

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

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

Plaintiffs, )

-vs-

CASE NO. CIV-16-184-HE

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

Defendants. )

VIDEOTAPED DEPOSITION OF

TIMOTHY ALAN MUZNY

TAKEN ON BEHALF OF THE PLAINTIFFS

IN OKLAHOMA CITY, OKLAHOMA

ON MARCH 26, 2019

REPORTED BY: TRENA K. BLOYE, CSR

1 Q But you'd agree with me that he never made any  
2 statements admitting to any improper contact with her?

3 A Yeah. No, he didn't admit to any kind of  
4 sexual assault at all.

5 Q Okay. By the way, do you believe the  
6 allegations made by Ligons were true?

7 A Yes.

8 Q Okay. Does the name Adaira Gardner, do you  
9 recall that name?

10 A Yes.

11 Q And is it your understanding that her DNA was  
12 found on Daniel Holtzclaw's uniform pants?

13 A Yes.

14 Q Would you agree with me that that DNA could  
15 have gotten there through non-instant contact?

16 A No.

17 Q Have you heard of touch DNA?

18 A Yes. And I understand how it works. That's  
19 not possible that on that.

20 Q Could you tell me what leads you to say that?

21 A There are people that are shedders and people  
22 that are not. I can shake somebody's hand and my DNA  
23 may or may not be on them, and vice versa. Nobody is  
24 ever going to convince me that Adaira's Gardner --  
25 Adaira Gardner's DNA was on the inside of his pants from

1 just casual contact.

2 Q Okay. Would a -- you say no one will ever  
3 convince you. What about an expert -- an expert in  
4 forensic DNA transfer?

5 A No. You can get an expert that will tell you  
6 whatever you want.

7 Q All right. The -- strike that.

8 Are you aware as to whether Daniel Holtzclaw's  
9 own DNA was found on his pants?

10 A I have no idea.

11 Q Okay. Would you expect to find his own DNA on  
12 his uniform pants?

13 MR. SMITH: Object to form. You can  
14 answer it.

15 A I don't know if you'd find it on the -- on the  
16 inside of his uniform pants by that flap or not. It's  
17 probably going to have to do with whether or not you're  
18 wearing any kind of undergarments or not. But I don't  
19 know.

20 Q (By Mr. Johnson) Okay. Do you have any  
21 statement as to whether or not Gardner was a shedder or  
22 not?

23 A I have no idea.

24 Q Okay. How about an opinion of whether or not  
25 Holtzclaw was a shedder or not?

1 A I do not know.

2 Q Okay. Did you have any other -- other than  
3 Morris, did you have any personal contact with any of  
4 the accusers?

5 A Not that I know of.

6 Q Okay. Are you aware that there was also  
7 unidentified male DNA on Holtzclaw's fly?

8 A No.

9 Q Have you ever heard that?

10 A No, I've never heard that it was an  
11 unidentified male.

12 Q Okay. If you heard there was unidentified male  
13 DNA on his fly would that cause you to at least consider  
14 the possibility that Holtzclaw did not do the assault on  
15 Ligons?

16 A That he did not do the assault on Ligons? No.

17 Q Okay. Do you have any -- do you have any idea  
18 why there would be unknown male DNA on Holtzclaw's fly?

19 A No.

20 Q Do you have any understanding as to whether or  
21 not any of the police officers or detectives you  
22 supervised at the time of the Holtzclaw investigation  
23 violated any policies or protocols of your department?

24 MR. SMITH: Object to form. You can  
25 answer it.