

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

(1) TABATHA BARNES, et al.,)
)
 Plaintiffs,)
)
-vs-)
)
(1) CITY OF OKLAHOMA CITY, a)
municipal corporation, et al.,)
)
 Defendants.)

COPY

No. CIV-16-184-HE



* * * * *

DEPOSITION OF DEMETRIA MICHELLE CAMPBELL
TAKEN ON BEHALF OF THE DEFENDANTS
IN OKLAHOMA CITY, OKLAHOMA
ON FEBRUARY 15, 2018
COMMENCING AT 9:01 A.M.

* * * * *

REPORTED BY: BETH A. MCGINLEY, CSR, RPR

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1 question: Was it dark?

2 A (Moved head up and down).

3 Q Is that a yes?

4 A Yes.

5 Q Okay. You said he was holding a flashlight,
6 turned on, so I presumed it must have been dark.

7 A Yes.

8 Q Okay. You mentioned some of the things that he
9 did. One of the things you said, "He was perverted."
10 Could you explain -- and I'm sorry to make you have to
11 discuss this, but I do have to ask you: Could you explain
12 what you mean when you say, "He was perverted"?

13 A Well, he had me against the wall. He had an
14 erection.

15 Q Okay. I'm going to ask some specific questions
16 about that. When you say you were "against the wall,"
17 were you face against -- was your -- you know, the front
18 of your body facing the wall?

19 A Yes.

20 Q Okay. Do you recall what you were wearing on
21 that occasion?

22 A Yes.

23 Q What were you wearing?

24 A Jeans.

25 Q Okay.

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1 **A** A burgundy shirt.

2 **Q** Okay.

3 MR. MUMINA: Is that all you were wearing?

4 THE WITNESS: No.

5 MR. MUMINA: Okay. Explain fully what you were
6 wearing.

7 **A** I, also, had on a black jacket.

8 **Q** (By Ms. Gooch) Okay. So I take it, from your
9 answer, you felt what, you -- you say, was an erection; is
10 that correct?

11 **A** Yes.

12 **Q** Okay. So you didn't see an -- is it -- is it
13 fair to say, you did not observe an erection?

14 MR. MUMINA: No, I'm going to object to that.
15 I...

16 **Q** (By Ms. Gooch) You --

17 MR. MUMINA: "Observe."

18 MS. GOOCH: Okay.

19 **Q** (By Ms. Gooch) You can answer the question, to
20 the best that you can. Did you observe Mr. Holtzclaw have
21 an erection, on this occasion, with your own eyes?

22 **A** I felt it.

23 **Q** Okay. Where, on your body, did you feel it?

24 **A** My butt.

25 **Q** Okay. Do you have -- how long did you feel this

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1 on you? A matter of seconds?

2 **A** No. I'd say a couple of minutes.

3 **Q** Okay. You -- again, I know this is -- this is
4 uncomfortable for me to discuss and I -- I apologize for
5 it.

6 If I understand you correctly, you're saying you
7 felt, what you believe was an erection from Mr. Holtzclaw,
8 on your -- on your bottom area, for two minutes; is that
9 what you're telling me?

10 **A** I'm telling you I felt an erection --

11 **Q** Okay.

12 **A** -- on my butt for approximately two minutes or
13 so.

14 **Q** Okay. When -- what happened when you no longer
15 felt it? Had he turned you around, had he -- try to
16 explain for me, please, what had -- when it stopped,
17 what's the next thing that occurred?

18 **A** He took me by my arm and ordered me to get on
19 the ground.

20 **Q** Okay. And did you do that?

21 **A** No.

22 **Q** Okay.

23 **A** I told him I couldn't.

24 **Q** Okay. What -- and why couldn't you?

25 **A** I have a bad knee.

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1 **Q** Okay. Has your height changed from November of
2 2013 to today?

3 **A** No.

4 **Q** Okay. So Sergeant Bennett comes in the room
5 and -- are you seated in?

6 **A** Yes.

7 **Q** Okay. What does he do?

8 **A** Introduced himself.

9 **Q** Okay. Does he sit down and visit with you?

10 **A** He did.

11 **Q** Okay. Tell me about the discussion, to the best
12 of your recollection, the two of you had in that room at
13 that time.

14 **A** He said, "I am" -- I believe he said,
15 "Lieutenant Bennett." And he said, "They've asked me to
16 come and talk with you about an incident that has
17 occurred." He said, "I've already spoken with my officer,
18 but I wanted to hear your side of the story." He said,
19 "First of all, I don't want you to think that I am
20 defending my officer."

21 **Q** Okay.

22 **A** "Because I wasn't there." He said, "So I need
23 to hear, from you, what happened."

24 I explained that... that I didn't need what
25 happened. I said, "I just went to get food for my

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1 daughter." I said, "I did not need this. I'm going to my
2 car" -- I said, "from my car to the building, he runs up
3 on me, snatches me up, has me up against the wall,
4 handcuffs me." I said, "And it all could have been
5 avoided had he listened."

6 Q Okay.

7 A I said, "He wouldn't listen to me."

8 He said, "What do you mean 'he wouldn't
9 listen?'" He said, "What are you -- were you trying to
10 tell him something?"

11 And I said, "Yes, I was asking him if he would
12 just tell me who he thought I was. I told him that I
13 could have proven to him that I was not the individual."
14 I said, "But he wouldn't hear that. He wouldn't let me
15 explain to him anything. He wouldn't let me" -- I said,
16 "He wouldn't explain to me, he wouldn't listen, he
17 just" -- I said, "He was hateful." I said, "And I don't
18 deserve that. He was hateful, he was" -- I said, "He's
19 prejudiced against" -- I said, "He made me feel like
20 trash." I said, "He was perverted."

21 I said, "And I didn't need this." I said, "My
22 life has been hectic, I don't need him and this type of
23 behavior." I said, "If he had said from the beginning --
24 I had my license, I had proof of insurance." I said, "In
25 my purse, I even have the title to the car." I said, "But

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1 he wouldn't explain and he wouldn't allow me to explain."

2 He said, "I need more detail, from you, what
3 happened." I told him in detail what happened. I said,
4 "He was perverted while I was against the wall." I said,
5 "He slammed my head against the wall as hard as he could."
6 I said, "He was angry." I said, "And the one mistake that
7 Oklahoma City has made is hiring him as an officer. He
8 does not deserve to be called one of Oklahoma City's
9 finest." I said, "He is hateful."

10 He said, "How do you know?" I said, "You could
11 see it in his eyes." I said, "He was almost like a
12 ravaged animal." I said, "He -- he wouldn't listen at
13 all." I said, "I don't know" -- I said, "I really didn't
14 believe he was an officer because of his behavior." I
15 said, "It's -- it's unacceptable behavior." I said, "And
16 if Oklahoma City knows, like I know, they would get him
17 off of the force because I'm afraid of what he may do to
18 the next black person."

19 He said, "Ms. Campbell, how do you know that he
20 was prejudiced?" I said, "His eyes." I said, "He looked
21 at me as though I were trash," I said, "as though I were a
22 nobody." And I said, "I'm sure what he thought was that
23 he had grabbed an uneducated black woman, someone that he
24 could bully and push around and do whatever," I said, "and
25 I honestly believe he had other intentions for me." I

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1 said, "But I peed my pants so that he wouldn't take me
2 somewhere and do something to me."

3 He said, "Ms. Campbell, I'm sorry." He said,
4 "I'm sorry." He said, "I need to tell you what my officer
5 has said." He said, "And, again, I don't want you to
6 think that I am taking up for him or saying that he's
7 right and you were wrong." He said, "My officer has told
8 me that there was a call with a lady matching your
9 description, from a stolen vehicle." He said, "He says
10 that he took you into custody for questioning."

11 I told him, "Then he lied to you because he
12 never asked me a question and he never allowed me to
13 answer anything, because there was never a question
14 asked."

15 Q Okay. As you sit here today, have you described
16 for me, to the best of your recollection, your
17 conversation with Sergeant Bennett on this occasion?

18 A Yes.

19 Q Okay. Was Bennett in uniform?

20 A Yes.

21 Q Okay. Do you recall -- did his uniform look any
22 different than what you recalled Holtzclaw's uniform?

23 A No.

24 Q Okay. I think I asked you this. If -- I'm
25 going to ask again, though, just in case. Prior to this