KEY KIDOM	
CITIZEN REVIEW BOARD	
In Re: The matter of	
MATTHEW SHAUN MURPHY	<i>l</i>
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SWORN STATEMENT OF MARIE ANNULYSSE	
Friday, August 8, 2014	
Beginning at 10:39 a.m. Ending at 11:28 a.m.	
317 Whitehead Street	
ney week, rretad	
Stenographically Reported By:	
Cathy H. Webster, FPR, RPR	
Key West, Florida 33040	
305.295.6279 cwebkw@gmail.com	
	Friday, August 8, 2014 Beginning at 10:39 a.m. Ending at 11:28 a.m. 317 Whitehead Street Key West, Florida Stenographically Reported By: Cathy H. Webster, FPR, RPR 302 Southard Street, Suite 107 Key West, Florida 33040 305.295.6279

CERTIFIED COPY

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2	KEY WEST	1	Sworn statement taken before Cathy H. Webster,	
3	CITIZEN REVIEW BOARD	2	Registered Professional Reporter and Notary Public	
5		3	in and for the State of Florida at Large in the	
6	In Re: The matter of	4	above cause.	
7	MATTHEW SHAUN MURPHY	5	* * * *	
9		6	THE COURT REPORTER: Do you solemnly swear th	
10		7	testimony you are about to give will be the truth,	
1		8	the whole truth, and nothing but the truth?	
13	SWORN STATEMENT OF MARIE ANNULYSSE	9	THE WITNESS: I do.	
14 15		10	MARIE ANNULYSSE,	
э		11	being first duly sworn, testified as follows:	
6	Friday, August 8, 2014	12	EXAMINATION	
7	Beginning at 10:39 a.m. Ending at 11:28 a.m.	13	BY MR. CINTRON:	
,	317 Whitehead Street	14	Q Is it okay if I use your first name?	
8	Key West, Florida	15		
9		16		
20		17	A Marie, yes.	
21		18	Q Marie, let me just give you a little bit of	
	Stenographically Reported By:	19	background. I think you may remember me from the	
22	Cather II Wahataa FDD DDD	20	meeting we had at the Citizen Review Board ten days or	
23	Cathy H. Webster, FPR, RPR 302 Southard Street, Suite 107	21	so ago. I'm the lawyer for the Citizen Review Board.	
	Key West, Florida 33040	22	Okay? And, as you know, the Citizen Review Board, that	
24	305.295.6279	23	we call the CRB, has opened up an investigation of the	
25	cwebkw@gmail.com	24	circumstances surrounding this unfortunate incident that	
		25	happened in April of 2011.	
	2		4	
1	December the Key West Citizen Barrier Barrier	1	A Yes.	
2	Representing the Key West Citizen Review Board:	2	Q Regarding Mr. Murphy.	
-		3	A Yes.	
3		4	Q Okay. Anything you say is a matter of public	
	Robert Cintron, Esq.	5	record. I just wanted to let you know that. The second	
4	Cintron & Hogan PA	6	thing is this is really your chance to accurately	
	317 Whitehead St	7	describe what happened without feeling like someone is	
5	Key West, FL 33040-6542	8	your enemy or out to get you because the Citizen Review	
c	keywestlawyer@bellsouth.net	9	Board is looking at this not taking any sides. We're	
6 7		10	not trying to protect anyone. We're not trying to go	
8	INDEX			
9		11	after anyone. We're just trying to get whatever factual	
0		12	information that we can get to make sure that the board,	
1	Examinations Page	13	the Citizen Review Board, has all the facts when they	
2		14	ultimately review this situation independent of the	
3	MARIE ANNULYSSE EVAMINATION BY MR. CINTRON	15	police department and independent of State Attorney's	
5	EXAMINATION BY MR. CINTRON 3	16	Office.	
6	CRB EXHIBITS	17	So you should feel comfortable to be forthright	
17		18	in answering any questions I have because the more	
8	No.DescriptionPage	19	information that we have, the better it is for the	
9	1 Office of the Chief of Police Statement 33	20	Citizen Review Board to make a decision that's based on	
20	Form	21	all of the information. Okay?	
1		22	A Yes.	
2		23	Q And you understand you're under oath?	
22				
3		24	A Yes.	

5 7 1 A 1 320 Angela Street, Apartment 5-A. Yes. 2 Please don't guess. You know, if I ask you a 2 I want to go back to the day that this taser 3 3 question and you don't know the answer, just say, "I event occurred in April of 2011. 4 don't know." Don't try to make up an answer because Α Yes. 5 that's always dangerous. And I realize this happened a 5 Q And I want to kind of find out what the 6 few years ago and things may not be as clear in your 6 situation was then. Okay. Mr. Murphy, on that day how 7 mind today as they may have been then. So don't guess 7 long had you known that gentlemen? 8 8 at what you think it was if you don't know. Α I knew him since 2008. 9 9 Yes. And how did you meet him? 10 Q 10 Now let's get a little bit of background. Why He was living in Key West for a little bit and 11 don't you tell me a little bit about yourself; where you 11 then I think he had lost his job and then he moved back 12 grew up; how long you have lived in Key West; how old 12 to West Virginia. I met him in Key West. He was living 13 you are. Just give me a little bit of background. 13 here. 14 Well, I'm from Haiti. I came to the U.S. when 14 You met him sometime in 2008, you believe? 15 I was, I believe, 11. I've been in Key West, Florida, 15 A 16 since I was 11, and I'm 26 now. 16 And then he lost his job and went to West 17 Q Do you have -- did you complete school in 17 Virginia? 18 Haiti? 18 Yeah. Couple, maybe couple of months later, 19 No. I did middle school and high school here. 19 maybe five or six months after we met, you know, he lost 20 Q So you completed high school here in Key West? 20 his job. One of his friends that he was living with 21 Α Yes. 21 died. So the place that he was living with got 22 Q 22 Did you graduate from Key West High School? foreclosed and he moved back home. 23 A 23 Q No, I did not. I got a GED. Now did he come back to Key West? 24 Q 24 Do you have family here? Well, he was coming back and forth to see me. 25 I have, yeah, my mom, my brothers and my 25 And then 2009 he asked me to move to West Virginia with 1 sister. him and I did that and then, you know, he proposed and 2 Q What is your mother's name? 2 everything, asked my mom for me and everything like 3 3 Her name is Marie Larmecie Ysme. that. 0 How do you spell that, please? 4 O Where in West Virginia? The middle name? 5 Huntington. Huntington, West Virginia, but his 6 Q All of it. 6 family lives in Barboursville. 7 7 Q In where? Well, it's L-a-r-m-e-c-i-e, like Larmecie. And 8 8 Α Ysme is Y-s-m-e. Barboursville. 9 9 Q 0 And that's your mom's name? Barboursville, West Virginia? 10 10 Α That's my mom's name. 0 11 Q When you went up there, did you begin living 11 And what's your brothers' names? 12 A 12 My brothers' names -- I have three brothers. with him? 13 13 Q Do they all three live in Key West? Yeah, we were living together. 14 No. Only one of them is living in Key West. 14 0 Were you living in a house or an apartment that 15 O And what is his name? 15 he had? 16 16 A A Kin, K-i-n. It was a house that we were leasing. 17 0 17 O And about how long did you live up in West K-i-n, and what's his last name? 18 18 A Virginia with Mr. Murphy? Annulysse. Okay. Do you have currently any employment? 19 19 Q Well, got pregnant with my son, Kaeden, and he Α 20 20 Yes, I do. was working a lot. Like he would go to work all week 21 21 0 and then come on the weekends and stuff. So I would say And where do you work? 22 22 A I work at the Lighthouse Court Hotel. it was about like four months after I went back home. 23 Q Q Why did you move back home? 23 About how long have you worked there? 24 24 A Just missing Key West. I was missing home, About three years. 25 Q missing my family, and he was always away at work. And what is your current address?

		9			11
1	Q	What was he doing up there? What was his job?	1	Α	Yes.
2	Α	He was working with the union, like I'm not	2	Q	And what was that date?
3	real sur	e.	3	Α	It was going to be like May-ish.
4	Q	Was it construction-type work?	4	Q Of what year?	
5	Α	Yeah. Not construction but like what do	5	Α	2011.
6	they cal	l it? Not in mines, not the mines, but like he	6	Q	To your knowledge had he ever been in any
7	would g	o work I can't remember, but he would leave	7	trouble v	with the law?
8	for all w	reek. Maybe his dad, his dad know because his	8	Α	Well, from what he told me, I know that he was
9	dad got	him that job.	9	arrested	d down here for driving without a license or
10	Q	Now do you know what year it was that you moved	10	somethi	ing, but not to my knowledge that he was arrested
11	back to k	Key West from West Virginia?	11	or convi	icted of anything.
12	Α	It was about say 2010.	12	Q	And what about you, have you had any run-ins
13	Q	And he stayed up there? He, Mr. Murphy.	13	with the	law?
14	Α	Yeah, he stayed up there for a little bit and	14	Α	No.
15	then I c	ame here, had my baby.	15	Q	Now I want to go back to the day that this
16	Q	When was your child born?	16	happene	d. This happened early in the morning on the
17	Α	He was born November 11th November 14, 2010.	17	11th, co	rrect, or the 10th?
18	Q	When you came back, he did not come back with	18	Α	April 16th.
19	you at th	nat time?	19	Q	April 16th. You're right. I'm sorry. It was
20	Α	No.	20	April 16t	th?
21	Q	Where were you living then?	21	Α	Yeah. Around like 3:40-ish in the morning.
22	Α	I was living with my mom, went back to my mom.	22	Q	I want to go back, okay, before the incident.
23	Q	Now once you were back to Key West, did you	23	Tell me	what you all had been doing; you all being you
24	ultimate	ly go to work again or did you just stay home	24	and your	r husband, your soon-to-be husband, Mr. Murphy.
25	with you	r child?	25	What were you all doing prior to this incident?	
		10			12
1	Α	I just stayed home because I was really	1	A	Well, it was his friend's birthday.
2	pregnai		2	Q	Who is his friend?
3	Q	Now with respect to Mr. Murphy, while you're	3	A	Some guy that he was working with at Salute.
4		re, did he come visit you from time to time when	4	Q	Do you know his first name, last name, or
5	you wer	e down here?	5	anything?	
6	Α	Yeah. He was working. He was sending me money	6	A No. All I knew is that he was working in the	
7		ff. So that's why I was able to not work and	7		with him.
8	just cor		8	Q	At Salute?
9	Q	Did he come down from time to time to see you?	9	Α	Salute, yeah.
10	Α.	While I was pregnant, no. After I give birth	10	Q	This gentleman, whose birthday it was, worked
11		e down.	11	at Salute	
12	Q	Now did there come a time when he moved back to	12	Α	Yes.
13	Key Wes		13	Q A	If you saw him again would you recognize him? Yes.
14	Α	Yes.	15	Q	So it was his birthday?
15	Q A	When was that? I'll say like 2011 he went back, yes.	16	A	It was his birthday. So he invited me and Matt
17	Q	And did he find employment down here?	17		vited Matt out. He was supposed to go out that
18	A	Yes, he did.	18		ay. So Matt was like, "You know what?" Because
19	Q	Where was he working?	19		going on both days. So Matt say, "I feel like
	A	He worked at Daddy Bones for a little bit doing	20		ning is going to happen. Let's just go out today
	_	y. And then he worked at the Sandal Factory for	21	and then we're going to stay in Saturday."	
20	deliver		1 -		
20 21			22	Q	This was Friday night?
20 21 22	a little	bit. And then he found line cook at the Salute	22	Q A	This was Friday night? Yes.
20 21		bit. And then he found line cook at the Salute			

13 1 didn't know what he was doing? He just had a feeling. Okay. I didn't 1 question him. I was like, "Okay, we can just stay home 2 Α He always say, "I'm Irish," you know. He 2 3 doesn't -- no, he doesn't drink too much. 3 Saturday." 4 Q Q How about you, are you okay with handling 4 So Matt decided to do the party on Friday with 5 alcohol? 5 his friend? 6 Α Yeah. And, plus, I was breastfeeding. So I 6 Yeah. 7 7 Q And you went along? wasn't drinking too much and stuff. 8 8 So you're at the Lazy Gecko. The party starts 9 9 around midnight? And where was his party? 10 10 A Uh-huh. Well, everybody was at Lazy Gecko. 11 Q Who is everybody? 11 Q Right? 12 12 Him and the co-worker, and then I had some of Yeah. 13 13 my friends with me that, you know, they drove downtown. And then when did the party start ending? 14 14 We walked to Duval Street. Well, everybody started leaving around like 15 15 3:00-ish and we started just walking back home. Q At that time -- I didn't ask you this, but at that time were you and Matt living together or were you 16 When you left the party, tell me who you were 16 17 with and what direction you were heading. 17 living separate? 18 18 A We were living together. Okay. Well, it was just me and Matt walking, Q 19 19 And was that at the Angela Street address? but then as we were walking we met -- he saw one of his 20 friends that he used to work at Daddy Bones with. I 20 A 21 Q So you and Matt walked to the Lazy Gecko? 21 don't know his name or nothing like that. He's 22 22 Caucasian male. So we started walking. A 23 23 Q About what time did the party start? As we got right by the little stairway the 24 accident happened, this couple --24 A Like 12:00-ish. 25 I want to go back a little. So you and Matt 25 Q So it was a late start? 14 16 leave the party, just you two? 1 1 Α Yeah. 2 2 A Just us two. What had you been doing before the party 3 0 And then you bump into this fellow that used to 3 started, you and/or Matt? What had you been doing? 4 work at Daddy Bones with Matt? 4 Were you downtown --5 Α 5 Yeah. Yeah. They were friends. 6 Q And is this the same fellow -- no, Salute is 6 Q -- doing other things? 7 7 Yeah, we were just walking around and stuff, the other fellow? 8 Α 8 walking Duval Street like we all do, you know. Yeah. He's a black guy. 9 When do you think it was approximately that you 9 0 The guy at Salute is a black gentleman? 10 10 first got to Duval Street that evening? A 11 Q And then the fellow from Daddy Bones is a white 11 I would say around 11:00-ish. 12 gentleman? 12 And did you go straight to the Lazy Gecko or 13 13 did you just walk around or did you go to a night club, Α 14 to a bar? 14 You don't know this person's name either? 15 A 15 Α We went walking around and then we went to Lazy 16 Gecko. 16 Q Do you know anyone who knows him? 17 17 A Well, not that I know of. No. Q And do you drink alcohol? 18 Q But you're pretty confident he worked at Daddy 19 Q And what about Matt, did he drink alcohol? 19 Bones? 20 20 Α Α Yes. Because after the accident happened, I 21 went to Daddy Bones and I spoke with him. 21 From your knowledge of Matt, did you have any 22 feeling that he had any difficulties dealing with 22 Q Do you know where he is today? 23 Α No, I don't. 23 alcohol? 24 Q Daddy Bones is either out of business or on the 24 Α No. 25 25 0 You never saw him inebriated to the point he verae?

17 Duval you have got the Women's Club, right, that big red 1 Yeah. I know that he had went to jail for brick building as you are going towards Wendy's. Had 2 violation of probation soon after that thing, that you passed it? 3 incident happened. So if I see his picture I would definitely recognize him because I went and spoke to A Yes, we had passed it. 4 5 him. Then there is a cigar store? 6 6 Across the cigar store. So this fellow -- so now there's three people So you were across the street near where the 7 walking down Duval Street, you and Matt and this fellow Southern Cross Hotel is? 8 8 from Daddy Bones? 9 9 Α Yes. Yes, a little bit -- like here's Southern Cross 10 10 Q And I gather you all are heading south on and then here's the steps, right there (indicating). 11 There's one of these Duval Street businesses 11 Duval? 12 there that sells bathing suits and stuff? 12 Α 13 On what side of the street? 13 We were past that one. So here's the bathing 14 14 Let me make it easy. Was it on the Hard Rock suit shop, here's Southern Cross entranceway and then 15 side or the Grand Cafe side of Duval, or does that make 15 here's the steps, right there (indicating). 16 16 it difficult for you? Q There were some people sitting there? 17 17 Α Yes. Α Across Wendy's. 18 Q 18 Q And I gather at that time in the morning there It was on the Wendy's side? 19 Α No. The other side. weren't a whole lot of people on Duval Street? 19 20 20 Yeah, there was people walking home and stuff. Okay. So you were on the west side of Duval 21 21 with Wendy's being on the east side? It was mostly more people across the street walking. 22 22 Yes. If I'm walking down I'm on the left side. So you all come in contact with these two 23 23 Q And you're heading south? people. Tell me what happened. Is it a man and a woman 24 24 A sitting there? Yes. 25 A man and a woman and the lady was holding a 25 Did you stop at any bars or anything? little dog, a dog. And I wasn't watching. I was No, walking home. He was talking to his friend 1 2 just -- we wanted to go home. 2 and they were just talking about work. 3 Did you know those people at all? 3 What was Matt -- how would you describe his A No. 4 level of intoxication, if at all? 5 O 5 I mean, you wouldn't think that he was that --So what happened? 6 The guy stopped Matt and asked Matt for 6 he was intoxicated. 7 7 Q Did he drink any alcohol at the party? something, because Matt went towards him and, you know, they said something. Like he -- it's 3:00-something in 8 Yes, he did. 9 9 the morning. He stopped him. He was asking him for What was he drinking? 10 I know that he had like a shot of Padron and 10 something. So then when I saw Matt stop, I say, "Come then like two cocktails because we weren't, we didn't 11 on, Matt. Let's go. Let's go. Like forget about these 11 12 have money like that to spend, so we were watching our 12 people. Let's go." 13 As he's walking away, I hear the lady say, 13 budget. 14 "Nigger lover." 14 Q Now you're heading down Duval Street with this Daddy Bones fellow and I gather you get to Caroline 15 I'm like -- I'm like, "Is this a prank or 16 something? Like what the hell is going on?" 16 Street, right, which is where Bull & Whistle is? 17 And then we thought like, "You guys are so 17 A We pass Caroline Street. 18 ignorant." 18 Now you go past Grand Cafe on the right? 19 We started arguing like this is ignorant. And 19 A 20 20 there was two black guys that was walking on the street. And did something happen about the time that 21 Like here we are and they were walking on the street 21 you got past Grand Cafe on Duval Street? 22 22 Yeah. The couple that was sitting on the (indicating). But they stopped -- when they hear 23 "nigger lover," they stop. They're like, "Whoa," 23 steps, it was right in front of a clothing store, they 24 stopped Matt. Matt, you know --24 listening to what's going on, too. Everybody was just

25

25

Let me stop you for a second. On that side of

arguing, arguing, arguing.

23 1 1 And I'm like, "Matt, let's just go. Let's go." What happened to the Daddy Bones guy? 2 I pushed him. I'm pushing him. I'm pushing 2 Α They were just standing there. him across the street. And then we got him across the 3 3 So he was there and saw this? 4 Α Yeah, he saw everything. 4 street where like -- not Earthbound Trading -- but the 5 Q 5 Let me see if I've got this right. You have store that's next to it, like Chico's or something, got him across the street and then I hear, "That's how you 6 the initial kind of confrontation in front of this 6 7 business on the Wendy's side of the street? 7 make monkey babies." And then Matt just kind of like --8 Yeah. Across the street. 8 Let me see if I understand what you said. The 9 initial confrontation between Matt and to some extent 9 O And some words are said, you get Matt away from 10 the situation? 10 you and these two people sitting there in front of this 11 11 business was verbal? Α Uh-huh. 12 Q You then cross the street and now you've 12 13 13 crossed Eaton Street and you are up near Earthbound? And you were trying to get Matt away from this 14 14 situation, but I gather you were also probably saying 15 Q 15 things as well after they made that racial slur? Then somebody makes this racial slur. Matt 16 Yeah, you know. Yeah, I'm like, "Oh, my God. 16 then decides he's going to go back and deal with it? 17 17 Yeah, because Kaeden was our first son, his Are you guys stupid or something like?" 18 first son. So he was just like monkey babies, like --18 So then you all keep walking and get across 19 I understand. So he goes back. You kind of 19 Eaton Street? 20 follow along? 20 Α 21 Α 21 Q And these people are following you? Yes. 22 Does the fellow from Daddy Bones go with you? Q 22 Α No, no. They were sitting, screaming. 23 No, he just stood away from it. He wasn't 23 Wait a second. If they're sitting there and now you and Matt are all the way up near Earthbound, did 24 trying --24 25 Q they get up to where the Earthbound was? So he didn't go back? 25 22 No. He stood like there's a little step --1 A 1 No. 2 Q What happened -- so you got as far as 2 So what I'm trying to find out is you all had 3 basically gotten away from these people and then Matt 3 Earthbound? 4 turned around to go back and you kind of trailed along; 4 Yeah, got him across the street. 5 right? 5 0 You went across the street and then what 6 A Uh-huh. 6 happened? 7 Q Did the Daddy Bones guy trail along, too? 7 Then one of them screamed, "That's how you guys 8 Yeah, he came across the street, but he didn't 8 make monkey babies." like go run in front of those people. He stood like 9 And then Matt just went back and just like was 9 10 against -- there is a little gate. He stood right there confronting him and stuff like that. So I ran and I 10 11 while I was in the middle of Matt. And here's the guy, 11 stood in the middle of Matt and the guy. And I'm like, 12 here's Matt in the back of me and I'm in the middle 12 "Look, you guys already said what you said. It's 13 (indicating). I'm talking to the guy, "Like, look, you 13 whatever. You know, let's just go home or whatever. It 14 already said what you said. Whatever it is it is. is what it is," because I've never heard somebody say 15 Leave this alone, you know." 15 anything. I've lived here all my life. You know, I've 16 And then I turned back, and I'm right here, 16 never had to deal with anybody because of my skin color 17 here's Matt right here, and the guy is right here 17 or anything like that. I've only seen it on TV, you 18 (indicating). I turn to the back and Matt was on the know. I've never had to deal with it. So I was so 18 19 shooken up like, "Are you serious?" I'm like, "These floor. 19 20 Now I'm sure you've read the police report and 20 people are just ignorant. Just leave it at that," you 21 the statements some people made and what the police 21 know. So when I turned back, just saw Matt on the 22 22 floor. report and these statements say is that Matt hit the 23 gentleman -- and I don't like using the word "gentleman" 23 When you turned back, you saw Matt on the Q 24 24 given the things that they were saying about you -- but, floor?

25

25

Yeah. He was like his head rolled back.

you know, that he hit this man. Did you ever see Matt

25 27 started that you were always in close proximity to Matt? 1 hit anybody? 2 2 I did not see him hit anybody. Yeah. Because, I mean, when he heard that, he 3 3 Would you not have seen that if you were right ran across the street so I ran after him. 4 So if anybody hit anybody with their fist, you between the two of them? 5 5 would have seen it? Α Exactly. I did not see him. I did not. 6 Α I would have seen it. 6 Q Is it possible Matt hit him? 7 Q 7 And what you're saying under oath is nobody hit A I did not see him hit him, I mean. 8 anybody? 8 Q Let me ask you this: Given where you were, 9 9 would you agree that you would have necessarily have I did not see him hit the guy. I did not see 10 Matt hit the guy. So I don't know if he -- while he was 10 seen somebody hit somebody if somebody did hit somebody? 11 running and got to him and hit him, I don't know, but I 11 Α Yeah. 12 12 Q Right? did not see him hit him. 13 13 And then literally the next thing you knew Matt I would, yeah. 14 had fallen down on the sidewalk? 14 Are you saying that you did not see Matt hit anyone or you don't know whether Matt hit anyone? 15 He was on the ground. 15 16 Well, I don't know if he hit him because I was 16 At what point in time, if ever, did you realize 17 that the police had arrived? 17 standing in front of the guy. So if he would have hit 18 After he fell on the ground. I look around and him, I would have -- like I would have had to move out 18 19 I see the police like kind of in the back. of the way from him. So I would have been in-between 19 20 Q Was the police officer in uniform? all that stuff. 20 21 A Yeah. 21 Q Was there a period of time after Matt went 22 Q Did you know the police officer? back, after you had gotten up to Earthbound and then 22 23 Α when Matt went back, that you weren't basically in very No. 23 24 0 Was it a bicycle officer? 24 near proximity to him? 25 Α I didn't see his car. So I'm assuming it was. I was real close to him. 25 26 1 Q Was there only one police officer at that time? C 1 The whole time? 2 A Yeah. 2 There was two. When -- after he got tased, the And you were close enough that whole time that other one came up near the other guy. It was a white 3 police officer. 4 if someone had hit him or if he had hit someone, you Q All right. And the other one --5 would have seen it? Kind of black hair. 6 Yeah. I mean, he's pretty tall. So, I mean, 7 if he would throw a fist or whatever I would have felt Q But they were both Caucasian? 7 8 Α I would say the other one looked more like it because I'm in the middle of them. So I don't 8 Spanish. 9 understand like this whole --9 10 Q So could have been Latin American? 10 Now this fellow at Daddy Bones, have you spoken 11 A Yeah. 11 to him about this? 12 O So you see Matt, what, on his back? 12 I did spoke to him like, I believe, couple of On the ground like this (indicating). 13 Α days after the thing happened because I had to rush to 13 14 0 And was he showing any signs of life? Miami to go see him and everything. When I came back, I was like, you know, I need to -- because the police 15 He was -- his eyes were like this (indicating). 15 16 He was like mumbling and stuff. 16 reports, they didn't even take his statements or So he was mumbling a little? 17 Q 17 anything like that because he was there. 18 Α Yeah. 18 I want the record to be clear for your benefit 19 Q Did you see the taser wires? 19 and for the benefit of whoever reads this. I'm not 20 A No. 20 trying to beat a dead horse. Are you saying that So when you see Matt laying there, what did you 21 Q 21 between the point in time that you had the first 22 do next? 22 interaction with this man and this woman that you've Like I say, he didn't do anything. He didn't 23 Δ 23 described up to and including the time that you got as 24 24 far as Earthbound Station and then when you left do anything. 25 What did you do next? Q Earthbound Station to go back basically where this all

to go." I kind of like back away because the guy was 1 2 So you went to the police station? trying to arrest him and stuff and just him like that. Q 2 It was just like whoa. I thought these people were 3 Α What caused you to go to the police station? 4 going to come and help us because they were being mean Why did you feel that you needed to go to the police 5 to us. They were being --6 station? So what did you do? Did you stick around? 6 Because I just -- because if he's in the 7 No. Because he kept saying "Back off." 7 hospital, something bad must have happened. So I'm I'm like, "He didn't do anything. He didn't do 8 like, "Oh, my gosh. I need to go talk to somebody and 9 anything." see what's going on with him" because I thought he was 10 He was telling me to "Back off. Back off." 10 going to get arrested. You know, because they had him, 11 And then I'm thinking I'm going to get tased, 11 like they were going to handcuff him or anything like 12 too. So I ran. I ran. 12 that. So I'm thinking, you know, everything is fine, 13 How far did you go when you ran? 13 C 14 you know, but. I ran all the way home. 14 So when you got to the police station, it was 15 And where did the fellow from Daddy Bones go? 15 the next morning? 16 Did he take off, too? 16 No, he stayed there. He stayed there. He told 17 A Yeah. 17 Q And when you got there, did an officer come out 18 me he saw Matt getting into the ambulance and 18 and speak with you? 19 19 everything. A 20 Yes. So you went home to Angela Street? 20 Q Tell me what happened. Yeah. I was so shook up. I was like, "Oh, my 21 O 21 A Well, it was a black officer. I believe his 22 22 gosh." name was Officer Williams and he just told me write the 23 Because when I saw him, like they going to 23 statement down of what happened and stuff like that. arrest him. So I'm assuming, you know, they're going to 24 24 And I was still shaking from that night. So I just -arrest him. I didn't think like all this had happened, 25 25 and then I had to go to Miami. I had to drive to Miami, like he had a brain, like he was having an issue in his 1 barely had any money on me. So I just had to figure out head. So this whole thing was like a nightmare, you 2 a way to get everything done to go see him. So I just 3 know. wrote down. So when you got home, what did you do? 4 Q So this Officer Williams, if that's his name, I started screaming at my friend, "Oh, my gosh. 5 asked you to write down a statement? This thing just happened." 6 Yeah, what happened. 7 So she's like, "Okay. Girl, just calm down. 7 Did he help you with your statement? 8 Q We're going to call the jailhouse to see if he has a 8 9 A No. bond or anything." 9 Or say, you know, "Make sure to say this, make 10 So we started calling the jailhouse and, you 10 sure to say that"? 11 know, just waited like a little bit after calling the 11 12 jailhouse to see if Matthew Murphy is in custody or 12 He just said, "Write down what you saw"? 13 what's the bond and stuff. They told us there was no 13

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what to say?

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So I just fell back to sleep. And I woke up in the morning. I got a missed call on my phone from Jackson Memorial Hospital with a message saying Matt Shaun Murphy is going in surgery. So at that time I'm like crying because my ID and my car keys was in his pocket. So I went back to the police station. I was so shook up. I was, "Oh, my gosh. I have to go. I have

we'll call. You know, maybe it's something that takes a

while for it to go up. Maybe they're processing him,

So she's like, "Okay. Get some rest and then

Matthew Murphy in there.

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Q Okay. Let me show you a document that we got from the police department. And we'll mark this as an exhibit to this statement. And my question to you is is this your handwriting on this document?

Okay. Were you comfortable with that situation

No, he didn't tell me anything. He just stood

25 A Yeah, that's my handwriting.

Write down what I saw.

with the officer? Did you feel like he was giving you

there and give me the papers to write it down.

enough time to write down and wasn't trying to tell you

33 1 (CRB Exhibit 1 marked.) Now as it relates to you, had you been using 2 (By Mr. Cintron) Is that the statement you gave 2 any recreational drugs, marijuana, cocaine or anything like that, either at the Gecko party, after the Gecko 3 the next morning at the police department? 3 4 Yeah. party or prior to this incident? 5 5 And is that your signature? A No. 6 6 Yeah. Q Do you use those kind of stimulants? O Why don't you -- some of the handwriting is 8 hard for me to read. Could you just read it, below Q I'm not trying to suggest that you do. 9 where it says, "Please Print Legibly." "I hereby state 9 That's fine. 10 the following:" And then it's in your handwriting. 10 In order to get to the bottom of all this, we 11 Would you just read that for the record, please? 11 have got to ask these questions. I'm not suggesting at 12 "Matthew Murphy and I was walking home, walking all and I don't mean to insult you. 13 on Duval Street and a older couple started saying racial 13 No. 14 slur such as 'nigger lover' and other words. Matt 14 Sometimes drugs cause people to do things. I'm 15 started talking back asking him what he was saying. 15 just trying to get a handle on it. 16 Words got exchanged from Matt and other guy. Next thing 16 Had you ever seen Matt get in a fight before 17 I knew Matt was on the ground being tased and the 17 with anybody? 18 officer told me to back off repeatedly." Yeah. 18 A 19 Did you ever hear anybody say, before Matt fell 19 C Had he ever told you that he had gotten in 20 down, "Police. Stop"? Anything that sounded like law 20 fights with people before? 21 enforcement? 21 A No 22 22 Nothing. Nothing at all. I'm like, "What the O When is the last time you saw him? 23 hell is going on?" Nothing was said, because if he 23 I saw him about a week before the meeting. It 24 would have said "Police," because Matt was not -- he was 24 was a Friday. I'll have to look at the date. 25 25 just defending me. He was just -- you know, he wanted But it's been within the last several weeks? 36 1 somebody to hear what's going on. So he would have sat Yeah. 2 down and told this officer what was going on because we 2 O At least at that time he was still in Jackson 3 knew we were not at fault. They were the ones who 3 Memorial? started with us. So I know he wasn't like -- he had no Α He's in the long care center. 5 5 Q reason to. We were just trying to go home back to our Is that connected to Jackson Memorial? 6 sitter. 6 A Yeah. 7 7 I have to ask this, and you may feel And the last time you saw him was he able to 8 8 uncomfortable for me asking, and if you don't want to communicate at all? 9 9 answer, it's fine. But as to Matt, had he used any A No. 10 10 recreational drugs, marijuana, cocaine, anything like That's all the questions that I have. But if 11 that within the hours prior to this incident? 11 there is anything that you think is important that we 12 12 Not that I know of. haven't discussed, feel free to share that with me 13 Have you ever known him to use cocaine, or any 13 because I only know what I've read, what you have said, 14 other kind of recreational drugs? 14 and I may be missing something. 15 15 Not that I know. I know that, I mean, when he So if there is anything that sticks out in your 16 was in West Virginia that, you know, he had issues. I 16 head like, "Oh, what about this? What about that?", you mean, he was hospitalized for, you know, pain pills and 17 17 know, it would be helpful for you to let me know. So as 18 18 stuff, but nothing. you sit here, can you think of anything that we haven't 19 19 Do you know whether he was taking any covered or that we should cover that you would like for 20 20 prescription medication, whether it was prescribed or the Citizen Review Board to know about as it relates to 21 their investigation? 21 not, the day that this happened? 22 22 No, not that I know of. Well, I mean, the only thing that, like I said 23 23 before, I don't really like what happened. Nobody ever Were you aware of any medical conditions that 24 he had prior to this time of a serious nature? 24 did anything about it to my knowledge. I'm sitting here

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with you. You're taking my statement. I wish somebody

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would have -- I mean, because I thought what happened to ya'll could get on the web page. We know it would have him, I didn't think it was that big, you know. I been sometime after April 2011. 3 thought, okay, but when he fell on the ground, you could Yeah. 4 hear it. You could hear his head fall, like hitting the 0 Was he arrested after this incident? concrete and stuff. But at the same time, to me, I 5 Yes. It was for like probation violation. 6 never saw Matt like -- we always used to talk about what Violation of probation? 7 if something happened to me. We never talked about what Α Veah. 8 8 Q if something happened to him, because to me he was like And how did you know that? 9 9 a rock. I never thought he would fall like that, never Because I always check keysso and I saw him on 10 10 thought he would be down or out like that. there and it said violation of probation. 11 11 Have you spoken to anybody in the community So you saw the guy? 12 12 about this incident who may have seen something or heard Yeah, I saw him. 13 something? 13 Because it would be very helpful if we could 14 A 14 find him. Who is this other person that worked at Q 15 These two black gentlemen that you said were in 15 Salute? What was his involvement in this again? 16 the street and kind of heard these racial slurs, do you 16 Nothing. I mean, he wasn't even around. 17 have any idea who they were? 17 Why did his name come up? We were talking 18 No. They were just people walking down the 18 about him earlier. 19 street. 19 Well, it was his birthday. It was his 20 Q 20 If you were to go on the internet and look at birthday. I don't know him. I don't know nothing about 21 21 the sheriff's, Monroe County sheriff's arrest page, him. 22 22 which shows mug shots, do you think you could recognize 0 We can find him because I know Richard Hatch 23 23 the fellow at Daddy Bones? very well. 24 24 Yes, definitely. Yeah, he invited Matt out. 25 25 Do you have access to a computer? Have you had any communications with Matt's A I do. 1 family about this? 2 Do you know what web page I'm talking about? 2 Yeah. I mean, after that happened, you know, 3 Keysso.net? 3 they're different. I mean, we don't really like sit 4 Q Yeah. down and talk about everything because Matt is Marlin's I tried to look that up, but when I did the only son. So it's hard for him to talk about it. I 6 search for like 2011 and it would give me like a little understand. But we don't really talk about what bit and it wasn't letting me see like the rest of the 7 7 happened. 8 8 Q pictures and stuff. So I don't know if it was my What does his father do for a living, do you 9 9 computer that was messing up. know? 10 10 My memory is not real clear. Do you know I don't really know much. 11 whether this person who you've described worked at Daddy 11 Q Okay. Anything else? 12 Bones who was with you when you left the Lazy Gecko, 12 A No. 13 13 whether he was interviewed? Okay. Here's what's going to happen. We're 14 14 He wasn't. going to try to find the fellow from Daddy Bones. I 15 O He was not? 15 need your help to find him. 16 Α 16 He was not interviewed. And I'm going to have this typed up, so it will 17 a And he was there? 17 be a transcript that someone can read. And I think it 18 18 He was there. He was not interviewed. He saw would be helpful that once it's typed up for you to read Matt even get into the ambulance because he told me, and 19 19 it and make sure that there is nothing that maybe you 20 they didn't even interview him. 20 said incorrectly or whatever, so that we can be certain 21 Here is what I would like to do. I'm a little 21 that this is accurate. So when it's typed up and ready 22 22 bit concerned whether you have the technical ability to for you to look at, we'll let you know. Probably Larry 23 Beaver from the CRB will get in touch with you and we'll 23 go through the sheriff's web page and what I would like 24 24 to do, at a time that's convenient for you, is perhaps get in touch with you to do that.

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So at this time we'll conclude. And I'm very,

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have you sit down with my secretary and maybe the two of

1 very sorry that this happened. It's a very, very sad situation. I hope I didn't cause you to have any upset 3 to have to talk about this probably for the fourteenth 4 5 5 The whole situation has made me feel like 6 6 really, you know, if Matt was dating a white girl this 7 7 wouldn't have happened. 8 8 Have you checked with Social Security to see 9 whether or not you're eligible for assistance? 10 10 They say I wasn't. They say they couldn't help 11 me. To contact Children and Family, but they don't have 11 12 12 anything. Just me taking care of Kaeden. 13 14 13 What I don't understand is he's obviously 15 14 disabled. Why wouldn't he be entitled to Social 16 15 Security benefits for his child? 17 16 I called. It was like sometime last year I was 18 17 trying because it's been rough for me. I'm still living 19 18 with my mom. I can't even get my own place. Nobody 20 19 helps me with Kaeden. Just me doing everything. 21 20 Are you getting any assistance from the 22 21 government at all? 22 No. I just get like food stamps. 23 23 Maybe that will change. I'm going to look into 24 that myself to see whether there is somebody that at 24 Key West, Florida 33040 25 25 least might be able to sit down and talk with you to 42 1 figure out whether it's true that you are not entitled 2 to Social Security benefits at least for your son. 3 There's no question that Matt is his father. All right. This will end the statement. I'm 5 sorry to upset you. 6 Α No. 7 It's a very unfortunate situation. So the next 8 step is try to find this fellow Daddy Bones. 9 He was looking so forward, when we had Kaeden, 10 it changed him. He was a different person. He was looking forward, you know, to see him walk. He didn't 11 12 get to see it. 13 (Sworn statement concluded.) 14 15 16 17 18 19 20 21 22 23

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COURT REPORTER'S CERTIFICATE STATE OF FLORIDA) COUNTY OF MONROE) I, Cathy H. Webster, Registered Professional Reporter, certify that I was authorized to and did stenographically report the foregoing sworn statement of Marie Annulysse, and that the transcript, pages 3 through 42, is a true and complete record of my stenographic notes. Witness produced a Florida driver's license for identification. I FURTHER CERTIFY that I am not a relative, employee, or attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action. DATED this 19th day of August, 2014. Cathy H. Webster, PR Courthouse Business Center 302 Southard Street, Suite 107

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