

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF OKLAHOMA

3

4 JANNIE LIGONS, SHANDAYREON HILL, )  
TABATHA BARNES, TERRI MORRIS, )  
5 SYRITA BOWEN, CARLA JOHNSON, )  
KALA LYLES, )

6 Plaintiffs, )

7 vs. ) No.

8 ) CIV-16-184-HE

9 CITY OF OKLAHOMA CITY, a municipal )  
corporation, DANIEL HOLTZCLAW, )  
10 BILL CITTY, BRIAN BENNETT, ROCKY )  
GREGORY, JOHN AND JANE DOES, all )  
in their individual capacity, )

11 Defendants. )

12

13

14 VIDEOTAPED DEPOSITION OF ROCKY GREGORY

15 TAKEN ON BEHALF OF THE DEFENDANTS

16 IN OKLAHOMA CITY, OKLAHOMA

17 ON JANUARY 17, 2019

18

19 REPORTED BY: KAREN B. JOHNSON, CSR

20

21

22

23

24

25



1           A     Yes, it's a CAD, well, we call it like a  
2     CAD call.

3           Q     Okay.

4           A     It kind of populates, like a person puts  
5     them out, they put themselves -- like I say, it  
6     populates the call for whatever they're doing,  
7     traffic stop or for a report or -- sorry, like a  
8     call, just like a domestic violence call or  
9     something comes out. I know I'm not articulating it  
10    very well, but my mind's kind of fried.

11          Q     Sure. Now, I believe you also testified  
12    today and at trial that you didn't pull any of the  
13    AVL -- AVL data on Mr. Holtzclaw until after Jannie  
14    Ligons reported the incident; is that correct?

15          A     Pulled it before I spoke with Terri. When  
16    I finally got to speak with Terri, so there was  
17    overlap, I got the case on May 27th.

18          Q     Right.

19          A     I didn't get to talk to her for the first  
20    time until June the 3rd.

21          Q     Right.

22          A     In between that time, I'm going off of the  
23    information I had. So I try to pull up all AVL for  
24    the area that she said. So if she said -- she told  
25    the Officer Thomas that it happened around the

1 that they both were in it, because at the time, we  
2 didn't know, it could have been any officer, it  
3 could have been the county officer, it could have  
4 been OCPD, Del City using a car at that time. This  
5 is just the last couple officers that we knew had  
6 contact, so that was all we had, so.

7 Q And you also had Terri's description;  
8 correct?

9 A I had Terri's description.

10 Q Now, I think you testified that you ran  
11 the AVL dates for just the dates -- AVL for the  
12 dates that Terri reported to you; is that correct?

13 A That's correct.

14 Q Okay. But at what point did you run the  
15 AVL data to May 8th?

16 A When Terri -- when Terri became honest,  
17 and it was in -- it was in July, we had basically my  
18 third contact with her, she said she wanted to talk  
19 with me. She said, I didn't tell you the right  
20 place, where it happened was, it had nothing to do  
21 with the Mission downtown, had everything to do with  
22 Liberty Station.

23 So when she gave that, then we kind of  
24 broke it down, that's when she, you know, went on  
25 the drive with me, kind of told where he -- he went,

1 things like that. Then I was able to get the AVL  
2 and back her story up for the first time, because  
3 that led us to the May 8th, that put confirmation  
4 where she's saying it happened, that was May 8th,  
5 she was wrong on the dates. But I couldn't use the  
6 May 8th until she gave me something, until she  
7 stopped lying on -- yeah, lying on the dates.

8 Q So you -- you --

9 A I'm sorry, lying on the address, sorry.

10 Q If I'm understanding you, you're saying  
11 you were not aware of the May 8th dates until you  
12 talked to Terri on July 10th and she cleared up --  
13 cleared up what actually occurred?

14 A I couldn't tie -- going off of what Terri  
15 said, I couldn't tie Holtzclaw in outside of just  
16 the -- the description she gave, okay, which, you  
17 know, the description, it -- it's still a little  
18 broad, but I couldn't tie Holtzclaw into the May 8th  
19 until she relayed, I lied about it, this is where it  
20 happened, and then I can confirm her story and  
21 corroborate her story, and that it was -- it backed  
22 it up on May 8th is when it happened.

23 Q And when you say you couldn't -- I'm just  
24 trying to make sure I understand what you're saying.

25 A Okay.

1 to like, say, the Ligons case, nothing pointed to  
2 anything that would send up a red flare.

3 Q So can you tell me what specifically you  
4 did to ascertain that Daniel Holtzclaw had a, quote,  
5 pretty clean background?

6 A I'm trying to think if we spoke with his  
7 captain and kind of would know the troops, I'm kind  
8 of getting confused on my time period. Got to  
9 remember, after June 3rd, June 3rd is when Terri  
10 ended the investigation, she -- that was it, as soon  
11 as she signed that thing, I really can't do anything  
12 more. Because we had no -- at that very second she  
13 signed that, I had no suspect, no nothing, she  
14 wouldn't look at anything, so the 3rd to the 18th,  
15 there was nothing done.

16 Now, I spent the majority of the time from  
17 the 27th to the 3rd just simply trying to hunt her  
18 down. Now, I did try to go back on and focus on  
19 what she was telling me about the area, stuff like  
20 that. As far as like looking at Holtzclaw or  
21 Sellers along those lines, they weren't developed  
22 enough as a suspect.

23 THE VIDEOGRAPHER: Off the record.

24 (Break taken from 3:46 to 3:47)

25 THE VIDEOGRAPHER: We're back on the

1 record.

2 Q (By Mr. Solomon-Simmons) So if I'm  
3 understanding your testimony correctly, Detective  
4 Gregory, from May 27 to June 3rd is when you're  
5 saying you were very active in the case before  
6 Ms. Morris signed her declaration saying, hey, I'm  
7 too scared, I don't want to deal with this; correct?

8 MR. SMITH: Object to the form.

9 THE WITNESS: Yeah, rephrase, and I think  
10 I can answer.

11 Q (By Mr. Solomon-Simmons) Well, let me ask  
12 you this first, why did it take from May 24th to May  
13 27th for you to get the case?

14 A The weekend, that -- that was the deal.  
15 If I remember right, yeah, the 24th was a Friday, I  
16 didn't get it till Monday, and that's the reason. I  
17 go in there on Monday, detectives, Monday through  
18 Friday, that's when they first show up and assign  
19 the case.

20 Q So if any crime happens on a Friday that  
21 requires a detective, it's not -- that happens on a  
22 Friday night after the shift, it won't be assigned  
23 to a detective till the next Monday?

24 A Well, depends on what it is, if it's  
25 like -- like if it's a homicide, we're going out,

1 make sure that there's not an employee, an Oklahoma  
2 City Police Department officer, assaulting  
3 individuals?

4 A Well, and that -- that's where I came into  
5 play, trying to see what we had. With what Terri  
6 not cooperating at all, if what the information she  
7 gave, you know, in lying, she didn't give me an  
8 officer name, she didn't give me nothing about  
9 Holtzclaw or Sellers or any other officer, she gave  
10 me the wrong location, that's what the fail-safe  
11 was, was what I was doing. That's why I -- when I  
12 went and talked with Terri and I was begging her to  
13 try to talk with me, that's what I was trying to do,  
14 I wanted to make sure, I wanted to make sure that we  
15 didn't have an officer, I wanted to hear her story,  
16 she just wouldn't tell me, so that's the fail-safe.  
17 But without her cooperation, even just a little bit,  
18 there's nothing we could do.

19 Q Did you guys pull the AVL data of Officer  
20 Sellers at the same time you pulled AVL data on  
21 Officer Holtzclaw?

22 A Yeah, the 20th, 21st, the time period that  
23 she -- she gave, yes.

24 Q How did you realize that Officer Sellers  
25 had contact with Terri back in April of '14?

1 Q Okay.

2 A So that -- that's how we came up with  
3 that.

4 Q So when you -- okay. So great. So when  
5 you -- you ran -- you got the two dates, one in May  
6 for Holtzclaw, one in April for Sellers, you ran the  
7 AVL report for the May stop with Holtzclaw and Terri  
8 Morris; correct?

9 A Not on the May stop. On the May 20th,  
10 21st. All we could go off of is what -- the facts  
11 we had. Terri said the stop happened downtown, so I  
12 pulled up that, just in comparison, because I had no  
13 other officers to work with. I think Sellers was  
14 light duty, Holtzclaw was off, if I remember right.  
15 As far as downtown, you know, I did AVL for the  
16 entire department around a few block radius around  
17 the Mission where she said it happened.

18 Q Okay. So if I'm understanding you  
19 correctly, you only ran the AVL report for the dates  
20 May 20th to May 21st -- 24th for the downtown area;  
21 is that correct?

22 A And -- and for those two. But, yes, I did  
23 that for the downtown area, because that's what  
24 Terri said.

25 Q So what date did you actually run the AVL