

Ann Arbor PD Follow-Up Report

Case No. 110000289
Report No. 110000289.16
Report Date: 1/15/2011

Ann Arbor PD
100 N Fifth Ave
Ann Arbor, MI 48104
734 794-6900

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Subject: [REDACTED] Transcript (1 of 5)

Case Report Status	A - Approved	Entered On	1/27/2011 5:24:13 PM	Reporting Officer	
Agency County	81 - Washtenaw	Entered By	48400 - Reynolds, Marjorie	Assisted By	52400 - Tacey, Gerald
Agency City/Township	89 - Ann Arbor	Verified On	2/1/2011 12:57:46 PM	Agency Assisted	
Occurred On	1/15/2011 3:30:00 AM	Verified By	43700 - Briney, Chris	Call for Service #	
Or Between		Approved On	2/1/2011 12:57:52 PM		
Business Name		Approved By	43700 - Briney, Chris		
Location	[REDACTED]	Related Cases			
CSZ	Ann Arbor, MI 48104	Disposition	Active		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Ann Arbor PD		
Sector		Report Type	Follow-Up Report		
Map		Division	Investigations		
Call Source	Telephone	Notified			
Vehicle Activity		Related Cases			
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative 11-289
CSC
1101/1-26-11
Det. Tacey/524

TACEY: It's approximately 11:01 hours on January 26, 2011, in Ann Arbor Police Department interview room #337. Present is [REDACTED] [REDACTED] can you state your name and spell it for us please.

TACEY: Okay. And what's your date of birth please?

TACEY: And your address?

[REDACTED] Bloomfield Hill, Michigan.

TACEY: Also present is MR. [REDACTED] attorney, JOHN SHEA.

SHEA: That's me.

TACEY: And Det. Lencioni.

LENCIONI: Here.

TACEY: And the reason we're having this meeting/interview is in regard to a case on Ann Arbor Police Department CR# 11-289, and I want to make sure you understand the investigation that's going on [REDACTED]. It was alleged, and a police report was made that beginning on the night of January 14th, which was a Friday, and going into the early morning hours of January 15th, a person by the name of [REDACTED] was...met with you and some other people, eventually went to your residence at [REDACTED] and she is alleging that a sexual assault occurred between yourself and her, and also with [REDACTED] and her. Okay. You understand the reason for this meeting?

[REDACTED] Yes I do.

TACEY: Okay. And it's my understanding that you want to give a statement in regards to what happened?

[REDACTED] Yes.

TACEY: Okay. You are here with the benefit of counsel, with MR. SHEA.

[REDACTED] Yes.

TACEY: I want you to understand that you're not under arrest.

[REDACTED] Yes.

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TACEY: And as far as we're concerned after this meeting and your statement, you're going to be walking out of here with MR. SHEA. Do you understand that?

[REDACTED] Yes sir.

TACEY: Alright. Very good. Okay. In relationship to this whole case, it revolves around a lady by the name of [REDACTED] are you familiar with her?

[REDACTED] Yes I am.

TACEY: How do you know her?

[REDACTED] When I came here last year, the school, in the winter semester, I met her through mutual friends.

TACEY: Who are those friends?

[REDACTED] Uhm, some of the kids over at Eastern Michigan, like, I met her through people like [REDACTED] and then I knew [REDACTED] from high school, cause just...because of basketball and things of that nature.

TACEY: And this was winter semester?

[REDACTED] Winter semester of last year, 2010.

TACEY: Okay. How often do you hang out or contact her, friends with her?

[REDACTED] We've only had about five to six actual encounters and then on the phone maybe one time when I had her number for a short period of time we'd text for a little bit.

TACEY: Okay. Now with regards back to January 14th going into January 15th, how did you end up meeting up with [REDACTED] that night?

[REDACTED] Uhm, I actually saw [REDACTED] out. It was about 1:30 in the morning and we saw her out at a nightclub over here in Ann Arbor, used to be called Studio 4, now called the The Dream, I guess.

TACEY: Okay. And what happened out there at the nightclub?

[REDACTED] It was just a random seeing of each other and me and [REDACTED] and my friends, a friend from back home and a couple other guys from Eastern Michigan went to the club together in my truck, and when we got there we happened to run into [REDACTED]

TACEY: And, so you were with [REDACTED] and that's [REDACTED]?

[REDACTED] Yes.

TACEY: Who is your friend from Detroit?

[REDACTED]

TACEY: Okay. Who else was there with you?

[REDACTED]: [REDACTED]

TACEY: Alright.

[REDACTED] And there was two more guys.

TACEY: And...

[REDACTED] I can't give you full names. I know...I don't know if they're nicknames or not, but one's got a ni...one guy goes by [REDACTED].

TACEY: Okay.

[REDACTED] Couldn't tell you his last name, and then another guy, I think it's a nickname, [REDACTED]

[REDACTED] I guess how you spell it.. [REDACTED]

TACEY: [REDACTED]

[REDACTED] Yes.

TACEY: Okay.

SHEA: Are you...did...have they ever spelled it for you, or are you just...you just sounding it out?

[REDACTED] I was just sounding it out. He knows (inaudible).

TACEY: Just so I understand, you know [REDACTED] from high school and basketball?

[REDACTED] Yes.

TACEY: [REDACTED] is a friend of yours from school?

[REDACTED] Yes.

TACEY: How do you know [REDACTED]?

[REDACTED] Same thing. He, uhm, used to play basketball in high school, but he doesn't play anymore. He just goes to Eastern, and the other two guys I met through them when I came up here.

TACEY: How are you guys getting to the club?

[REDACTED] We all rode in my truck.

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TACEY: So, you're with the group of guys, you're there at the club, it's 1:30...
[REDACTED] Yep.
TACEY: ...you see [REDACTED] there...
[REDACTED] Yeah.
TACEY: ...and what happens next?
[REDACTED] Uhm, at that point, she...we recognized each other, she gives [REDACTED] a hug, the other guys from Eastern a hug, and she gives me a hug, and just regular conversation. We all was just sittin' there talkin' for a short period of time.
TACEY: How is she acting at this time?
[REDACTED] Uh, she was excited...she actually jumped on me kinda when she gave me a hug and I didn't see how she was with the other guys but it had been a while since we had seen each other, so it was just a mutual hey, how you doin' type of thing.
TACEY: How long is your conversation that you're having with her?
[REDACTED] Uh, this lasted about a minute or two, just normal things, like hey, how you been, all that type of thing.
TACEY: And then what do you do after that?
[REDACTED] Uhm, and then at that point since it was 1:30, that club closes at 2, and we didn't stay till the end, so we could've been in there a total of 15 minutes, so we'd say hey to her and then, like I say, we talked for one or two minutes and then we leave about five minutes after that...me and the other, I think it's five guys.
TACEY: And where do you go?
[REDACTED] We get in the car and we go back to my house.
TACEY: Okay. Then what happens?
[REDACTED] Uhm, through that ride home, uhm, [REDACTED] had brought up how we had just seen [REDACTED] and [REDACTED] had two girls with her. I don't know those girls. I think the other guys from Eastern know them, but I couldn't tell you for sure, but I don't know them, so [REDACTED] says, uhm, hey, let's invite [REDACTED] and her friends over, so on the car ride back to my house, just communication between them two, like, between texts and callin' and stuff, because...to try to get them over there so...
SHEA: Who was doing that?
[REDACTED] [REDACTED] was callin' her and texting her.
SHEA: Did you have [REDACTED] number in there?
[REDACTED] No, I didn't have [REDACTED] number.
TACEY: And then what happens?
[REDACTED] Okay. And then, uhm, they were trying to communicate.. [REDACTED] was trying to communicate to [REDACTED] how to get there exactly cause she had been over to my house back in that winter semester when I told you I had originally met her and it was kind of confusing since she hadn't been there in awhile, so we were like, okay, I need gas anyway, so there's a gas station down the street, a Shell gas station on South Main, just meet us there, cause they were in the area and they were like, okay, so me, [REDACTED] and [REDACTED] all get in the car and we ride to the gas station, so uh...
TACEY: Hang on one second.
[REDACTED] Okay.
TACEY: You...
SHEA: The five guys.
TACEY: Everybody is?
[REDACTED]: Yeah.
TACEY: Okay. Alright go ahead.
[REDACTED] And then, we're there, we pull up, and then uhm, not everybody goes into the store. The ones I know for sure went in the store are me and [REDACTED] I think [REDACTED] stayed in the car. I can't say for sure though, and I believe [REDACTED] was there, but I can't say for sure though, but I know for a fact that me and [REDACTED] were in the store together.
TACEY: Okay.
[REDACTED] And uhm, we were in there just getting' snacks and regular drink, like Arizona iced tea, just regular stuff like that uhm, we were in there for about five minutes and then we see a gold

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car pull up...might've been a gold Camry, I can't tell you for sure though, but a car like that, and uhm, [REDACTED] I see her coming into the store. Originally, when she first got out of the car I couldn't tell you if she was driving or not, but I think she was the one that pulled up, but I can't say for sure I saw her in the driver's seat get out, but I saw her come into the store, and then I saw the other two girls in the car with her so, she comes in there and uhm, [REDACTED] is...has, like, a loud personality. She talks kind of loud and stuff, so she comes in there and kinda is loud and says, like, I want somethin' too, so whatever...whatever get me a drink. I can't...I don't know the exact dialogue, but something of that nature, and then she grabbed something and then me and [REDACTED] get all the rest of our stuff and we add her things to it and then we get it and I get back in my driver's seat...

TACEY: I'm going to stop you right there for a second. Is there any other conversation that's going on in the store?

[REDACTED] No, that was it.

TACEY: That was it?

[REDACTED] Yep.

TACEY: I need to go back to a point you said just a little bit earlier here. Uhm, how many times has [REDACTED] been at your residence, and by your residence I'm talking [REDACTED]

[REDACTED] Yes, uhm, she's never been to that residence because I had another apartment in the same complex, and I just moved to a different apartment, but she's been to my place, do you know what I'm sayin', like, had another place...it's in Meadow Mews I had another apartment...

TACEY: Yeah, do you remember what that address was?

[REDACTED] I couldn't tell you...I don't remember...

TACEY: But it's still...

SHEA: We could get it for you if that's important.

TACEY: No, it's not important, but Meadow Mews, is that what it's called...

[REDACTED] Meadow Brook.

TACEY: Meadow Brook is what it's called.

[REDACTED] No.

TACEY: Meadow Mews, but it's part of this [REDACTED]

[REDACTED] Ye...no, no, no, no...

TACEY: No.

[REDACTED] There's two sides. Willow Mews has a [REDACTED] and then they have an [REDACTED]

TACEY: Okay. Yeah.

[REDACTED] So, I used to live on the [REDACTED] but I moved out of there for this year and went on to [REDACTED], so she knew the general vicinity of where I stayed.

TACEY: Okay. Jus...

SHEA: His question was how many times do you think she had been...

[REDACTED] She...she had been to the [REDACTED] place I'd say two times.

TACEY: Okay. And just reading back here from my notes, she's never been to the [REDACTED]?

[REDACTED] Not yet, nope.

TACEY: Not until, that night?

[REDACTED] That night.

TACEY: Alright, very good. Okay. So, you're at the...we're at the point where you're at the gas station, you buy the stuff for her, and you said now you're leaving to go out...back out to the cars?

[REDACTED] Yeah.

TACEY: Okay. And then what happens?

[REDACTED] Uhm, I get into the driver's seat, [REDACTED] gets back into the car. Like I said, [REDACTED] may have been with us or something like that, so everybody gets back in the car, but I get in the driver's seat and [REDACTED] gets into the driver's seat of the other car...

TACEY: Okay.

[REDACTED] And uh, I drive off, she follows me but...

SHEA: She follows you driving?

[REDACTED] She follows me driving, yes, and uhm, like I said, that gas station is right down the street, so it's like about a 20 second drive, we pull into...we pull...we turn right onto [REDACTED] and then make a left into the subdivision, go down a little bit and then make a right into where I stay at

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█...
TACEY: Mmm-hmm.
█ ...and uhm, I pull into my garage and she pulls into like the driveway behind the garage over there, and then uhm, all of us walk in.
TACEY: How do you get in?
█ I just walk in.
TACEY: Through the garage door, through the front door?
█ Through the garage door is the door, and then...
TACEY: And how does she get in?
█ The garage door.
TACEY: She comes in through the garage door too? How about the other two girls?
█ You know what, I...I can't say that for sure. I saw her walk in, but I left the garage door open and I walked in first...
TACEY: Okay.
█ ...and then something...and then I guess one of my friends closed the garage door. I didn't see exactly what happened though. I know I walked into the garage door and...
SHEA: Could you have gotten in any other way?
█ She...she could've gotten in the front door. She would've...she could've not went in the garage door and she could've went through the front door, but like I said, I didn't see exactly how...
TACEY: Right.
█ ...everybody got in.
TACEY: Okay. So you get in, you went through the...
SHEA: Well, hang on a second...would that front door have been locked or unlocked? I mean, how would they have gotten in the front door?
█ Uhm...
SHEA: Someone would have to go in to let them in, okay.
█ Someone...yeah, someone would have to let them in, yeah.
SHEA: Okay. Sorry.
TACEY: No. No problem. Okay. So, now specifically you, you get in through the garage door...
█ Yes.
TACEY: ...what do you do next?
█ Uhm, I have a li...it's a three-story townhouse, so everybody...I...I go into the...the middle part of it where my living room is, like, TV/kitchen area...
TACEY: Mmm-hmm.
█ ...and I go sit down in my living room for, like, 30 seconds I would guess, and wait for everybody to come in.
TACEY: Okay.
█ And uhm, everybody's in there, like I said, I don't know exactly how everybody got in, because the way I was sittin' is away from the doors, but at this point everybody's in and all the doors are closed, and everybody's in there and a little time passes while everybody's in there, about one minute, and then I go upstairs to my room and I put my phone on my charger.
SHEA: Is that why you went upstairs?
█ Yeah, I put my...that's why I went upstairs, to put my phone on my charger.
TACEY: Alright.
█ Uhm.
TACEY: Then what happens?
█ And then, this is the part that is gettin' into, like, when me and █ were together. I don't know if you wanted to start to ask me anything...
TACEY: Nope, no, I need to know what...what happens next.
█ I go into my room, I come out, and then directly across from my room is my guest bedroom, and near the doorway I see █ and █ standing there.
TACEY: They're in the bedroom?
█ Yes. They're...

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TACEY: Or they're in the doorway?
[REDACTED] No, they're in there but they are like right next to the doorway so I can see them.
TACEY: Okay.
[REDACTED] And I questioned them and be like...I was, like, what are you guys doin', and then uh, [REDACTED] said something in the nature of she had to use the bathroom. I was, like, why didn't you just take her downstairs, because on my middle floor there is a bathroom there, and then he was, like, uhm, one of her friends is down there using the bathroom so I had to take her up here, and I was like okay, go [REDACTED] or whatever, so she uses the bathroom. She's in there for about a minute or two and then she comes out and then uh...
SHEA: Where were you and where was [REDACTED] when she was in the bathroom?
[REDACTED] We were just. [REDACTED] was standing outside the bathroom door and I was standing closer to the door exiting the room and then we were just sitting there waiting and then like I said, she comes out and I'm walking downstairs. [REDACTED] still...still is in the (inaudible) bedroom, I'm walking downstairs like okay I guess everybody's gonna come downstairs, and then [REDACTED] grabs me to...she doesn't want to go downstairs and I...
TACEY: Where did she grab you at?
[REDACTED] I was walking down the stairs this way, she was this way and she, like, grabbed my arm like to tell me something.
TACEY: So, you're on the staircase heading down.
[REDACTED] Yeah.
TACEY: And you indicated that she grabbed your left arm?
[REDACTED] Yeah.
TACEY: Okay. (Inaudible) want to stay up here or somethin', and then next she said something...I...
SHEA: She grabbed you, what...what do you do, I mean, do you guys stay in the hallway and she grabs you and where do you go?
[REDACTED] She grabbed me and then we just stayed right there cause I just paused to see what she wanted, and then she, at that point that's what I'm getting' to next, she...I can't give you a direct quote, but she makes some type of sexual reference to me, like, because me and [REDACTED]. [REDACTED] had a prior sexual history, so she was making some type of sexual reference to that like, I can't give you exactly what she said, but somethin' about having sex with me.
TACEY: Okay. We're going to get into this prior sexual history here in a little bit in the future...
[REDACTED] Okay.
TACEY: ...but can you paraphrase what she said to you? I mean, I understand you can't give me a direct quote, but uhm, something's making you think in relation to this incident before.
[REDACTED] Yeah, yeah, yeah, she was like, come on, let's go have sex again, let's...she...she was using the expression like, she was like, come on [REDACTED] let's go fuck again or something like that.
TACEY: Okay. Where's [REDACTED] at this time?
[REDACTED] He's still in, uhm, the bedroom...to my knowl...like, at that point I can't say that he was in there for sure, but I believe he was still standing where he was.
TACEY: Alright, after she says that to you, what happens next?
[REDACTED] And then, uhm, she wants to...actually, she grabs me and she wants to go in my room...
TACEY: Okay.
[REDACTED] ...but I'm like, no [REDACTED] I don't want to go in my room, and then uh, I was about to go downstairs, but like I said she held onto me, she was like no, she kept pressing the issue of, like I said, if I had to paraphrase it, come on [REDACTED] like, she'd just reiterate it again, come on [REDACTED] let's do it again, let's fuck again (inaudible) something like that, and then ultimately, uhm, I go into the guest bedroom with her. I just, I was, like, alright come on [REDACTED] but I didn't say let's have sex, I was just like come in here...come in her [REDACTED] and uhm, at this point it's me, her, and [REDACTED] are in the room at this point, and I know I said I didn't know if he was exactly in there, but uhm, I...I can't remember...remember exactly if when I went in there [REDACTED] and me and her...me and him were in here...there with him or me and him walked in there first...I mean, me and her walked in there first and then he came, like, directly after that. I can't...it was...I just can't remember that part.

