

TAPED INTERVIEW
OF
POLICE OFFICER FRED LATHAN, DSN 5240
DATED
MARCH 13, 2006

SGT. PEARSON: Hey this is Sgt. Sheila Pearson, investigator for the Internal Affairs Division. Today is Tuesday, March 13, and the time is approximately 11:30 a.m. This interview is being conducted in the office of Internal Affairs. Conducting this interview will be Deputy Commander of Internal Affairs Lt. Jack Huelsmann and Sgt. Sue McClain and also myself. Present in the room is Officer Fred Lathan, DSN 5240, and his attorney Jim Towey. Uh Officer Lathan I see you've signed the Advise of Rights Form. Uh did your attorney explain this form to you?

P.O. LATHAN: Yes he did.

SGT. PEARSON: He did already?

P.O. LATHAN: Yes.

SGT. PEARSON: Ok.

LT. HUELSMANN: And Philip, excuse me uh Fred you understand that what this Advise of Rights provides you is the ability to talk to Sgt. Pearson in the context of the internal investigation and that nothing you say in this statement could be used against you in any subsequent criminal prosecution should there be one. Is that your understanding?

P.O. LATHAN: Yes.

LT. HUELSMANN: And that's the basis upon which you're making your statement?

P.O. LATHAN: Yes.

LT. HUELSMANN: Ok.

SGT. PEARSON: Ok you do understand that if you refuse to answer any questions or if you give any false responses to the questions uh it could lead to departmental charges and possibly discharge?

P.O. LATHAN: Yes.

SGT. PEARSON: Officer Lathan, I would like to draw your attention to an arrest you assisted on on October 25th, 2006 and bearing Complaint #06088344. Are you, can you give us a brief summary of the arrest?

C317



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P.O. LATHAN: Myself and Det. Phillip Edmond were working the World Series ticket scalping detail. We came upon a subject who wanted to sell some tickets over the face value. We advised him we were the police and told him he was under arrest for ticket scalping.

SGT. PEARSON: And how many tickets were seized under this arrest?

P.O. LATHAN: I believe there was two at that time.

LT. HUELSMANN: Look at the property screen and make sure.

P.O. LATHAN: Two World Series Game 4 tickets.

SGT. PEARSON: Okay ... and ... under this arrest ... um ... those two tickets ... to your knowledge ... where ... what ... where were those tickets placed?

P.O. LATHAN: In the evidence.

SGT. PEARSON: And, to your knowledge, what else was done with those tickets, if anything?

P.O. LATHAN: I was informed by Det. Edmond that he wanted to send his fiancé to the game. I advised him that, you know, he shouldn't do it. It was my understanding that after the tickets were seized that he let her use the tickets to go to the game.

SGT. PEARSON: So, you did have a conversation with him about these tickets?

P.O. LATHAN: Yes.

SGT. PEARSON: And, just to reiterate what you said, you specifically said to him ... what ... what did you specifically say?

P.O. LATHAN: I told him that it wasn't a good idea, that we might get in trouble if we use the tickets.

SGT. PEARSON: But, it's your understanding that he did so anyway ... gave the tickets to his fiancé?

P.O. LATHAN: Yes.

SGT. PEARSON: And when did you find that out, that he did?

C317

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- P.O. LATHAN: After he seized the tickets, he told me that he had used them.
- SGT. PEARSON: So did you notify anybody at that time that ... to your knowledge ... what had happened with the tickets?
- P.O. LATHAN: No.
- SGT. PEARSON: You did not ... so ...
- LT. HUELSMANN: When we say anybody, specifically, we're talking about your chain of command ... your specific sergeant, any other sergeant in Narcotics or Lt. Deeba.
- P.O. LATHAN: The answer is no.
- LT. HUELSMANN: Alright.
- SGT. PEARSON: So ... to you knowledge ... when did your sergeant find out about what had happened with these tickets?
- P.O. LATHAN: When ... it had to be a couple months later ... he told us that we had an IAD complaint involving ticket scalping.
- SGT. PEARSON: And with your lieutenant ... when ... to your knowledge ... did he find out about these tickets?
- P.O. LATHAN: Around the same time.
- SGT. PEARSON: And ... with these tickets ... Officer Edmond giving them to his fiancé ... what was in exchange for those tickets?
- P.O. LATHAN: Nothing to my knowledge.
- SGT. PEARSON: So, to your knowledge, Officer Edmond did not receive anything in exchange for giving them these two evidence tickets from the arrest?
- P.O. LATHAN: No.
- SGT. PEARSON: Lieutenant, do you have any questions?

C317

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LT. HUELSMANN: No ... not about ... no.

SGT. PEARSON: Next, we're gonna move your attention over to the second arrest that you assisted on with Officer Edmond and the date on the arrest is October 24th, 2006 and it's bearing Complaint #06088056. Can you give us a brief summary of that arrest?

LT. HUELSMANN: Which is actually the first arrest, Fred, this arrest was made on the 24th. The first one we talked about was the day after, the 25th. With that in mind, you've had an opportunity to look at both police reports ... right ... the first ... we talked to you about the second arrest first ... so is there anything about ... what ... any statements you've made regarding that ... this case ... complaint #88344 ... after having looked at the next report 88056 ... that you would like to change regarding your first statement ... you following me?

P.O. LATHAN: No.

LT. HUELSMANN: You understand ...

P.O. LATHAN: I don't.

LT. HUELSMANN: Since we went backwards and talked about the second arrest first ...

P.O. LATHAN: Okay ...

LT. HUELSMANN: Is there anything that you've told us that is not accurate regarding the arrest made on 25th ... in other words ... I don't want you to get confused that we're talking about the 24th arrest ...

P.O. LATHAN: Right.

SGT. PEARSON: I apologize ... I got them out of order ...

LT. HUELSMANN: And I might be ... too confusing still ...

P.O. LATHAN: Let me make sure ... okay ... on the first arrest, which will be 088056 ... okay ... this subject was a white male ... Det. Edmond told me that he wanted to use those tickets ... again ... I advised him that it wasn't a good idea. He used them anyway, and what happened in that case, he came back and told me that his fiancé couldn't use those tickets because the subject had reported those tickets stolen.

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LT. HUELSMANN: Or somebody had reported them stolen ...

P.O. LATHAN: Right ... somebody ... we weren't sure if it was him or somebody ... but someone had reported them stolen. So the next day, again we were working ticket scalping, and we made an additional arrest. Det. Edmond again told me that he wanted to send his girlfriend, or his fiancé, to the game. Again, I told him no, especially after what happened yesterday, and again he gave her the tickets.

SGT. PEARSON: So even with ... and I apologize for getting them out of order ... with the first arrest ... at that time ... had you notified a supervisor that ... what Officer Edmond intended to do with the tickets?

P.O. LATHAN: No I didn't.

SGT. PEARSON: Or your lieutenant?

P.O. LATHAN: No.

SGT. PEARSON: So, to your knowledge, when was the first that the sergeant was aware that this had happened?

P.O. LATHAN: Again, after the IAD complaint, after receiving the IAD complaint.

SGT. PEARSON: And your lieutenant, when was he made aware, to you knowledge?

P.O. LATHAN: Around the same time as the sergeant.

SGT. PEARSON: So ... when this first ... Officer Edmond first spoke of doing this with the tickets ... how did that come about ... had you heard of this type of action with the tickets before?

P.O. LATHAN: No.

SGT. PEARSON: You'd never heard of anyone in the office speaking of doing this with the tickets before?

P.O. LATHAN: No.

SGT. PEARSON: Lieutenant, do you have any questions?

C317

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LT. HUELSMANN: No.

SGT. PEARSON: Sergeant ...

SGT. McCLAIN: No.

SGT. PEARSON: This concludes this interview. The time is now 11:40.

END OF INTERVIEW

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