

**INTERVIEW WITH OFC. ALENS BERNADEU**

**Q=Det. Michael Gaudio**

**A=Ofc. Alens Bernadeu**

Q: You can have a seat, brother. You know what, just sit tight for a minute. Okay, 'bro. All right. My name is Detective Gaudio. Today's date is July 18, 2016. The time is, oh, 1931. We're at the North Miami Police Department, 700 Northeast 124 Street. With me is North Miami Officer Bernadeu, and this taped statement is in reference to police case number 201622884. Can you raise your right hand, please? For the record can you please state and spell your full name?

A: Alens Bernadeu.

Q: Spell it, please.

A: A-L-E-N-S B-E-R-N-A-D-E-U.

Q: Okay, and you work here at 700 Northeast 124 Street, correct?

A: Yes.

Q: Okay. Do you swear - put your right hand, I'm sorry, here - do you swear and affirm to tell the truth, the whole truth, and nothing but the truth?

A: Yes.

Q: Okay, put it down. What's your work phone number, do you know?

A: Well...

Q: What's the work number here?

A: Oh yeah, 305-891-(8111).

Q: Okay, and what's your date of birth?

A:

46 Q: Okay. You read English okay?  
47  
48 A: Yes.  
49  
50 Q: Write English? You write English?  
51  
52 A: Yes.  
53  
54 Q: Okay. What's the highest grade you completed in school?  
55  
56 A: High school and a little bit of college.  
57  
58 Q: Okay. You haven't been taking any drugs or alcohol or nothing like that?  
59  
60 A: No.  
61  
62 Q: Okay. Basically we're gonna talk about what happened tonight, okay? You were in -  
63 on this case you were the primary or you were the - the backup?  
64  
65 A: Backup additional.  
66  
67 Q: Additional?  
68  
69 A: Yeah.  
70  
71 Q: You cleared a scene to - to come to this thing?  
72  
73 A: No, dispatch had me clear - I was actually going to (original) call, they had me clear  
74 to take an additional (unintelligible).  
75  
76 Q: Okay.  
77  
78 A: I was third unit.  
79  
80 Q: Do you remember what time offhand it was?  
81  
82 A: No, I don't.  
83  
84 Q: Okay. You work afternoons or day shift?  
85  
86 A: Afternoons.  
87  
88 Q: Afternoons? Okay. So you just been out for a few hours?  
89  
90 A: What?

91  
92 Q: You just been working for a few hours?  
93  
94 A: Yes, yes.  
95  
96 Q: Okay. What was the - the signal they cleared you for, you remember?  
97  
98 A: I don't rem- I know I was taking a fi- I'm sorry, it was a 15 with Unit 142. I forgot  
99 what was the call, though.  
100  
101 Q: Do you know what the - the signal was?  
102  
103 A: I think 26 (was the vehicle), is what I think it was.  
104  
105 Q: Okay.  
106  
107 A: The initial call that I was going to, right? As far as cleared?  
108  
109 Q: No, no, the - the one that you cleared to go to go...  
110  
111 A: Oh, cleared to go to.  
112  
113 Q: Yeah.  
114  
115 A: Oh yeah, yeah, yeah, they - no. It was in reference to a 44. There was a male in the s-  
116 middle of the street with a firearm to his head.  
117  
118 Q: To his head?  
119  
120 A: Yes.  
121  
122 Q: Okay. And you heard that over the radio or dispatch told you?  
123  
124 A: The - the - over the radio.  
125  
126 Q: Okay, there was a firearm?  
127  
128 A: Correct.  
129  
130 Q: Okay. And you responded, it was on a two-way, take it or it w- emergency mode,  
131 lights and sirens?  
132  
133 A: I think it was 302 or three - either one, yeah.  
134  
135 Q: Okay, but you still had lights and sirens on?

136  
137 A: Yeah, (unintelligible).  
138  
139 Q: Okay. When you arrived, you were driving one of the newer SUVs or one of the older  
140 cars?  
141  
142 A: That's - older car, a Crown Vic.  
143  
144 Q: Okay. A Crown Vic? When you got there what did you see? Who - were you the first  
145 one on scene?  
146  
147 A: No. Ini- initially 142 took on arrival, I got...  
148  
149 Q: Who's 142?  
150  
151 A: Officer (Crestbow).  
152  
153 Q: Okay, (Crestbow) was - he took arrival?  
154  
155 A: Yes.  
156  
157 Q: Okay.  
158  
159 A: I got (on air), I to- I advised him to stand by until (unintelligible).  
160  
161 Q: Okay.  
162  
163 A: And then I arrived with him, I pulled up behind him.  
164  
165 Q: Okay. Now when you say you pull up with him, if I'm on 14th Avenue and 127 when  
166 this occurred, okay?  
167  
168 A: Mm-hm.  
169  
170 Q: And I'm looking westbound, okay, and where - is that right at the intersection or  
171 where did you guys pull up from?  
172  
173 A: No, we pulled up at a - about 126 Northeast 14.  
174  
175 Q: So you were south...  
176  
177 A: Correct.  
178  
179 Q: ...of the - the - the people, the - the subject, correct?  
180

181 A: Correct, yeah.  
182  
183 Q: Because he was in the middle of the intersection?  
184  
185 A: Right.  
186  
187 Q: So you were coming from 123 Street and 14th Ave, right?  
188  
189 A: Correct.  
190  
191 Q: Right there by the little stop and shop there?  
192  
193 A: Yes.  
194  
195 Q: Okay. And you guys pulled up and you - you pulled up behind (Crestbow)...  
196  
197 A: Correct.  
198  
199 Q: ...south of subject, okay, and what did you see?  
200  
201 A: At that moment I did observe a male in the middle of the roadway. It was - I think - I  
202 think it was a Hispanic - Hispanic male and there was another, a known black male  
203 next to him.  
204  
205 Q: Okay. What was the Hispanic male doing?  
206  
207 A: He had a - an item in his hand at the - wha- from where - from my distance we  
208 couldn't tell exactly what it was, I know he was waving it around.  
209  
210 Q: Was it - can you describe it?  
211  
212 A: It was, like - it was - yeah, it was a shiny object.  
213  
214 Q: Shiny?  
215  
216 A: Yes.  
217  
218 Q: Okay. You remember if it was in his right hand or left hand?  
219  
220 A: I don't remember.  
221  
222 Q: Okay. Was he waving it around or...  
223  
224 A: Yeah, at the - at the - w- at - at - as we pulled up, like I said, we couldn't see him  
225 immediately, we know he had something - some- something shiny in his hand.

226  
227 Q: Mm-hm.  
228  
229 A: And as we (of course) - we got closer and closer we could see him waving it in his  
230 hand.  
231  
232 Q: Okay. And because of the call and the information that you got and this thing in his  
233 hand, you believed it to be a firearm?  
234  
235 A: Yeah, at the time, yes.  
236  
237 Q: Okay. And what did you - what actions did you take?  
238  
239 A: (Crestbow) set up on the west side on the street, I was on the east side of the street.  
240  
241 Q: Okay.  
242  
243 A: Because (unintelligible) to get to - closer and closer to the subject.  
244  
245 Q: Okay.  
246  
247 A: (Crestbow) would hold point for me, I would move, he would then - vice versa to get  
248 closer.  
249  
250 Q: Okay.  
251  
252 A: And then I had somewhat of a vi- a better visual on the subject.  
253  
254 Q: Okay. Did you have your long gun out or did you have your sidearm?  
255  
256 A: Long gun.  
257  
258 Q: You got an (AR)?  
259  
260 A: Yeah.  
261  
262 Q: Okay. And did (Crestbow) have his long arm?  
263  
264 A: Correct.  
265  
266 Q: Okay so both of you have two...  
267  
268 A: Long guns.  
269  
270 Q: ...long guns, okay. And these aren't shotguns, these are the - the...

271  
272 A: ARs, yes.  
273  
274 Q: (These are the ARs), okay. And as you guys were doing this, like, leap frog thing...  
275  
276 A: Yes.  
277  
278 Q: ...up the right, so you're on the side where the power plant is (unintelligible).  
279  
280 A: Correct, I have the - the trees and the poles as - as (unintelligible).  
281  
282 Q: Okay. Did you have any cover? You got a clear view of the - the subject?  
283  
284 A: Yeah. Yeah, I had co- the cover was - was - the poles are pretty big.  
285  
286 Q: Mm-hm.  
287  
288 A: And she was pretty big as well so the - I - I would use the poles as cover.  
289  
290 Q: As cover.  
291  
292 A: Yeah, to get...  
293  
294 Q: Okay. As you got closer did you observe anything different then about the subject?  
295  
296 A: Well, no- once I got closer - it was still a little difficult to tell exactly what he had in  
297 his hand.  
298  
299 Q: Mm-hm.  
300  
301 A: But the - the unknown black male that was next to him did scream out to me that he  
302 had - and it - it supposedly it was - it was a toy car.  
303  
304 Q: Toy car?  
305  
306 A: Is what he was saying.  
307  
308 Q: Okay. So he was, like, "(Hold up, hold up), he's got a toy car, a toy car."  
309  
310 A: Yeah.  
311  
312 Q: Okay.  
313  
314 A: He - I'm - I me- I couldn't really hear him but it sounded like he was trying to scream  
315 that he had some type of mental issue but like I said, I couldn't really hear him, he's -

316 it was a good distance.  
317  
318 Q: The guy was speaking English to you?  
319  
320 A: Yes.  
321  
322 Q: (Unintelligible)? Was he trying to do anything with the - this - now you said the  
323 second was a black guy?  
324  
325 A: Yeah, he was a black male.  
326  
327 Q: Was he trying to stop this guy, grab this guy, or wrestle with him? Or was he talking  
328 to him...  
329  
330 A: He wasn't wrestling with him but he - he was near him.  
331  
332 Q: Okay.  
333  
334 A: He was very close to him.  
335  
336 Q: Did the subject that had this thing in his hand, does he appear that he wanted his help?  
337 Was he pushing him away, was he running from him? Was he fighting with this guy?  
338  
339 A: I don't recall, I don't - I don't recall him fighting. I'm - I'm not sure. I'm not sure.  
340  
341 Q: Okay. Okay, so he's just kind of standing there? Then you...  
342  
343 A: I - I - like I said, I - I know they - they were - he - like I said, the unknown black male  
344 was saying multiple things.  
345  
346 Q: Okay.  
347  
348 A: But I was trying to catch to see what he was saying.  
349  
350 Q: Okay.  
351  
352 A: Was he - trying to advise me of what he had in his hand.  
353  
354 Q: And were you able to tell it was a toy car?  
355  
356 A: I - well, I did get on the air, I advised, I said, advised units that the - there's another  
357 subject with him...  
358  
359 Q: Mm-hm.  
360



361 A: ...and that he's advising that the gentleman has a - a toy car. I'm - I'm not sure if I  
362 said a toy car or a toy firearm, I'm not 100% sure.  
363

364 Q: Okay.  
365

366 A: But I know I did advise, I called it a toy, yeah.  
367

368 Q: You said - you said toy? Okay.  
369

370 A: And I advised - I - I advised to - to all the officers but I said, "You know, still - have  
371 officers use caution because I'm not 100% sure."  
372

373 Q: Sure, you don't know. Did you have communication with (Crestbow)? He heard you  
374 saying things, do you think?  
375

376 A: Yes, w- I'm not sure if - he could have heard that part. I mean, I went straight to the  
377 radio, I didn't really...  
378

379 Q: Right.  
380

381 A: ...(because)...  
382

383 Q: How far you think you and (Crestbow) were from each other?  
384

385 A: Sidewalk to sidewalk, about eight to ten feet, maybe.  
386

387 Q: Okay. So you're on one side of the street, he's on the other side of the street so...  
388

389 A: Correct. Yeah, he had the west side of the street, I had the east side of the street.  
390

391 Q: All right. Okay, one lane of traffic is about six feet so...  
392

393 A: So yeah, about that, yeah.  
394

395 Q: It's about 12 - 12 feet, okay. Did you see where - any other officers there?  
396

397 A: I did see officers - I did see units on the other side of the street. I did see officers  
398 move into a specific - spe- everybody - I don't know who - whi- which officers were -  
399 you know.  
400

401 Q: Okay. You see any officers north of you, north of the subject?  
402

403 A: Yes. They we- as I'm saying, it wasn't too much of me seeing officers. I seen a bunch  
404 of marked police vehicles, I don't - like...  
405

406 Q: Okay, but - so you - but I'm - I'm saying, if this is 14 and this is 127, you got the  
407 building here, right.  
408  
409 A: Right.  
410  
411 Q: I'm understanding your subject's there...  
412  
413 A: Subject's there.  
414  
415 Q: ...and you guys are posted up somewhere around here?  
416  
417 A: Yes.  
418  
419 Q: Okay. Did you see any marked units north of here?  
420  
421 A: Yeah, it was marked units there.  
422  
423 Q: Okay, but you don't know which (unintelligible)?  
424  
425 A: I'm not - who was who, was...  
426  
427 Q: Okay. Okay. And then what happened?  
428  
429 A: So yeah, from that point I - I took ano- I took - I moved from, I think the pole to  
430 another pole...  
431  
432 Q: Okay.  
433  
434 A: ...to get better visual.  
435  
436 Q: Okay.  
437  
438 A: And as I was trying to do that I heard two shots.  
439  
440 Q: Two shots?  
441  
442 A: Two or three shots, yeah.  
443  
444 Q: Two or three.  
445  
446 A: Yeah, two or three.  
447  
448 Q: Were they rapid succession or one, like, in this (unintelligible), like, bang, bang...  
449  
450 A: Yeah, it was - yeah.

451  
452 Q: Or was it, like, bang, bang, bang?  
453  
454 A: I think it was more bang, bang, bang...  
455  
456 Q: Okay.  
457  
458 A: ...versus it being rapid.  
459  
460 Q: Okay. Do you know who - who had shot at that time?  
461  
462 A: I'm not sure.  
463  
464 Q: Okay. Did you see anybody get struck...  
465  
466 A: Yes.  
467  
468 Q: ...after the shots?  
469  
470 A: Yes.  
471  
472 Q: What did - who did you see get shot?  
473  
474 A: The black male was struck.  
475  
476 Q: So not the subject of the - the (unintelligible)?  
477  
478 A: No.  
479  
480 Q: Okay. Where did he get shot, do you know?  
481  
482 A: In his leg.  
483  
484 Q: In - which leg, do you know?  
485  
486 A: Right leg.  
487  
488 Q: It was the right leg? Was he standing up or on the ground? W-...  
489  
490 A: That - that's what I don't - like, I don't recall that because I know we were trying to  
491 tell him to get down, I can't remember if he had already got down, no-  
492 (unintelligible).  
493  
494 Q: Okay. Did you (real) see that person's hands as well? Did he have anything in his  
495 hands at all?

496  
497 A: The unknown black male?  
498  
499 Q: Yeah.  
500  
501 A: No, yeah, I didn't see anything (like that).  
502  
503 Q: He - you - so you didn't see or you - you - you - he didn't have anything in his hands,  
504 (unintelligible) what?  
505  
506 A: The unknown black male, from - based on what I was - I don't remember anything  
507 being in his hands.  
508  
509 Q: So you're saying he didn't have anything in his hands? Okay. And after you heard the  
510 shots, what'd you do?  
511  
512 A: After I heard the shots, I pretty much maintained visual on both the subjects. From  
513 there - oh, I advised on the radio because at the time, as I - as I - as I - o- once I had -  
514 once I had finally got to the next spot I can see that the item that was in the male's  
515 hand, it wasn't a firearm at that point.  
516  
517 Q: What was it?  
518  
519 A: Fo- probably a ba- I wasn't 100 pers- it - it - it didn't lo- look - look like a - like a toy  
520 object but like, I - I didn't see any handle or anything like that on the actual...  
521  
522 Q: Okay.  
523  
524 A: ...w- what he had in his hand.  
525  
526 Q: Was it, like, a car or anything like that or...  
527  
528 A: It - it lo- yeah, it - like I said, it - it looked like a toy, I'm not 100% sure if it was - if it  
529 was a car. It could have been a car, it could have been a...  
530  
531 Q: (Yeah).  
532  
533 A: ...a- any - any type of toy.  
534  
535 Q: Okay.  
536  
537 A: But I know fo- so I - but I'm - like I said, I still told everybody to, you know, proceed  
538 with caution and I advised for everybody to hold fire because we're gonna...  
539  
540 Q: Mm-hm.

541  
542 A: ...make contact, we're gonna approach the subject.  
543  
544 Q: Okay.  
545  
546 A: And then I - we - I paused and I advised again, just, you know, reassure that  
547 everybody holds fire.  
548  
549 Q: The subject with the thing in his hand, it's - the - the Hispanic male that you said, they  
550 - okay...  
551  
552 A: Correct.  
553  
554 Q: After the shots, what did he do? Was he on the ground?  
555  
556 A: He - no, he - he pretty mu- he - he reacted - like, I guess he reacted so that he was  
557 scared, he reacted to the shot but as we approached him he was standing up.  
558  
559 Q: Okay.  
560  
561 A: I don't remember if he was down, he went up, I can't remember. I know he was  
562 standing up.  
563  
564 Q: Okay.  
565  
566 A: And then we - we kept screaming at him, or you know, "Get on the ground, get on the  
567 ground, on the ground." Finally he got on the ground, then I requested more units to  
568 come to - to the scene...  
569  
570 Q: Sure.  
571  
572 A: ...and then they cuffed him.  
573  
574 Q: Okay. And you never fired your rou- your...  
575  
576 A: No.  
577  
578 Q: ...firearm at all?  
579  
580 A: No.  
581  
582 Q: Nothing? You keep it loaded off...  
583  
584 A: I loaded it when I got on the scene.  
585

586 Q: When you got...  
587  
588 A: Because (unintelligible), they - they - it - it - well, based off...  
589  
590 Q: When you say load, you put the magazine in the well...  
591  
592 A: Correct. Correct, yes.  
593  
594 Q: ...and racked it and put a round in the chamber? Okay. How many rounds does your -  
595 does your magazine hold?  
596  
597 A: About 30, if I'm not mistaken.  
598  
599 Q: Thirty rounds? Okay. When was the last time you fired that weapon?  
600  
601 A: Back in training. No, I'm sorry, the last (unintelligible).  
602  
603 Q: Okay.  
604  
605 A: No, I'm sorry, no, mine - not mine but it was - I went to a range in Davie.  
606  
607 Q: Range in Davie?  
608  
609 A: Last time I shot it...  
610  
611 Q: On your own?  
612  
613 A: Yes.  
614  
615 Q: How long ago was that?  
616  
617 A: Sometime ending of last year, so about...  
618  
619 Q: Okay.  
620  
621 A: ...five, six months ago.  
622  
623 Q: You qualified it with the last time you...  
624  
625 A: Yeah.  
626  
627 Q: Okay.  
628  
629 A: Yeah, last time (unintelligible).  
630

631 Q: So you always keep your magazine topped off?  
632  
633 A: Yes.  
634  
635 Q: Okay. So it's topped off and one - it's not one - you don't rack one and then re- re-top  
636 it off with 31 rounds?  
637  
638 A: No, should be about 30 in there so...  
639  
640 Q: No, I'm saying you keep a full mag...  
641  
642 A: Yeah.  
643  
644 Q: ...you insert it...  
645  
646 A: Yeah, right.  
647  
648 Q: ...you pull - charge the handle back...  
649  
650 A: And I put one in, yes.  
651  
652 Q: All right, but you don't take the mag back out and put another round in, like...  
653  
654 A: No, no, no.  
655  
656 Q: Okay. All right. And you didn't fire. You didn't fire your sidear- sidearm at all?  
657  
658 A: No.  
659  
660 Q: Okay. All right. About how far away you think you were from the subject when this  
661 shooting occurred? A ballpark, I mean, as - as close as we were?  
662  
663 A: At that point - no, no. At that point probably we stood about a good 15 feet, maybe  
664 20, 15 feet.  
665  
666 Q: Okay.  
667  
668 A: When the shots went off.  
669  
670 Q: Okay. All right. Is this statement true and correct?  
671  
672 A: Yes.  
673  
674 Q: Okay. Has anybody, you know, in - threatened you or coerced you to make this  
675 statement?

676

677 A: No.

678

679 Q: Okay. Have you given this statement freely and voluntarily?

680

681 A: Yes.

682

683 Q: Okay. Has anybody made you a promise (or) any reward for you to make this  
684 statement?

685

686 A: No.

687

688 Q: All right, the time is now 7:44 and that ends this interview. Sit tight.

689

690 A: All right.

691

692

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**INTERVIEW WITH ALENS BERNADEAU**

**Q=Sgt. Diana Roman**

**A=Ofc. Alens Bernadeau**

Q: This is Sergeant Diana Roman. Today's date is February 14, 2017. The time is 2:16 pm. This interview is being conducted at the Office of Professional Compliance of the North Miami Police Department located 700 NE 124th Street. This sworn statement is in reference to internal affairs case number 16-06. I am the investigator in this case. Present in the room with me is Officer Alens Bernadeau. Officer - you're being interviewed as a witness employee of an official investigation by the North Miami Police Department. The conversation with this investigator is being recorded. You're required to answer all questions pertaining to your actions or knowledge obtained while employed by the North Miami Police Department. Failing to answer these questions may result in departmental charges. You're directed to give your statement and answer any posed questions honestly, completely and to the best of your ability. Please raise your right hand. Do you solemnly swear or affirm that everything that you say during this interview will be the true, the whole truth, and n- - nothing but the truth?

A: Yes.

Q: Officer, if it is determined that you have not spoken the truth - you may be charged with criminal perjury. Do you understand this fact?

A: Yes.

Q: For the record, please state and spell your full name?

A: Alens Bernadeau.

Q: What is your badge and unit number?

A: 423.

Q: And spell your name - go ahead - spell it.

A: A-L-E-N-S is the first name. Last name is B-E-R-N-A-D-E-A-U.

46  
47 Q: It - and I'm sorry did you say your badge and unit number?  
48  
49 A: 423 - unit number's 212.  
50  
51 Q: Gotcha. And for how long have you been employed with the North Miami  
52 Police Department?  
53  
54 A: Going on five years now.  
55  
56 Q: What is your current shift assignment?  
57  
58 A: On patrol.  
59  
60 Q: Officer, directing your attention to the police shooting that took place on July  
61 18, 2016 in the area of NE 14th Avenue and 127th Street. I'm aware you have  
62 provided the Florida Department of Law Enforcement and the State  
63 Attorney's office a statement on this matter but I have some additional  
64 questions. And actually, forgive me if I reiterate any question that the state  
65 might have asked of you.  
66  
67 A: Okay.  
68  
69 Q: Actually - since I have not seen that statement. According to previous  
70 testimony you indicated that prior to the shooting you took a position on NE  
71 14th Avenue south of 127th Street which is also south of where Mr. Kinsey  
72 and Mr. Soto were located. Correct?  
73  
74 A: Yes.  
75  
76 Q: From that position who could you observe...  
77  
78 A: From that...  
79  
80 Q: ...other than Mr. Soto and Mr. Kinsey - from the officers - who's - who's  
81 nearby?  
82  
83 A: Sergeant Reid and Commander Hollant.  
84  
85 Q: Where exactly do you see Sergeant Reid?  
86  
87 A: I'm saying there was several marked units that was - that blocked off the road  
88 and he was positioned, I believe, behind those vehicles.  
89

90 Q: As a matter of fact - give me one second because I want to see if I can give  
91 you a map so that you can draw this out for me. Anyway, we'll proceed and -  
92 actually - you know what? Let me just give you piece of paper. You can just  
93 draw it out for me. Okay? Take your time and just kind of give me a drawing  
94 of where is Sergeant Reid and where is Commander Hollant.  
95  
96 A: Say this is the street.  
97  
98 Q: And if you can note which one is the street and which one is the avenue and  
99 which way is north so we can orient ourselves.  
100  
101 A: Position. I don't exactly know where the pole was at. I know it was  
102 somewhere on the side and poles going along and then right about right here.  
103 (Unintelligible). This is - this is - this is at a time when we got to the closest  
104 point.  
105  
106 Q: Okay, so can you draw a line and indicate which unit number that is?  
107  
108 A: All right. That's unit 202 (unintelligible). Mr. - Mr. Kinsey - I'll just put two  
109 people I guess. Excuse my drawing.  
110  
111 Q: Okay.  
112  
113 A: And there was at least several cars - marked cars that were blocked and Reid  
114 and Hollant - I - like I said - I - I don't remember exactly where they were  
115 at...  
116  
117 Q: Okay.  
118  
119 A: ...but they were behind these vehicles.  
120  
121 Q: Behind those vehicles?  
122  
123 A: Yeah.  
124  
125 Q: And where is 128th Street in relation to that drawing?  
126  
127 A: 128 Street is gonna be - (unintelligible) somewhere around here and 127...  
128  
129 Q: And that's how - in relation to that...  
130  
131 A: Correct.  
132  
133 Q: ...intersection that's where those...  
134

135 A: Right.  
136  
137 Q: ...vehicles -- as you recall it -- were placed?  
138  
139 A: Correct.  
140  
141 Q: And can you just draw 127th Street so we know...  
142  
143 A: It would be there.  
144  
145 Q: Okay. And just for the record Officer Bernadeau has drawn a - a picture of  
146 what - has created a drawing of where the vehicles were located. Okay, do  
147 you want to date and sign that please?  
148  
149 A: Today is the 14th.  
150  
151 Q: Okay, now you say you see - what is Sergeant Reid doing?  
152  
153 A: I believe standing there behind cover. At the same time he was - was getting  
154 on the radio from time to time.  
155  
156 Q: Do you know if Sergeant Reid's weapon was drawn - that you can tell?  
157  
158 A: I can't tell from that distance.  
159  
160 Q: Okay. What was Commander Hollant doing?  
161  
162 A: He was - same thing - same - same area. He got on the radio at time to time as  
163 well.  
164  
165 Q: Okay. Now these cars as you drew them...  
166  
167 A: Mm-hm.  
168  
169 Q: ...correct me if I'm wrong - are they south of the intersection of 128th Street?  
170  
171 A: Yes.  
172  
173 Q: Okay.  
174  
175 A: I believe so.  
176  
177 Q: And how far south -- just an approximate -- would you say those vehicles are  
178 south of that...  
179

180 A: Maybe - maybe 20 - 25 feet maybe?  
181  
182 Q: Okay. What's transpiring on the radio when you see Commander Hollant if  
183 you can recall?  
184  
185 A: I don't recall at that time.  
186  
187 Q: When you see him there is it prior to the shooting or after the shooting?  
188  
189 A: No, it - it's - it was - it was prior to and after. After the shooting - he - he was  
190 on the scene the whole time - prior to and after he was there.  
191  
192 Q: Okay. So when you say prior to...  
193  
194 A: Before the shots went off he was...  
195  
196 Q: Okay.  
197  
198 A: ...still on scene.  
199  
200 Q: Okay. Can you - do you know how far or - or - or far ahead of the shooting  
201 was he there?  
202  
203 A: What do you mean by that?  
204  
205 Q: Like, I'm trying to ascertain is - is he there seconds before the shooting?  
206 Minutes before the shooting? Was - as you...  
207  
208 A: No, he was...  
209  
210 Q: ...because you're moving from pole to pole.  
211  
212 A: Correct.  
213  
214 Q: Correct? As you - at what point would you say you - you saw him?  
215  
216 A: I think it was - I would want to say the last two poles before I reached the post  
217 - to, I guess, this pole here - these two poles - the last two poles. From there  
218 you can kinda see who was on the north side of the street.  
219  
220 Q: Okay.  
221  
222 A: Which was Reid and Hollant - but from when - when we initially started you  
223 couldn't see who was down there.  
224

225 Q: Okay.  
226  
227 A: But as we got closer and closer - the last two poles you can see who is on the  
228 other side.  
229  
230 Q: Okay, and how long would you say that it took you to move from the pole  
231 before the last pole that you went to?  
232  
233 A: It took - it took a - a couple minutes. I'd say from this pole to the last pole  
234 two - three minutes. We had to kind of analysis what we got before we move  
235 - make sure it was safe before we moved so (unintelligible).  
236  
237 Q: And are you saying that during that time Commander Hollant...  
238  
239 A: Yeah, he was there.  
240  
241 Q: ...was visible?  
242  
243 A: Yeah.  
244  
245 Q: Okay. Now prior to the shooting did you see Commander Hollant leave the  
246 area?  
247  
248 A: Prior to the shooting? No.  
249  
250 Q: Is it possible he left and you just didn't see it - see him?  
251  
252 A: I didn't see anybody leave from that area so I'm not sure.  
253  
254 Q: Your focus is - did you get distracted at any point with anything behind you,  
255 to the right of you, or to the left of you?  
256  
257 A: No.  
258  
259 Q: So fair to say your focus is - your - your point of - of focus is forward and  
260 north of you?  
261  
262 A: Correct - like, I could - I always maintain visual on the subject at the time and,  
263 like I said, once we got closer you can - obviously because you're looking  
264 straight down the street you can see them because their directly behind them.  
265  
266 Q: Okay, and would they have been -- these officers -- in your line of fire?  
267  
268 A: Um.  
269

270 Q: Now let me ask you this - were the people north of you a concern of yours...  
271  
272 A: Yes.  
273  
274 Q: ...as far as you remember?  
275  
276 A: Yes.  
277  
278 Q: Okay.  
279  
280 A: Their - their position -yes.  
281  
282 Q: Did you notice Reid move - Sergeant Reid I should say?  
283  
284 A: Move as far as leaving the scene?  
285  
286 Q: As far leaving the scene - as far as...  
287  
288 A: I didn't see him - no.  
289  
290 Q: So as far as you know Sergeant Reid and Commander Hollant...  
291  
292 A: Yeah.  
293  
294 Q: ...were - and how close would you say was Sergeant Reid to Commander  
295 Hollant throughout this process?  
296  
297 A: Maybe five to eight feet - they wasn't that far from each other.  
298  
299 Q: Okay. Now after the shooting you walked over - you guys cautiously  
300 approached...  
301  
302 A: Yes.  
303  
304 Q: ...from what it sounded on the radio to assist with Mr. Soto and Mr. Kinsey.  
305 Where was Commander Hollant then?  
306  
307 A: As I approached Mr. Kinsey and the other male -- I forgot his name -- I held  
308 cover so - and asked - we asked for two - I'm sorry we asked for additional  
309 units to respond to - to help us out. Commander Hollant came running from  
310 the north side to assist and it was Officer Aledda and Officer Warren.  
311 Sergeant Reid was there as well.  
312  
313 Q: So you said he ran over.  
314

315 A: Correct.  
316  
317 Q: And how long after the shooting would you say you're requesting this  
318 assistance to come over to help you?  
319  
320 A: As soon - as soon as - as soon as we approach the subjects and I held cover we  
321 immediately asked for it because we - we didn't want get - we have cover - we  
322 have two subjects and we didn't want to get our hands tied so that's why  
323 requested immediately.  
324  
325 Q: And as far as when they're approaching that you said that Commander  
326 Hollant's running over is- is - is one officer ahead of the other? Is it - are they  
327 coming together? If you can recall what's the order of them approaching?  
328  
329 A: As far as the order - I'm not sure the exact order.  
330  
331 Q: If you - if you can recall.  
332  
333 A: Yeah, I'm not sure of the exact order but I - I know for sure Commander  
334 Hollant ran to us. Reid came over and later Warren came over.  
335  
336 Q: Okay  
337  
338 A: As far as who got there first -I'm not - maybe Reid could have got first -  
339 Hollant could have gotten there first, but I know they both got there.  
340  
341 Q: Okay. Did you observe Commander Hollant holding a set of binoculars?  
342  
343 A: No.  
344  
345 Q: Now right after the shooting were you given commands to go sit with Officer  
346 Aledda?  
347  
348 A: Yes, I was.  
349  
350 Q: Who gave you the instructions?  
351  
352 A: At first it was Sergeant Reid, but then the PBA, I believe notified Aledda, so I  
353 immediately removed myself out - out of - out of the vehicle.  
354  
355 Q: Okay.  
356  
357 A: And then Commander Hollant told me, "Hey, go back and sit with Aledda,"  
358 but I told him what I - what - what was going on as far as he's talking to PBA



359 and I didn't want to interrupt that so he said, "Okay, just hang tight. Once  
360 he's done just go back and sit with him."  
361  
362 Q: Okay, so both - at two different times...  
363  
364 A: Right.  
365  
366 Q: ...you have two supervisors telling you to go...  
367  
368 A: Yes.  
369  
370 Q: ...sit with him. And while you're in the vehicle with Officer Aledda did you  
371 guys discuss the shooting?  
372  
373 A: No.  
374  
375 Q: Did Officer Aledda say anything...  
376  
377 A: No.  
378  
379 Q: ...related to the shooting?  
380  
381 A: No.  
382  
383 Q: And based on what you saw - based on the position that you were in - the  
384 position that Commander Hollant was in and the timing of what you're - you  
385 have described do you believe that Commander Hollant witnessed the actual  
386 shooting?  
387  
388 A: I mean I believe he should have from - from his - from his - his - his angle but  
389 I'm not sure if - if at that time he was looking or not, but I think he should've.  
390  
391 Q: While at the scene as investigators were arriving did you witness Detective  
392 Gaudio or anyone at all ask Commander Hollant whether he was a witness?  
393  
394 A: I don't recall.  
395  
396 Q: Did you observe Detective Gaudio with anyone at the scene?  
397  
398 A: Yes.  
399  
400 Q: Did you see him talk to Commander Hollant at any point?  
401  
402 A: I'm not sure. I - I could've been in a vehicle at the time. I'm not sure.  
403

404 Q: Okay. No problem. Okay. I have no further questions. Is there anything I  
405 have failed to ask that you would like to add to the statement?  
406

407 A: No.  
408

409 Q: Has everything you've said been the truth to the best of your knowledge?  
410

411 A: Yes.  
412

413 Q: And Officer given that this is an open investigation in accordance with Florida  
414 law and departmental policy it is confidential, therefore, you're hereby  
415 directed not to discuss or communicate with anyone about this case by any  
416 means available to you. This concludes this interview. The time now is 2:31  
417 pm. Thank you for your cooperation.  
418  
419

420 The transcript has been reviewed with the audio recording submitted and it is an accurate  
421 transcription.

422 Signed \_\_\_\_\_

**INTERVIEW WITH OFC. ALENS BERNADEU**

**Q=Sgt. Diana Roman**

**A=Ofc. Alens Bernadeu**

Q: This is Sergeant Diana Roman. The date is still February 14. The time is 2:36 pm. I'm back on the record with Officer Bernadeu. Officer Bernadeu, you're still under oath. As we concluded the previous statement, Officer Bernadeu has indicated that he - he feels that he's got the streets wrong. I have produced a map instead for him to do his drawing from and so you can go ahead Officer Bernadeu and indicate on that map where the vehicles were located - that means - means Commander Hollant's and Sergeant Reed's vehicles in relation to your position. Okay, so you drew two little squares...

A: Mm-hm.

Q: ...on the map and do you know which vehicle belongs to who?

A: No, I'm not sure as far as the vehicles but I know there's two - two units - two marked cars - there's a block...

Q: Okay.

A: ...(unintelligible).

Q: Were these sergeant cars?

A: I don't recall.

Q: Do you know what vehicle Commander Hollant was driving during that time?

A: I believe a Dodge Charger.

Q: Was one of those vehicles a Dodge Charger?

A: It could have been but I don't recall.

Q: Okay, that's fine. Okay, so now you drew where the vehicles were, can you draw - point out where Hollant - Commander Hollant would have been, where Sergeant Reid

46 would have been...  
47  
48 A: That I...  
49  
50 Q: ...in relation to those vehicles?  
51  
52 A: I don't remember exactly who was who at this point but I know they were about  
53 somewhere around here.  
54  
55 Q: Okay...  
56  
57 A: (Unintelligible).  
58  
59 Q: ...and where are you in relation to the drawing?  
60  
61 A: At that time I can't see any - any of the poles - I remember the poles...  
62  
63 Q: Okay.  
64  
65 A: ...we weren't that far so maybe about right here. Crespo could have been right here.  
66 Let me indicate so one, two - one, four...  
67  
68 Q: Okay. And if you can draw what - what the little squares mean.  
69  
70 A: Just put, like, marked police car or...  
71  
72 Q: Yeah.  
73  
74 A: ...marked vehicle.  
75  
76 Q: And then here you're indicating that's either Commander Hollant or...  
77  
78 A: Correct.  
79  
80 Q: ...or Sergeant Reid - either one of those two dots...  
81  
82 A: Correct.  
83  
84 Q: ...and, generally, Off- what you're saying is they're there so if you can just indicate  
85 that one of those dots is either one of them...  
86  
87 A: Okay.  
88  
89 Q: ...in that both are in that area as you stated.  
90

91 A: I want to say Reid was on the other side...  
92  
93 Q: Okay.  
94  
95 A: ...but Hollant could be around this side...  
96  
97 Q: Okay.  
98  
99 A: ...and the street 127 is here and 128 would be right here.  
100  
101 Q: Okay. Okay, can you date and sign that one for me, and verify that what you drew  
102 before you...  
103  
104 A: The streets were not accurate.  
105  
106 Q: Okay, so if you can just indicate on there and that that one is incorrect as noted by  
107 you.  
108  
109 A: Is that it?  
110  
111 Q: Yeah, that's fine.  
112  
113 A: Sign it?  
114  
115 Q: Yeah, we'll keep it part of - yeah, you can sign it...  
116  
117 A: Okay.  
118  
119 Q: ...we'll keep it part of the record. Okay - okay, I have no further questions. Anything  
120 you would like to add?  
121  
122 A: No.  
123  
124 Q: Okay. This concludes this statement. The time is 2:40 pm. Thank you.  
125  
126  
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**INTERVIEW WITH ALENS BERNADEAU**

**Q=SA Dan Mosquera**

**A=Ofc. Alens Bernadeau**

Q: Okay my name is Special Agent Dan Mosquera with the Florida Department of Law Enforcement. I'm currently investigating Case Number MI-27-0045. Today's date is August 1, 2016. It's approximately 2:55 pm. I'm currently located at 700 Northeast 124th Street, the North Miami Police Department...

Man: (Unintelligible).

Q: ...Detective Division, Interview Room Number 2. Present here is also Alens Bernadeau. Alens Bernadeau can you please state your name for the record?

A: Yes. Alens Bernadeau.

Q: Oh. How do you spell your first name?

A: A-L-E-N-S.

Q: And your last name?

A: B-E-R-N-A-D-E-A-U.

Q: Okay. Can you please raise your right hand? Do you solemnly swear to tell the truth, the whole truth, and nothing but the truth, so help you God?

A: Yes.

Q: All right. I'm only going to clarify one question because you were interviewed back on July 18. Back on Monday, July 18. We wanted to clarify one question during that interview. Basically, you and Officer Crespo were one of the first arriving officers to the scene.

A: Yes.

Q: And when you guys were moving from location to location, and closing in your gap to Mr. Kinsey and Mr. Soto, how were you guys communicating with each other?

46  
47 A: Pretty much what we were doing was Crespo would pretty much hold point, which is  
48 the target down range and then from there I would move, you know, to cover. Once I  
49 would get to my cover, and I'm covered, I would do the same thing. I would hold the  
50 point for him and then he would move to his cover.  
51  
52 Q: Okay. Now when you communicated with you and Crespo, were you doing that over  
53 the radio or?  
54  
55 A: No.  
56  
57 Q: Okay. How were you doing that?  
58  
59 A: It was verbal amongst each other. We had the distance enough to communicate with  
60 each other.  
61  
62 Q: Okay. And did you hear any chatter on the radio? Anything on the radio? Do  
63 remember what you heard on the radio?  
64  
65 A: As far as?  
66  
67 Q: People talking?  
68  
69 Woman: (Unintelligible).  
70  
71 A: I mean, there was a lot of people talking that day. I know I was one of the ones who  
72 spoke to pretty much provide the intel I had and what I was observing. But, yeah, I  
73 did hear the radio.  
74  
75 Q: What did you hear on the radio other than what you said?  
76  
77 A: I know I did hear that -- I believe -- a unit advised that he was loading up a magazine.  
78  
79 Q: Okay. Do you know which unit that was?  
80  
81 A: Oh, I don't remember.  
82  
83 Q: Okay.  
84  
85 Woman: (Unintelligible).  
86  
87 A: Somebody did advise to watch out for cross fire. That's all I can remember.  
88  
89 Woman: (Unintelligible).  
90

91 Q: Okay.

92

93 A: (Unintelligible).

94

95 Woman: (Unintelligible).

96

97 Q: And did you witness him loading up his magazine?

98

99 A: No.

100

101 Q: Okay. Okay. The time right now is going to be approximately 2:59 pm. This would  
102 conclude this portion of the investigation. Thank you.

103

104

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