

1 on, it would be to the left and to the rear of the
2 Kampsen barn is a white area that's the dressage area?

3 A. Yes, sir.

4 Q. Do the bushes extend unbroken all the way to
5 this dressage area?

6 A. Yes.

7 Q. They are pretty thick?

8 A. Some areas, yes; some areas, no.

9 Q. Is there a place where there is a manure pit
10 along this fence line as well?

11 A. The manure area is -- if this is the barn, is
12 around here next to this construction. It is, like, on
13 here. It is the manure area.

14 Q. You can put an M where the manure area is.
15 Hopefully, it will show up there. I don't know if it
16 will.

17 A. It is, like, here.

18 Q. Okay. Now, I was -- let me back up. So this
19 accident happens. You find out about it the next day or
20 that day. Did you go and talk to anybody about it?

21 A. No.

22 Q. Did anybody come and talk to you?

23 A. Some police arriving. I don't know exactly
24 what time. It is early. It is dark.

25 Q. Okay.

- 1 A. I don't remember the name of the police.
- 2 Q. **White, African-American, Hispanic?**
- 3 A. Spanish, no.
- 4 Q. **Not Hispanic?**
- 5 A. Not Hispanic. One thing he talked to me in
- 6 English. He talked to me in English.
- 7 Q. **Okay.**
- 8 A. I think he's white, I don't think so.
- 9 Q. **You don't think he's white?**
- 10 A. No, no.
- 11 Q. **You think he's African-American?**
- 12 A. What is African-American?
- 13 Q. **Black.**
- 14 A. Yes, sir.
- 15 Q. **And how did you -- what time of night was this?**
- 16 A. I'm not sure exactly what time. I was
- 17 sleeping.
- 18 Q. **What time did you go to sleep that night?**
- 19 A. I go around 9:00.
- 20 Q. **Did you wake up for anything before the --**
- 21 A. On this day, no.
- 22 Q. **What woke you up?**
- 23 A. What what?
- 24 Q. **What was it that made you wake up?**
- 25 A. Because I see the light of the police car

Fuentes
admits Deputy
Safford talks to
DaSilva

1 MS. VILA: (The question is interpreted from
2 English to Spanish)

3 A. No, definitely, I don't remember what he say.

4 Q. Well, did he say the same thing he said to you
5 which is did anybody make a phone call?

6 MR. DUNCAN: Objection. He just said he
7 doesn't know what he said.

8 THE WITNESS: Yeah, I don't remember.

9 BY MR. JOHNSON:

10 Q. You don't remember what he said to the
11 DaSilvas?

12 A. Because at this point --

13 Q. Okay.

14 A. -- I no pay more attention to, like, when you
15 talk to me directly, so I pay more attention to you.
16 This time I say it is him.

17 Q. So the deputy comes downstairs with you. You
18 walk him over to the DaSilvas. He knocks on the door and
19 then he has a conversation with Mr. DaSilva?

20 A. Yes, sir.

21 Q. About how long did that conversation last,
22 approximately?

23 A. I don't know exactly. No, I don't remember
24 exactly for how long they have a conversation.

25 Q. Well, if you can approximate?

1 MR. DUNCAN: I'm going to object. He's tried
2 to answer it and you're trying to pinpoint him down
3 to a time. He's told you repeatedly often times --

4 BY MR. JOHNSON:

5 Q. Let me rephrase the question in light of the
6 objection.

7 Was it more than five minutes?

8 A. Let's see, I not sure because these men, I
9 think, is in underwear.

10 Q. Okay.

11 A. So you can't stay in your underwear for -- so I
12 don't remember.

13 Q. So you don't remember how long that
14 conversation was?

15 A. No, sir.

16 Q. Then what happened?

17 A. They -- I'm not sure if he went more inside to
18 put the clothes and thing.

19 Q. Mr. DaSilva may have gone inside to get
20 dressed?

21 A. Yes, yes, yes.

22 Q. Okay. Did he come outside again, Mr. DaSilva?

23 A. Yes, later he continue with the police.

24 Q. So he came outside after either in his
25 underwear or after he went in to get dressed he actually