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IN THE DISTRICT COURT IN AND FOR OKLAHOMA COUNTY,  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
)  
Plaintiff, )  
vs. ) CASE NO.: CF-2014-5869  
)  
DANIEL K. HOLTZCLAW, )  
)  
Defendant. )

FILED IN DISTRICT COURT  
OKLAHOMA COUNTY

APR 20 2016

TIM RHODES  
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TRANSCRIPT OF THE JURY TRIAL

HAD ON THE 23RD DAY OF NOVEMBER, 2015,

BEFORE THE HONORABLE TIMOTHY R. HENDERSON,

DISTRICT JUDGE IN AND FOR OKLAHOMA COUNTY,

OKLAHOMA CITY, OKLAHOMA

\* \* \* \* \*

VOLUME XII OF XVIII

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MAY 26 2016 *man*

ATTORNEY GENERAL

FILED  
IN COURT OF CRIMINAL APPEALS  
STATE OF OKLAHOMA

MAY 26 2016

MICHAEL S. RICHIE  
CLERK

REPORTED BY: Kristin L. Taylor, RPR

2763-3028

1 THE COURT: All right. If you'll have a seat over  
2 here in this chair. Once you get situated, pull that  
3 microphone right around in front of you. If you would state  
4 your name and spell it for us, please.

5 THE WITNESS: My name is Regina Copeland.  
6 R-E-G-I-N-A, C-O-P-E-L-A-N-D.

7 THE COURT: All right. Thank you, ma'am.  
8 Mr. Gieger, you may proceed.

9 MR. GIEGER: Thank you, your Honor.

10 REGINA COPELAND,  
11 was called as a witness, after having been first duly sworn,  
12 and testified as follows:

13 DIRECT EXAMINATION

14 BY MR. GIEGER:

15 Q Ms. Copeland, if I can, ma'am, I'd like to turn your  
16 attention back to April of 2014, all right?

17 A Yes, sir.

18 Q Ma'am, can you tell the jury back in April of 2014  
19 where you were living and a little bit about what your  
20 lifestyle was, please?

21 A I was living on the northwest side off of 23rd and  
22 Meridian. I had an apartment there. I worked for Heartland  
23 Maintenance. What I do -- I was cleaning office buildings.  
24 And I was alcoholic and I was struggling with my addiction.

25 Q And was that something that you were actively

1 drink?

2 A Yes.

3 Q Tell us a little bit about why you would go to that  
4 location and what happened there.

5 A Well, it was a location where it was two liquor stores  
6 and it was a vacant parking lot where people would hang out  
7 and drink.

8 Q Did you do that that night?

9 A I had been there earlier that day.

10 Q Earlier that day.

11 Okay. At some point, ma'am, did you come in  
12 contact with a police officer?

13 A Yes, sir.

14 Q Okay. Tell me from the time you started drinking I  
15 guess that day, just generally get me up into where you come  
16 into contact with the police officer. What had you done?

17 MR. ADAMS: I'm sorry. Did we get a date on this?

18 MR. GIEGER: I haven't asked her a specific date  
19 yet. Just April of 2014 at this time, Counsel.

20 Q (By Mr. Gieger) Do you remember the exact date, ma'am?

21 A I don't remember.

22 Q That's okay. Tell me what you remember about the day  
23 that the police officer stopped you.

24 A I remember it was dark and I had dropped off someone on  
25 that street that I was on.

1 Q Tell me about that person. Why had that person been  
2 with you and why did you drop them off?

3 A She was a lady that -- she goes to that area to drink  
4 also.

5 Q Did you know her?

6 A I knew her face. She wasn't a friend of mine.

7 Q Was it a situation, ma'am, that --

8 A She asked me for a ride.

9 Q -- that -- that people were drinking together and  
10 that's -- that was your association with her is you  
11 occasionally --

12 A Yes.

13 Q And that night you drank some?

14 A Yes.

15 Q She --

16 A That evening I drunk some.

17 Q And I'm sorry. You had said it's already dark outside  
18 and you gave her a ride home.

19 A Uh-huh.

20 Q After you dropped her off -- is that on the northeast  
21 side of town that you dropped her off?

22 A Northeast off of -- around 15th and Kate. And I think  
23 that next street is Kelham on the stop sign where I got  
24 stopped at.

25 Q Were you driving drunk?

1 A I had had something to drink that day. And -- but at  
2 the time when I got stopped the officer asked me had I been  
3 drinking. I said yes.

4 Q All right. So you drop off your friend -- your  
5 acquaintance I should say.

6 A Uh-huh.

7 Q And then you drive over to -- about how far from where  
8 you dropped that person off to where you got stopped is it  
9 if you know?

10 A Just a -- maybe a thousand feet or something.

11 Q Not very far?

12 A No.

13 Q So you're at a stop sign?

14 A I'm at a stop sign.

15 Q Tell me what happens.

16 A Just like when the police stops you. He turns on those  
17 flashing lights and I pulled over. And I ask him what  
18 happened, what I did. He said that I -- I did a rolling  
19 stop. I came to a rolling stop, like, you know, you don't  
20 do a complete stop.

21 Q Okay.

22 A So he asked me for my driver's license. And I gave it  
23 to him. And he went back to his car. He came back and he  
24 asked me to step out of the car. And he searched my car.  
25 He didn't find anything but he said he smelled alcohol. So

1 he said he was gonna take me to detox.

2 Q He told you he smelled alcohol?

3 A Uh-huh.

4 Q Okay.

5 A So he said he was gonna take me to detox.

6 Q Did you respond?

7 A Yes, I said -- he said that I would have to leave my  
8 car there and he was gonna take me to detox. And I -- I  
9 said: Please, Officer, don't -- I don't want to leave my  
10 car here. You know, it's in a bad area. Someone will break  
11 into my car. And he let me -- I told him I could take my  
12 car to a relative's house that was close in the area. He  
13 let me take my car to my relative's house.

14 Q Ma'am, before he did that did he search you in any way?

15 A Yes, he searched me.

16 Q Okay. Where did that happen? Did that happen at --

17 A At -- at where I was on 15th and Kate in between  
18 Kelham. After he searched my car and I stepped out of the  
19 car he didn't find anything, he told me to pull my pants  
20 down.

21 Q Can you tell me a little bit about -- first of all what  
22 kind of pants were you wearing if you recall?

23 A All I know is they were pants. I can't remember what  
24 color.

25 Q Okay. And so --

1 A I ask him was he supposed to do that.

2 Q Did he -- had he pat searched you in any way or do any  
3 of that thing? Or did he just say, "Pull your pants down"?

4 A He just told me to pull my pants down.

5 Q And your response was what?

6 A Am I supposed to do -- are you supposed to do that?

7 You know, because I thought that a woman officer should --  
8 should have been there --

9 Q Did you say --

10 A -- if he was gonna search me.

11 Q Did you say that part to him? Did you say "I thought a  
12 woman officer is supposed to do" -- or did you --

13 A I just asked him was he supposed to do that.

14 Q But you were thinking because a woman's supposed to do  
15 that?

16 A Right.

17 Q All right. Ma'am, where were you in relation to your  
18 car and the police car whenever he instructed you to do  
19 that?

20 A I was standing in front of my -- my -- my driver's --  
21 on two driver's side.

22 Q Had he parked behind you?

23 A And he was in front of me. His car was in front of me.

24 Q His car was in front of you?

25 A Uh-huh.

1 Q All right. Well, after he instructed you to do that  
2 and you asked him: Are you supposed to do that, what  
3 happened next?

4 A He told me just pull them down and I did what he said.

5 Q Can you describe for me, like, how far did you -- did  
6 you unfasten them or just pull them down or what -- how did  
7 it go?

8 A I don't know what type of pants they were. I can't  
9 remember so I -- all I know is I pulled them down like he  
10 told me to.

11 Q How far did you pull them down, ma'am?

12 A Down to, like, my knees.

13 Q Okay. And you motioned. Just right above your knees?

14 A Uh-huh.

15 Q Okay. Do you recall if you had --

16 A I was standing up.

17 Q -- underwear on?

18 A Yes.

19 Q Did you pull those down too?

20 A Yes.

21 Q Why?

22 A Because he told me to.

23 Q He told you to pull your underwear down too?

24 A (No audible response.)

25 Q What happened then?



1 A He said it looked phat down there. That was --

2 Q Phat?

3 A Phat. Yeah. I don't know what he meant, but that's  
4 what he said.

5 Q And, again, I'm not trying to be rude in any way.  
6 Sometimes -- there's fat, F-A-T, and I know some young  
7 people sometime say phat, P-H-A-T. Do you have any idea  
8 what context he was saying it in? Let me ask this: How did  
9 you take it? That's what's important.

10 A P-H-A-T I guess.

11 Q What did you think whenever he said that?

12 A Well, what I was thinking was I -- I really -- I really  
13 didn't know what was going on but I knew it was wrong for  
14 him to tell me to pull my pants down and my panties down.  
15 And to make -- to make a comment on my body, I knew that  
16 that was wrong.

17 Q Did you say anything else to him?

18 A No, I -- I do remember what I said. I asked him his  
19 nationality, you know, because I was trying to look at his  
20 badge and try to see his name.

21 Q Did he respond to you?

22 A Yes.

23 Q What'd he say?

24 A I asked him was he Spanish. And he said: Why?

25 Q Anything else that you can remember about a

1 conversation?

2 A No.

3 Q Ma'am, about how long did your pants stay down?

4 A After he -- he looked at -- looked down there he told  
5 me -- I pulled them back up. He said I can pull them back  
6 up.

7 Q Do you have an idea about how long that lasted? And I  
8 know --

9 A Just a few minutes.

10 Q Not long?

11 A Huh-uh.

12 Q All right. And then you had the conversation about  
13 nationality and he said why?

14 A Why.

15 Q What happened next?

16 A He said he was gonna take me to detox.

17 Q Did you respond?

18 A Yes, I said, I didn't want to go to detox. I said I  
19 wasn't drunk and that I could go -- I could drive home and  
20 please let me go home. Because he didn't give me a ticket.  
21 He didn't charge me with anything. But he said I would only  
22 be there a couple hours. And I said: Please, I don't want  
23 to leave my car here. If you're gonna take me to detox,  
24 okay, I will go to detox but please let me park my car some  
25 --

1 Q Why didn't you want to leave your car there, ma'am?

2 A Because it was a -- on that -- on that street is a  
3 crack house there and it's people walking up and down there  
4 drunk.

5 Q You were afraid your car wouldn't be safe?

6 A Right.

7 Q So you're asking him -- I don't want to leave my car  
8 there, let me take my car home?

9 A Uh-huh.

10 Q And then what happens?

11 A He -- he agreed to let me take my car to my relative's  
12 house, which was in that area not too far.

13 Q Had you told him you have a relative that's in the area  
14 or --

15 A Yeah.

16 Q So that conversation had occurred as well?

17 A Yes, I didn't have any clue what was gonna happen next.

18 Q Where -- what's the location of your relative's house,  
19 ma'am?

20 A On 23rd -- 22nd off of Miramar.

21 Q In that area. About how far away from where you were  
22 was your relative's house?

23 A It's either half a mile, 3/4 of a mile, maybe a mile.

24 Q Had you told him the address or had you told him how  
25 far it was, or -- tell me what you remember.

1 A I just told him it wasn't -- I remember -- what I -- I  
2 can't remember exactly what I told him, but I told him it's  
3 in that area. It's not far.

4 Q Other than what you've told me up to this point is that  
5 essentially the conversation that you had at that location  
6 or is there anything else that you can remember that  
7 happened at that location?

8 A I can't remember anything else.

9 Q At some point, ma'am, did he let you drive your car?

10 A Yes.

11 Q Okay. Did he -- what did he do?

12 A He followed me.

13 Q So he drove his car as well?

14 A Uh-huh.

15 Q And where did you go?

16 A I went to 22nd off of 23rd.

17 Q The 23rd, 22nd and Miramar area?

18 A Yes.

19 Q All right. And he followed you to that. And how do  
20 you know he was following you?

21 A Looking in my rearview.

22 Q You were looking behind?

23 A Uh-huh.

24 Q When you got to that area what did you do?

25 A Parked my car in front of my relative's house. I

1 didn't go inside. He pulled beside my car. And I got out  
2 of my car. He got out of the police car and told me to get  
3 in the back seat. And I got in the back seat.

4 Q All right. Ma'am, I'm going to --

5 MR. GIEGER: Approach, your Honor?

6 THE COURT: You may approach.

7 Q (By Mr. Gieger) Ma'am, do you recognize what's  
8 depicted in State's Number 249 and 250?

9 A Yes.

10 Q What is that?

11 A This is the house where I parked my car.

12 Q Is this your relative's house?

13 A Yes.

14 Q Okay. And is that the way you remember it looking  
15 back --

16 A Yeah.

17 Q -- in that time period?

18 A Uh-huh.

19 MR. GIEGER: I'd offer State's 249 and 250.

20 MR. ADAMS: No objection, your Honor.

21 THE COURT: All right. State's Exhibit Number 249  
22 and 250 will be admitted.

23 Q (By Mr. Gieger) Ma'am, this is the house that you  
24 parked your car in front of; correct?

25 A Yes.

1 Q Did you -- did you park in the driveway, did you park  
2 on the street?

3 A On the street right in front of the house.

4 Q Right in front.

5 Okay. And then it shows 2416 is the address. Did  
6 you know the address or did you just know the house?

7 A I just know the house.

8 Q All right. If I told you it's on 24th Street is that  
9 consistent with your memory as well? You said 22nd, 23rd.

10 A It's two blocks over from 23rd.

11 Q North or south or do you know?

12 A North.

13 Q North of 23rd.

14 A Uh-huh.

15 Q All right. Two blocks north of 23rd.

16 But this is the -- regardless of the actual --  
17 which actual street it is, this is the house that you parked  
18 in front of.

19 A That's the house. I know the house. I go there also  
20 to drink too.

21 Q Okay.

22 A So I know the house. I can't say exactly the street.  
23 I know how to get there.

24 Q But you're sure that 249 --

25 A That's it.

1 Q -- is the house?

2 A That's the house.

3 Q All right. So the officer had you now get in his car  
4 and you leave your car there?

5 A Yes.

6 Q Is that what you told me?

7 A Yes.

8 Q What happens next, ma'am?

9 A At this time I think I'm going to detox. And he  
10 circles the block. And it's dark. And all -- all I can  
11 remember is he pulled over on the side of the road which is  
12 some -- a grass area. And what I can remember, it was dark,  
13 it was -- I could remember a lot of school buses.

14 Q Okay.

15 A So he stopped the car and he got out. And he told me  
16 to get out. And that's when the sexual assault happened.

17 Q Ma'am, do you know other than the school buses if there  
18 was anything else that you can remember being close by?

19 A Just trees.

20 Q Trees?

21 A And dark.

22 Q And dark.

23 All right. Ma'am, I don't know -- I'm going to  
24 show you 258 and 259. Are those photographs -- when you say  
25 school buses is that consistent with what your memory was of

1 the way basically it is?

2 A Yes.

3 Q Okay. And I realize that picture's obviously taken in  
4 the daytime.

5 A Uh-huh.

6 Q But do you remember the fence and the buses as is  
7 depicted in those photographs?

8 A I wasn't looking -- I -- I didn't see a fence because  
9 it was dark. All I can remember was I know it was some  
10 school buses on that street.

11 Q But you remember buses parked like that?

12 A Yes.

13 Q Were there a lot of buses as is shown in those  
14 pictures?

15 A Yes.

16 MR. GIEGER: All right. Offer 259 and 258.

17 MR. ADAMS: No objection.

18 THE COURT: 259 and 258?

19 MR. GIEGER: Yes, sir.

20 THE COURT: All right. State's Exhibit 258 and  
21 259 will be admitted.

22 Q (By Mr. Gieger) So the jury can see what we're talking  
23 about, lots of buses; correct?

24 A Yes.

25 Q Do you know what that is? Like, why all those buses



1 are there?

2 A I think that's the place where they take the buses  
3 after they use them for school.

4 Q But you remember being basically at that location where  
5 you could see those buses?

6 A Yes.

7 Q Okay. Ma'am, what happens at that point?

8 A He -- he stepped out of the car. He told me to step  
9 out of the car.

10 Q So whenever you get in the car -- and I apologies, I'm  
11 going to back up a little bit -- are you in the front seat  
12 or the back seat or do you remember?

13 A I'm in the back seat.

14 Q Do you remember which side of the car that you're on,  
15 the driver's side or the passenger side?

16 A I think I was on the passenger side. I don't remember.

17 Q All right. In any event he drives to the location  
18 where you can see the buses.

19 A Right.

20 Q Is that a long drive or a short drive?

21 A A long drive.

22 Q From the time you get into the car to the time you get  
23 to the buses?

24 A Yes.

25 Q You remember it taking some time?

1 A Yes, it's about -- it took me about ten minutes to get  
2 there.

3 Q That's what your memory is?

4 A Uh-huh.

5 Q All right.

6 Ma'am, whenever you get there he says -- you step  
7 out and what?

8 A He told me to pull my pants down.

9 Q What were you thinking?

10 A I knew what was gonna happen at that point. I knew  
11 that from the time that he told me first to pull my pants  
12 down from where I was where he stopped me and pulled me  
13 over, I knew that it was gonna be a sexual assault. And I  
14 knew it was nothing that I could do. It was a police  
15 officer and I was a woman and I couldn't do anything but do  
16 what he told me to do.

17 Q Ma'am, whenever he had you step out of the car and told  
18 you to pull your pants down where were you in relation to  
19 the car?

20 A In the back of the car, like, the back -- I was sitting  
21 in the back of the car.

22 Q Yes, ma'am.

23 A So when I got out of the car, you know, when I pulled  
24 my pants down he told me to pull my pants down.

25 Q Yes, ma'am.

1 A He told me to turn around to the -- to face -- facing  
2 the back seat.

3 Q So you're just standing right outside the car?

4 A I think I was standing outside the car. My feet was  
5 standing outside the car.

6 Q Okay. Still at the back seat though?

7 A Yes.

8 Q The door's open and you're just right -- you're right  
9 in that area?

10 A Right, I'm in that area.

11 Q Okay. And, ma'am, what happens at that point after  
12 your pull your pants down?

13 A He started having sex with me.

14 Q And I'm not trying to be graphic with you, but can you  
15 describe the position your body was in and how he was, those  
16 types of thing?

17 A He was standing from the back.

18 Q And how were you?

19 A Bent over.

20 Q Okay. Were you bent over inside the car --

21 A I was --

22 Q -- outside the car?

23 A Kind of inside the car.

24 Q Can you describe the words kind of what -- how it was?

25 A I wasn't saying nothing. I -- I -- I can remember how

1 it was.

2 Q Were your feet on the ground outside the car?

3 A I think so.

4 Q Okay. And as you're bent over are you leaning on the  
5 door? Are you leaning on the seat?

6 A The seat.

7 Q Are you leaning on the back of the car?

8 A The seat.

9 Q The seat.

10 So you're actually sort of inside the car but your  
11 feet are outside?

12 A Yeah.

13 Q And he's behind you?

14 A Right.

15 Q Ma'am, again, I don't ask this to embarrass you but did  
16 his -- did his penis actually go into your vagina?

17 A Yes.

18 Q Did you see his penis?

19 A No, but I know how it was. I didn't see it but I felt  
20 it.

21 Q Could you feel anything else other than his penis?

22 A No.

23 Q Do you have an approximation as to how long that event  
24 went on?

25 A Maybe about three minutes or so.

1 Q Okay.

2 A To the left.

3 Q To your left?

4 A Right here with the suit on with the tie -- striped tie  
5 on.

6 MR. GIEGER: Ask the record to reflect  
7 identification.

8 THE COURT: All right. Record will so reflect.

9 MR. GIEGER: Pass the witness.

10 THE COURT: All right. Cross-examination,  
11 Mr. Adams?

12 CROSS-EXAMINATION

13 BY MR. ADAMS:

14 Q Ms. Copeland, so we can get kind of an idea visually of  
15 what you say occurred you say that this interaction between  
16 you and Officer Holtzclaw happened in April of '14; correct?

17 A Yes.

18 Q Okay. Can you give us a specific date?

19 A No, sir.

20 Q If the records reflect that it was around April the  
21 25th of 2014 that you had contact through the police  
22 department through -- with Officer Holtzclaw would you  
23 dispute that?

24 A If what?

25 Q If it -- if the records will show that you had contact

1 with Officer Holtzclaw on or about April the 25th of 2014,  
2 do you dispute that?

3 A No.

4 Q But it is your memory that at that point in time you  
5 came into contact with Officer Holtzclaw when you say these  
6 events occurred that you lived in Oklahoma City?

7 A Yes.

8 Q Okay. And did you also have -- now April the 25th of  
9 2014 is a very important date, is it not?

10 A Yes, it is.

11 Q An important date not only because of the events you've  
12 described because that would be the date of the funeral of  
13 your aunt; correct?

14 A I don't remember the exact day she died but she died  
15 around that time.

16 Q Do you recall -- do you have a relative by the name of  
17 Tammy?

18 A Yes.

19 Q What is Tammy's last name?

20 A I don't know.

21 Q Is it Summers?

22 A I don't know.

23 Q Is Tammy the -- is her mother the aunt that passed  
24 away?

25 A Yes, her mother passed away.

1 correct?

2 A Correct.

3 Q Okay. And what had happened was -- was that the  
4 Oklahoma City detectives sitting here at this table were  
5 making -- in attempts to get ahold of you; correct?

6 A Correct.

7 Q At that point in time you had been on the Internet and  
8 you had an opportunity to see what was going on up here in  
9 Oklahoma City with the allegations against Officer  
10 Holtzclaw; correct?

11 A I hadn't been on the Internet. My daughter went on the  
12 Internet. Not me.

13 Q Your daughter'd been on the internet enough to where  
14 she'd actually found a picture of Officer Holtzclaw and  
15 showed it to you; correct?

16 A She -- after I talked to the detectives she went on the  
17 Internet. And my daughter pulled it up on the Internet.  
18 And she asked me, was that the man that sexual assaulted me  
19 and I said yes.

20 Q Do you recall telling the detectives before you ever  
21 talked to him that your daughter had done research on the  
22 Internet to the point that they showed you photograph --  
23 that your daughter showed you a photograph and then that's  
24 when -- and then after that is when you talked to the  
25 detectives for the first time?

1 A It was after I talked to the detectives.

2 Q It was after you talked to the detectives that what?

3 A That -- when they came to find me -- came to -- when  
4 they came to find me -- I -- let me see. I can't really  
5 remember the exact time when my daughter looked on the  
6 Internet because I hadn't told my daughter about this case.  
7 The only person that I talked to was my two brothers. But  
8 I -- once I had talked to the detectives I told my daughter  
9 what exact -- what happened to me. And my daughter looked  
10 up his name on the Internet. And she showed me a picture  
11 and asked me was that his -- was that the man. And I said  
12 yes. The exact date of when or before, I don't know.

13 Q Okay. Do you recall that the interview -- the very  
14 first interview you had with any detectives was October the  
15 13th of 2014 in Texas?

16 A Yes, sir.

17 Q And originally was it scheduled one place and had to be  
18 moved to another due to the --

19 A Yes.

20 Q -- too many people?

21 A Yes, it was scheduled for Starbucks and I think we went  
22 somewhere else. To Jack in the Box or something.

23 Q Now you testified on direct examination that -- that  
24 the reason you hadn't reported it to anybody in law  
25 enforcement up to that point in time is because you were