attorneys sit (Attorney Room - Visitors).

11 12. I was sitting in telephone booth number five as shown in Exhibit 1. E1 on the
12 attached diagram shows my location. As I sat facing Mr. Brown, who was sitting in the seat that
13 is marked as B1 on the attached diagram, the wall was to my right.

14 13. The wall, which is approximately six feet in length, has two, large, side-by-side
15 windows that looks out to the Staging Area. The wall is labeled in Exhibit 1. The Staging Area
16 contains the Outdoor Recreation Area and other shared areas. Exhibit 1 displays what the
17 Staging Area looks like, in addition to other key areas. One would need to walk through the
18 Staging Area to get to the different pods or housing areas of the module as indicated in Exhibit 1.
19 Both windows are approximately three and a half feet in height and three feet in length. All
20 measurements are approximations, but I used a ruler on my clipboard to measure the wall and
21 windows.

22 14. At approximately 1730 hours, while I was speaking to Mr. Brown, I heard noises
23 like people scuffling around, sounds of fists hitting a body, thuds against the wall and other
24 noises that sounded like a fight. My location when I was speaking to Mr. Brown is marked in
25 Exhibit 1 as E1.

26 15. As I stood up to see what was causing the noise, Mr. Brown stood up as well. I
27 walked over to the window on the wall, as indicated in Exhibit 1 as E2 and looked to my left. I
28 saw Deputies Ochoa and Hirsch punching an African-American prisoner, whom I later learned

1 was James Parker, whose booking number is 2540169. Mr. Parker was identified to me by Mr.
2 Brown when I visited him during my ACLU walk-through of TTCF, Module 142, Pod F on
3 Tuesday, January 25, 2011.

4 16. As I stood at the spot marked as E2 on the attached diagram, I could see Mr.
5 Parker, who was in the spot marked as P-2, lying face down on the ground positioned in the way
6 the black figure on the attached diagram is positioned, i.e., with his feet pointed towards the
7 water fountain. Deputies Ochoa and Hirsch were next to Mr. Parker in the spots on the diagram
8 that are marked with two X's.

9 17. Mr. Parker was lying on his stomach and he appeared to be unconscious as he was
10 not moving.

11 18. I saw both Deputies Hirsch and Ochoa simultaneously punching Mr. Parker about
12 three to four times and kneeling Mr. Parker about two to three times. I heard both deputies yell,
13 "Stop fighting!" and "Stop resisting!"

14 19. Even though the deputies were yelling, "Stop fighting!" and "Stop resisting!", Mr.
15 Parker was not trying to kick, hit or otherwise fight with the deputies. He was lying on the
16 ground motionless, doing nothing. I thought he looked unconscious as he was not moving or
17 making any sounds.

18 20. I also saw Deputy Ochoa placing the taser gun on Mr. Parker's leg approximately
19 three to four times and approximately two to three times onto his back area. I could hear the
20 shocks that the taser gun made when it was being utilized on Mr. Parker. Deputy Ochoa
21 continued yelling, "Stop fighting!" and "Stop resisting!" as he was tasing Mr. Parker.

22 21. Mr. Parker looked like he was a mannequin that was being used as a punching bag
23 as he was not showing any sort of movement. I thought he was knocked out or perhaps even
24 dead.

25 22. Approximately one minute after I saw Deputies Ochoa and Hirsch beating Mr.
26 Parker, I observed Deputy Ochoa bring his left index finger to his lips, showing this motion to
27 Deputy Hirsch, who was yelling, "Stop resisting!" and "Stop fighting!" about three to four times.

28 23. After Deputy Ochoa brought his finger to his lips, Deputy Hirsch yelled, "Stop

1 resisting!" and "Stop fighting!" once more to Mr. Parker, who was still not moving or making
2 noise.

3 24. During the course of the time that I was watching the deputies beat Mr. Parker, I
4 heard both deputies yelling, "Stop resisting!" and "Stop fighting!" to Mr. Parker more than five
5 times each. While the deputies were yelling this out, it sounded like the deputies were reading
6 from a script.

7 25. Approximately thirty seconds after I saw Deputy Ochoa bring his left index finger
8 to his lips, I hit my right palm against the window approximately three times so that I could get
9 the deputies' attention. They did not look over in my direction.

10 26. The approximately two minutes that I was watching the deputies beat and tase Mr.
11 Parker, it appeared that he was unconscious as he was not moving. He was not fighting with the
12 deputies. He was just lying there, making no movements or sound.

13 27. At the end of the two minutes of my observation of this incident, I heard over the
14 public announcement speaker, "Stay in your seat."

15 28. At that point, I walked over to my seat where Mr. Brown was sitting across from
16 me and I asked him who the deputies were. He told me that they were Deputies Hirsch and
17 Ochoa. Mr. Brown said he knew the deputies' names because both deputies work on his module.
18 I was in the spot marked as E1 while I was talking with Mr. Brown and he was in the spot
19 marked as B1.

20 29. After speaking briefly with Mr. Brown, I walked back over to the window and
21 saw Deputies Hirsch and Ochoa in a kneeling position over Mr. Parker and approximately five
22 seconds later, Deputy Ochoa looked at me and using his index finger, signaled that I needed to
23 move away from the window.

24 30. I stood at the window for approximately three or four seconds more and then I
25 walked back over to telephone booth number five and I could see Mr. Brown lying on the ground
26 in the Attorney Room on the prisoner's side, in the prone position with his head away from the
27 window.

28 31. At this time, I got up from my seat, gathered my belongings and walked over to

1 the elevator and took the elevator down to the first floor.

2 32. When the elevator doors opened to the first floor, I saw approximately three to
3 four deputies who were about to take the elevator up.

4 33. I then left the Twin Towers 1 Visiting Area and exited TTCF.

5 Tuesday, January 25, 2011-0930 hours

6 34. On Tuesday, January 25, 2011 at approximately 0930 hours, I was checking my
7 ACLU/SC email account. Every morning, I receive the IRC Division Count, the IRC Division
8 Log, the Custody Division 0600 Count, the IRC Processing Time and the IRC Clinic Processing
9 Time reports.

10 35. Daily, I review each of the logs, reports and counts, print and file them in their
11 respective areas and place them in the appropriate binders.

12 36. I reviewed the IRC Division Log for Monday, January 24, 2011, a true and correct
13 copy of which is attached hereto as Exhibit 2. I reviewed the 1645 hours log entry entitled,
14 "Significant Use of Force-TTCF."

15 37. There were approximately five paragraphs detailing the account of an altercation
16 between two unnamed deputies and Inmate James Parker, booking number 2540169.

17 38. I noticed that the log stated the incident occurred at 1645 hours, which is
18 approximately forty-five minutes earlier than when I observed the beating at approximately 1730
19 hours.

20 39. In paragraph two, of the description of the incident on the Division Log, it states
21 that "Both Inmate Parker and the deputy went to the ground as Inmate Parker continued his
22 attack." I observed both Deputies Ochoa and Hirsch kneeling over Mr. Parker, attacking,
23 punching and kneeling him while he was on the ground. I also saw Mr. Parker being non-
24 combative as he was not moving, not resisting and was not fighting. He looked limp as if he
25 might be unconscious as he was not making any movements or sounds while Deputies Ochoa
26 and Hirsch were beating him. Mr. Parker was not attacking any of the deputies as paragraph two
27 alleges.

28 40. In paragraph three, it states that, "Inmate Parker continued his attack as the second

1 deputy utilized his taser, striking him in the mid-back area. Inmate Parker continued punching
2 the first deputy. The second deputy then dry-stunned Inmate Parker three times in the back area
3 and one time in the right hamstring. Inmate Parker then stopped fighting and was handcuffed
4 without further incident.”

5 41. I did observe Deputy Ochoa tasing Mr. Parker’s back and rib area approximately
6 two to three times and Deputy Ochoa tasing Mr. Parker’s leg approximately three to four times.
7 However, the statement in paragraph three that Mr. Parker did not stop fighting until the deputies
8 had tased Mr. Parker four to five times is false. Parker was not fighting or resisting at any time
9 when I observed him, including while Deputy Ochoa tased him multiple times in the back and
10 leg.

11 42. During the entire time I was observing Mr. Parker, including the time during
12 which he was repeatedly punched, kneed and tased, he was not striking or attacking Deputies
13 Ochoa and Hirsch. In fact, Mr. Parker was motionless during the whole time that he was lying
14 on the ground and Deputies Ochoa and Hirsch were punching, kneeling and tasing him. As I said
15 above, I thought he was unconscious or perhaps dead, while he was being beaten and tased,
16 because he was not moving at all.

17 43. During the time I observed Mr. Parker on the ground and Deputies Ochoa and
18 Hirsch kneeling, punching and tasing him, I heard the deputies repeat, “Stop resisting!” and “Stop
19 fighting!” more than five times each. However, Mr. Parker was not resisting, nor was he fighting
20 with the deputies.

21 Tuesday, January 25, 2011-1555 hours

22 44. On Tuesday, January 25, 2011 at approximately 1535 hours, I telephoned TTCF’s
23 Watch Commander/Lieutenant Bodenstedt and informed him that ACLU/SC Staff Attorney
24 Jessica Price and I were going to do an ACLU walk through at approximately 1555 hours that
25 day.

26 45. Price and I arrived at the TTCF Control Room at approximately 1555 hours and
27 Sergeant Geary met us at approximately 1600 hours.

28 46. I asked to enter Module 142 and Sergeant Geary escorted us there.

1 47. I asked to enter Pod F and she stated that she needed to find a deputy. I did not
2 see any module deputies around.

3 48. Sergeant Geary yelled out, "Deputy Ochoa!" and asked that he assist her. I
4 immediately recognized Deputy Ochoa as the deputy whom I saw beating and tasing Mr. Parker
5 on Monday, January 24, 2011. I also saw his name on the name tag on his uniform.

6 49. Ms. Price and I entered Module 142, Pod F and I spoke to several prisoners there
7 about various complaints and Title 15 infractions. I also saw Ms. Price speaking to prisoners.

8 50. While speaking to the prisoners, I saw Deputy Ochoa staring at me in an
9 aggressive manner through the window that separates the pod from the deputies' area.

10 51. While in Pod F, I spoke to Mr. Brown as he is currently housed there and asked
11 him if anything happened after I had left the Attorney Room on Monday, January 24, 2011 and
12 he told me that he was interviewed by two sergeants. I asked him if I could call him out to the
13 Attorney Room the next day, Wednesday, January 26, 2011 to talk about it. Mr. Brown told me
14 that I could.

15 52. I also asked him if he knew the name of the prisoner whom Deputy Ochoa and
16 Hirsch had beaten on Monday, January 24, 2011. He said that it was Parker. He did not know
17 where Mr. Parker was or where he was housed. While I was speaking to Mr. Brown, I saw
18 Deputy Ochoa again staring at me aggressively.

19 53. After speaking to Mr. Brown, Ms. Price and I left Pod F and were escorted to the
20 TTCF Control Room by Sergeant Geary at approximately 1645 hours. Ms. Price and I then
21 exited TTCF.

22 Wednesday, January 26, 2011-0920 hours

23 54. On Wednesday, January 26, 2011 at approximately 0920 hours, Ms. Price and I
24 met with Mr. Brown in the Attorney Room on Module 142.

25 55. I sat in telephone booth number 5 and Ms. Price sat on the stool in telephone
26 booth number four. I asked Mr. Brown if we could take his declaration of what he saw on
27 Monday, January 24, 2011 when he was in the Attorney Room with me. He said yes. I wrote
28 down what he told me he had seen and heard.

1 56. After taking the declaration for the January 24th incident, I asked if we could take
2 his declaration about the interview that LASD personnel had done with him on the same day. He
3 said yes. I wrote down what he told me he had been asked, seen and heard.

4 57. Ms. Price and I left the Attorney Room and went down to the Tower 1 Attorney
5 Visiting Area's deputies' desk. I told Deputy Velasquez that Ms. Price and I would like to see
6 Mr. Parker. Deputy Velasquez told us that Mr. Parker was housed in T211, which is the
7 Disciplinary Module and that we needed to go the TTCF Tower 2's Attorney Visiting Area and
8 submit a request to see Mr. Parker there.

9 58. At approximately 1010 hours, Ms. Price and I arrived at the Attorney Visiting
10 Area's deputies' desk in TTCF Tower 2 to visit Mr. Parker. After an approximately fifteen
11 minute delay, Deputy Shroyer told us that we needed to go to the TTCF Tower 1's Attorney
12 Room as Mr. Parker would be escorted from Tower 2 to Tower 1. The fifteen minute delay was
13 due to the deputies not having a current ACLU Clearance list.

14 59. At approximately 1030 hours, Deputy Shroyer told Ms. Price and me that Mr.
15 Parker was in the "hole" and because the deputy's partner that was assigned to T221 where Mr.
16 Parker was located, was not available at that time, Mr. Parker would not be able to be escorted to
17 TTCF Tower 1 until the partner returned. Deputy Shroyer told us to go back to TTCF Tower 1
18 and wait for authorization to see Mr. Parker.

19 60. Ms. Price and I walked back over to the Tower 1's Attorney Room's deputies'
20 desk and Deputy Velasquez told us at approximately 1035 hours that the module deputy's partner
21 was not there so we needed to wait before Ms. Price and I could visit Mr. Parker.

22 61. At approximately 1100 hours, Deputy Velasquez stated that Ms. Price and I could
23 go up to Module 171 or the seventh floor's Attorney Room to see Mr. Parker.

24 62. Ms. Price and I went inside the elevator and went up to the seventh floor to
25 Module 171's Attorney Room and walked to the left after exiting the elevator.

26 63. There was a delay in being able to communicate with Mr. Parker because the
27 telephones were shut off, meaning Mr. Parker and I could not hear each other on the phone.
28 Another prisoner was in the telephone next to Mr. Parker and I tried to communicate with him

1 via the telephone and this telephone was also shut off.

2 64. I told the deputy who escorted Mr. Parker to the Attorney Room that I couldn't
3 hear Mr. Parker because the phone was broken and he told me to press the intercom button.

4 65. I pressed the intercom button that is in the Attorney Room, which is used to
5 communicate with the deputies inside the module's control room. No one answered when I
6 pressed it. I pressed the button an additional three more times and all three times, no one
7 answered.

8 66. Ms. Price stated that she would go down to the Tower 1's Attorney Room's
9 deputies' desk to alert them about the phones.

10 67. When Ms. Price returned to the Attorney Room, Mr. Parker and I tried the phones
11 again and we were then able to hear each other.

12 68. I spoke to Mr. Parker and asked him if he was the prisoner who was involved in
13 the beating incident that had occurred on Monday, January 24, 2011 and he told me that he was.
14 I asked him for his name and he told me that his name was James Parker. I verified this
15 information to the wristband that was fastened on his wrist, which contains the prisoner's name,
16 booking number and other information.

17 69. I told him I was from the ACLU/SC's Jails Project and I asked if he wanted to
18 talk to me about what had happened.

19 70. I asked him to show me the injuries he sustained from the incident and he showed
20 me his left eye, which was swollen half way shut. He also showed me the stitches he received
21 over his left eyebrow. Using a ruler that is on my clipboard, I measured the area that was closed
22 with stitches. It was approximately two centimeters long. Mr. Parker also said that his left cheek
23 was swollen and that he felt like he had a gash inside his right cheek. Due to the reflection from
24 the overhead lights, I was not able to see anything inside his mouth, which was dark and I did not
25 have a flashlight. He stated that he had a lot of pain on the back of his neck, face, shoulder and
26 said that his left rib area was hurting as well. He stated that he felt like one of his ribs were
27 loose.

28 71. I asked him if he was taking any medication for the pain and he said that he was

1 given Motrin.

2 Friday, January, 28, 2011

3 72. On Friday, January 28, 2011, I visited Mr. Parker.

4 73. Mr. Parker told me that on Tuesday, January 25, 2011, when he was brought to
5 Module 142 from the Los Angeles County Medical Center (“LCMC”), a male nurse told him that
6 he needed to get the stitches he received the night before, over his left eyebrow, removed. He
7 didn’t know the name of the male nurse, but said he was chunky, Mexican and was Mr. Parker’s
8 height, which is five feet nine inches. He also said the male nurse had shoulder length, bushy
9 hair.

10 74. Mr. Parker said that he told the male nurse that the doctor at LCMC, who was an
11 Asian woman said that Mr. Parker was not going to have his stitches taken out until Tuesday,
12 February 1, 2011.

13 75. He told the male nurse that he was not going to get the stitches removed and he
14 was going to follow the LCMC’s doctor’s orders.

15 76. Mr. Parker stated that he was approached by another nurse at a later time, on the
16 same day, who also told him that he needed to remove his stitches. Mr. Parker told this nurse
17 that he was not going to remove his stitches because the doctor at LCMC said the stitches were
18 going to be removed on Tuesday, February 1, 2011.

19 77. Mr. Parker stated that he was again approached by the nursing staff on
20 Wednesday, January 26, 2011; Thursday, January 27, 2011; and today, Friday, January 28, 2011
21 to remove his stitches.

22 78. Mr. Parker said that the female nurse today was more adamant about getting his
23 stitches removed. He didn’t know the nurse’s name, but said she was Filipino, five feet two
24 inches or five feet four inches in height and had short hair.

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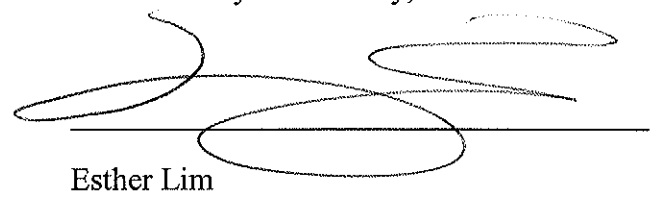
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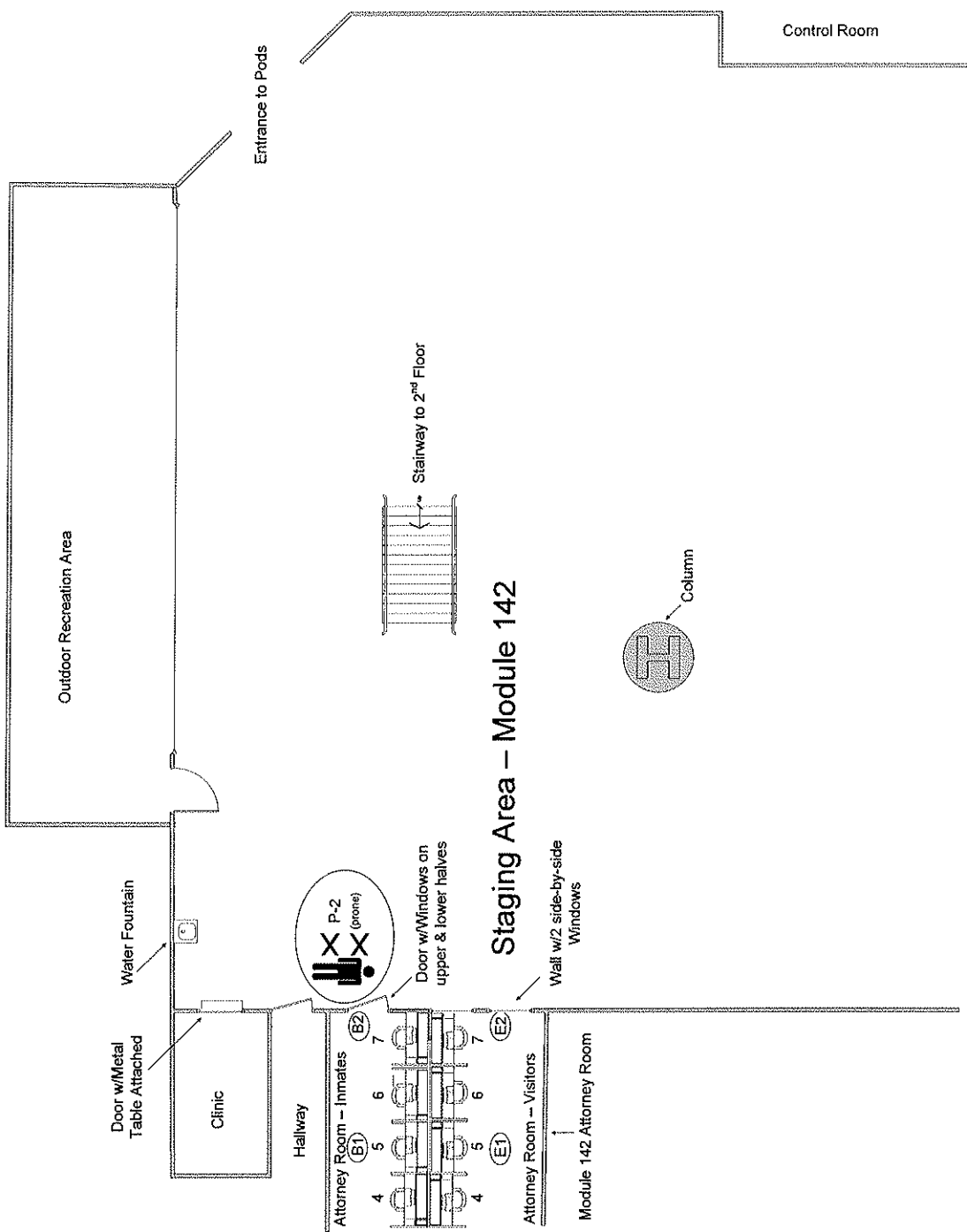
79. He again denied this nurse and didn't allow her to remove his stitches.

I declare under penalty of perjury of the laws of the State of California and the United States that the foregoing is true and correct. Executed this 4th day of February, 2011 in Los Angeles, California.




Esther Lim

02/04/2011



COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
LOG SHEET REPORT


02/04/2011

Detail or Station: CUSTODY DIVISION

Day: Monday
January 24, 2010

0530 WATCH COMMANDER'S REVIEW - LT. CHAVEZ

1330 WATCH COMMANDER'S REVIEW - CMDR. RUIZ/ LT. MURPHY

1450 ACLU VISIT- TTCF

Sgt. Johnson Reports, American Civil Liberties Union (ACLU) representatives Esther Lim, Theodore Livingston Young, Alexandra Leigh Howard and Hannah Zoe Weilbacher, visited Twin Towers Correctional Facility. They were escorted by Sergeant Brad Gray (#277068) and spoke with inmates housed in Modules 132 A and B Pod, 141 A Pod and 172 D Pod.

The ACLU representatives completed their interviews within approximately two-hours and forty-minutes. All comments made to Sergeant Gray regarding the visit were favorable.

Custody Division Operations Log entry completed by IRC Watch Deputy Paterno (#488650) at 1450 hours. (GAP)

1645 SIGNIFICANT USE OF FORCE- TTCF

Sgt. Johnson, Twin Towers Correctional Facility, reports at approximately 1645 hours this date, Two deputies escorted Inmate James Parker, booking #2540169, to the ABC Outdoor Recreation Area pending transfer to discipline Module 121 for possession of contraband in his cell.

Upon notifying Inmate Parker of his discipline status, Inmate Parker punched one of the deputies with his right hand, striking him on the left side of his face. Inmate Parker then charged at the deputy and continued to punch him in the torso area. The deputy gave commands for Inmate Parker to stop fighting and then punched him on the top of the head with his right hand. As Inmate Parker continued his attack, the deputy punched him an additional four-to-five times in the upper-torso area. Both Inmate Parker and the deputy went to the ground as Inmate Parker continued his attack.

The second deputy observed Inmate Parker punching the first deputy and gave verbal commands for him to stop fighting. As the second deputy went to assist, Inmate Parker punched him in the left rib area and continued his attack on the first deputy. The first deputy

**COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
LOG SHEET REPORT**

02/04/2011

Detail or Station: CUSTODY DIVISION

Day: Monday
January 24, 2010

kneed Inmate Parker one time in the face in self-defense. Inmate Parker continued his attack as the second deputy utilized his taser, striking him in the mid-back area. Inmate Parker continued punching the first deputy. The second deputy then dry-stunned Inmate Parker three times in the back area and one time in the right hamstring. Inmate Parker then stopped fighting and was handcuffed without further incident.

The first deputy sustained a swollen right-hand and redness and swelling to the left side of his face. The first deputy was treated for his injuries at U.S. Healthworks. The second deputy did not sustained any injuries.

Inmate Parker sustained a 2 cm. laceration on his left eyebrow and swelling to the left side of his head. The taser darts did not penetrate his skin. He was escorted to the Tower One Clinic for examination and treatment and then transferred to L.C.M.C. for additional treatment. (AB)

2130 WATCH COMMANDER'S REVIEW - LT. MURPHY/ LT. SAUNDERS

2358 WATCH COMMANDER'S REVIEW - LT. CHAVEZ

2359 LOG CLEARANCE

No further entries. (AB)

1 **Declaration of Christopher Brown**

2 I, Christopher Brown, hereby declare:

3 1. I make this declaration based on my own personal knowledge and if called to
4 testify I could and would do so competently as follows:

5 2. I am ^{CB} a thirty-four years old. I was placed in Module 142, Pod F, Cell 3 of Twin
6 Towers Correctional Facility ("TTCF") January 18, 2011 and was still there on Monday, January
7 24, 2011. My booking number is 1365261.

8 3. On January 24, 2011, I was called out of my cell and was told over the public
9 announcement ("PA") speaker that I had a visit in the Attorney Room. I don't know what time it
10 was because I don't have a watch and the modules and the pods don't have clocks. We don't
11 even go out to the Outdoor Recreation Area much so I can't really tell what time it is. But I think
12 it was around dinner time because I remember that I was eating the burrito that was served to us
13 for dinner as I was walking to the Attorney Room.

14 4. I went to the Attorney Room and Esther Lim from the ACLU of Southern
15 California's Jails Project was there to speak to me. There is a diagram attached to this
16 declaration as Exhibit 1 that depicts the attorney room and the surrounding areas. I sat in
17 telephone booth number five, directly across from Lim. The spot where I was sitting, facing Ms.
18 Lim is marked as B1 on the diagram and the spot where she was sitting is marked as E1. The
19 booth had a window partition separating us.

20 5. While speaking to Ms. Lim, I heard cussing, someone say "motherfucker",
21 scuffling noises, boots squeaking and thuds from repositioning feet and other noises that sounded
22 like a fight, so I stood up and walked over to door that was to the left of where I was sitting.

23 6. This door separates the Attorney Room from the Staging Area, which is on the
24 other side of the door. The Staging Area is a large area that contains the Outdoor Recreation
25 Area and you would have to go through this area to get to the pods on that module. The Staging
26 Area is on the attached diagram.

27 7. The door that I looked through had ^{CB} two windows on it; a window on the upper
28 half of the door and a window on the lower half of the door. The windows were approximately

1 two feet in height and one and a half feet in length. The place where I was standing, looking into
2 the Staging Area through the window on the door that separates the Attorney Room from the
3 Staging Area is marked on the attached diagram as B2.

4 8. I saw an inmate, who looked African-American, whom I later learned was Parker.
5 He had big braids that were sticking out from his head and was standing next to the water
6 fountain in the Staging Area with his hands covering his face with two deputies punching him.
7 At this point, I could only see the deputies' backs, but could see both of them punching Parker.
8 The spot where I first saw Parker is depicted by a black figure with P-1 next to it and the deputies
9 who were punching Parker are depicted by the two X's on the attached diagram.

10 9. I looked back over to Ms. Lim who was standing at the window in the Attorney
11 Room and I shrugged my shoulders at her and said, "See. It's happening now."

12 10. When I looked back over to Parker, I saw him stumbling forward, towards me,
13 falling to the ground, in between the two deputies, with his hands out in front of him. When he
14 hit the ground, I saw Parker's arms fall to his side.

15 11. He looked like he was knocked out because he appeared limp.

16 12. When Parker fell, his head was up against the door where I was standing. When
17 he fell, he was closer to where I was standing than he had been when he was standing up at the
18 drinking fountain. The spot where Parker fell is depicted by the black figure with a P-2 next to it
19 on the diagram.

20 13. The drinking fountain in the Staging Area is about ten feet away from the door
21 where I was standing.

22 14. At this point, I was able to see both deputies' faces and I saw Deputy Hirsch,
23 whom I know because I had seen him working on my module many times, punching Parker who
24 was on the ground. I saw Deputy Hirsch kneeling over Parker, punching his face and head area
25 about two to three times. I then saw Deputy Hirsch kneeling Parker on the head and neck area
26 about three times.

27 15. After I saw Deputy Hirsch kneeling Parker, I saw Deputy Hirsch place his hands
28 on the wall, bracing himself as he kned Parker in the facial area and then saw him jump up then

1 down, hitting Parker again in the same area with his knee.

2 16. At this point, I yelled at Deputy Hirsch three times to "Stop." Deputy Hirsch did
3 not stop and he did not look over at my direction.

4 17. I then saw Deputy Ochoa, whom I know because I had seen him working on my
5 module, put the taser gun up against Parker's leg, pull the trigger and heard the sound of the taser
6 gun, which sounds like "ch ch ch ch" and seeing the spark from the taser gun. Deputy Ochoa
7 then yelled at Parker, "Stop fighting" and "Stop resisting" and then tased him again. Deputy
8 Ochoa again yelled at Parker, "Stop fighting" and "Stop resisting" and tased him once more.

9 18. When Deputy Ochoa yelled at Parker to "Stop fighting" and "Stop resisting";
10 Parker was not fighting or resisting before or after those commands. He looked like he was
11 knocked out.

12 19. While Deputy Ochoa was tasing Parker, I saw Deputy Hirsch pulling his hands
13 away from Parker's body, shaking his hands and saying, "Ow! Fuck!" Deputy Hirsch did that
14 every time Deputy Ochoa was tasing Parker. Deputy Hirsch was punching Parker while Parker
15 was being tased and it looked like Deputy Hirsch was feeling the shocks when Parker was getting
16 tased.

17 20. I could also see Parker going into convulsion-like movements when he was being
18 tased. Parker's body would lock up and then shake when he was being tased. He looked like he
19 was having a seizure. I know what people look like when they are having a seizure because I
20 used to have seizures and I had a cousin who had seizures.

21 21. The minute or so of what I saw of Parker lying on the ground, I didn't see him
22 moving at all, other than what looked like convulsions when he was being tased. He was not
23 fighting with the deputies or trying to resist. He was just lying there.

24 22. I stopped watching because I saw Deputy Ochoa look at me, point his index finger
25 at me and heard him yell, "Lay down on your stomach and face the fucking wall." I immediately
26 complied and did what Deputy Ochoa asked me to do.

27 23. I was on my stomach in the Attorney Room for approximately ten minutes. I did
28 lift my head up once after a few minutes to see if Ms. Lim was still in the Attorney Room. She

1 was no longer in the Attorney Room, but I did see several deputies walking into the Attorney
2 Room on the side of where Ms. Lim had been sitting, not where the inmates would sit.

3 24. While I was lying there, I heard someone, I could not see who, ask Parker, "What
4 happened, Parker?" That's when I figured out that it was Parker whom Deputies Ochoa and
5 Hirsch had beaten. I heard Parker mumbling. I then heard someone say, "Bring out the gurney."
6 I think a gurney was brought up because I heard squeaking wheels that sounded like a gurney.

7 25. I could also see the flashes from a camera, so someone, I don't know who, since I
8 was lying on my stomach with my head away from the door, was taking pictures behind me
9 where the beating had happened.

10 26. I saw a sergeant and I asked him if I could get up. He said that I could, so I got up
11 and sat on the stool in telephone booth number six, which is closer to the window than telephone
12 booth number five. The attached diagram shows the relationship of telephone booth five to
13 booth six. I don't know the sergeant's name because his name was on a gold name tag, so the
14 reflection made it difficult for me to see his name. But he was White, around my height, which
15 is six feet three inches, and had a gray crew cut.

16 27. I could also see through the lower part of the door through its window, that a
17 trustee was mopping up a red substance that looked like blood. I was not able to see how much,
18 but I could see some of the mop strings slide under the door and could see the red substance on
19 the mop. Some of the water that was used to mop up that area also spilled under the door.

20 28. The same sergeant with the gold name tag came up to me and chatted with me. I
21 told him that I served in MOS or Military Occupation Specialities and he told me that he was a
22 13 Foxtrot and I told him that I was a 31 Uniform. He then asked me what happened and asked
23 me if I wanted to talk about it on tape. I told him, "Yeah, that's fine."

24 29. Deputy Ochoa was present during this part of the interview.

25 30. As I was telling the sergeant that I saw Deputy Ochoa punching Parker, Deputy
26 Ochoa stared at me in an aggressive manner, so I asked him "What?" He aggressively said
27 "What?" back at me.

28 31. The sergeant then said, "Alright, hold on" and walked off with Deputy Ochoa.

1 32. While I was waiting for the sergeant to come back, I saw Deputy Hirsch and asked
2 him, "How's your hand?" Deputy Hirsch said to me, "It hurts. I think I might have slipped a
3 knuckle. I don't think it's broken."

4 33. I told him that a lady from the ACLU was here and saw what had happened. I
5 told him, "I'm tired of this shit; the violence." Deputy Hirsch then said to me, "My advice is to
6 stay out of it. It doesn't have anything to do with you."

7 34. Approximately twenty minutes later, the sergeant with the gold name tag came
8 back to where I was still sitting in the Attorney Room. *and I saw him carrying a video camera.* Sergeant Ramos was with him. I was
9 able to see Sergeant Ramos' name because it was stitched onto his uniform and it wasn't
10 imprinted on a gold name tag. Deputy Ochoa was not with them.

11 35. The sergeant with the gold name tag then asked me again if I wanted to talk about
12 what happened on tape and I again told him, "Yeah." ~~They both left and returned back with a~~
13 ~~video camera.~~

14 36. I told them that I didn't feel comfortable talking in the Attorney Room because
15 there is an intercom speaker inside the room and it can be activated by the control room and any
16 one in the control room could hear the conversation. Sergeant Ramos said that all the trustees are
17 in another room, so they won't be able to hear and that the deputies in the Control Room can't
18 hear either.

19 37. Sergeant Ramos then said, "If you fear for your safety, you don't have to do it." I
20 felt very intimidated by this comment like he was trying to discourage me from saying anything.

21 38. They then began to interview me about what I saw without the camera being on. I
22 could see that the sergeant with the gold name tag had the camera to his side and I didn't see a
23 red light flashing on the camera.

24 39. Sergeant Ramos told me not to speak about what I thought or believed, just about
25 what I saw and heard.

26 40. Sergeant Ramos said to me while I was telling them what I saw and heard, "Well,
27 you look uncomfortable. It looks like you don't want to say anything." Again, I felt intimidated
28 by Sergeant Ramos and felt like he was trying to discourage me from talking about what I saw.

1 Even though I felt intimidated and discouraged by Sergeant Ramos, I wanted to talk out of duty.
2 I thought, if someone had seen me being beat up by deputies like the way it happened to Parker,
3 I'd want that person to stand up for me and tell what happened.

4 41. I told the sergeant with the gold name tag and Sergeant Ramos that I thought
5 Deputies Ochoa and Hirsch went too far. Sergeant Ramos told me, "you should see the bump on
6 Hirsch's head from when he [Parker] hit him."

7 42. I told Sergeant Ramos, "That's not what I saw. He wasn't fighting and he wasn't
8 combative."

9 43. Sergeant Ramos also asked me who my visitor was and I told him that it was
10 some chick who came to see me. He then said, "Well, I know who she is and where she's from,
11 but it's not going to change my report. This isn't criminal, it's administrative."

12 44. The sergeant with the gold name tag then turned on the camera, faced it towards
13 me and both the sergeant with the gold name tag and Sergeant Ramos announced themselves
14 verbally and re-interviewed me.

15 45. One of the questions they asked me is if I saw the deputies hit Parker with a
16 weapon and I told him that I didn't see them hit Parker with a weapon, but I saw both Deputies
17 Ochoa and Hirsch punching and kneeing Parker pretty good. I also said that I saw Deputy Ochoa
18 tasing Parker a lot.

19 46. I felt that this interview was not in depth, specific and detailed as the unrecorded
20 interview. For example, they didn't ask me how many times I saw each of the deputies punch
21 Parker like when they asked me in the unrecorded interview. I also felt very nervous and
22 uncomfortable during the interview because of Sergeant Ramos' comments during the
23 unrecorded interview.

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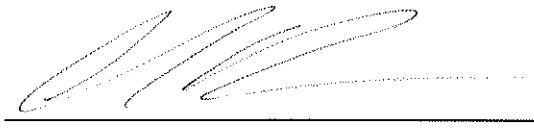
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1 47. The sergeant with the gold name tag then turned off the camera and he and
2 Sergeant Ramos escorted me out of the Attorney Room and back to my pod.

3 I declare under penalty of perjury of the laws of the State of California and the United
4 States that the foregoing is true and correct. Executed February 2, 2011 in Los Angeles,
5 California.



Christopher Brown

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