

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

SHERRY ELLIS, et al.,)
)
 Plaintiffs,)
 vs.) No.)
) 16-CV-00019-HE)
 DANIEL HOLTZCLAW, et al.,)
)
 Defendants.)

 TABATHA BARNES, et al.,)
)
 Plaintiffs,)
 vs.) No.)
) 16-CV-0184-HE)
 CITY OF OKLAHOMA CITY, et al.,)

 ADAIRA GARDNER, individually,)
)
 Plaintiff,)
 vs.) No.)
) 16-CV-0349-HE)
 DANIEL HOLTZCLAW, et al.,)
)
 Defendants.)

 ROSETTA GRATE,)
)
 Plaintiff,)
 vs.) No.)
) 16-CV-0412-HE)
 THE CITY OF OKLAHOMA CITY, et al.,)
)
 Defendants.)

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VIDEOTAPED DEPOSITION OF DANIEL HOLTZCLAW
TAKEN ON BEHALF OF THE PLAINTIFFS
IN LEXINGTON, OKLAHOMA
ON OCTOBER 21, 2019

REPORTED BY: KAREN B. JOHNSON, CSR

1 I was closest unit by, this was a area, again, 23rd
2 and King, highly trafficked with citizens, vehicles
3 known for drugs, gang area. I responded on scene,
4 dispatch gave me description of the female, which
5 matched exact description of her, black, heavysset
6 woman, red shirt, I believe she had jeans on. I
7 don't recall the direction she was heading.

8 As I arrived on scene, I seen a woman that
9 matched the description of the person that actually
10 was the calling party in the vehicle that blocked in
11 that -- his supposedly stolen vehicle stated that
12 that was the woman, Demetria Campbell was the one
13 that stole the vehicle. At that time, it gave me
14 reasonable suspicion to give chase to her, I told
15 her, come here, I announced obviously Oklahoma City
16 Police Department, I need to talk to you, she kept
17 on ignoring my commands, went to the fish market,
18 which could escalate things, because other
19 pedestrians are by.

20 I conducted myself in a professional
21 manner, entered that fish market where there's, you
22 know, citizens around, asked her again, gave her
23 command to come outside, come talk to me, ignoring
24 me. I escorted her out, not knowing if there was
25 any weapons involved, at that time, I'm really, you

1 know, officer safety is going off. I get her out,
2 she's basically starting to get combative, not
3 offensively, but defensively, taking her arm away
4 from me. I had all the rights to investigate it
5 because matched the description, it gave me more
6 reasonable suspicion that she's ignoring me.

7 I told her, hey, I'm going to place you
8 under handcuffs, this is under investigative
9 detention, you're not under arrest. Obviously I had
10 a problem putting on two handcuffs because she's big
11 girl, she's still being combative, so I used the
12 wall as a barrier, I didn't push her against the
13 wall, I used the wall as a barrier to secure her so
14 I could place handcuffs and conduct my safety on
15 myself to be safe as well.

16 Q Okay. And then you recall what happened
17 from there?

18 A Placed her in a call -- in the car, later
19 on got the calling party to try to identify the
20 person, the supposedly suspect, which I believed it
21 was to be Demetria Campbell, the person said it
22 wasn't her. At that time, I made sure that she was
23 okay, asked her if she was fine, I called -- I
24 believe I even called EMSA to make sure that if she
25 needed EMSA, took off the handcuffs, apologized to