



**Grand Jury Transcript
September 23, 2020
Recording #1¹**

¹ THIS IS NOT AN OFFICIAL TRANSCRIPT; IT WAS PREPARED FROM AUDIO RECORDINGS OF THE GRAND JURY PROCEEDINGS BY COUNSEL FOR THE NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC (“LDF”).



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Female: You're good.

Male 1: We good now? Alright. I told you this morning I call Detective Greg Wolf. Detective Wolf, before you testify would you be sworn in by the court personnel?

Male: Do you solemnly swear oath that the testimony that you are about to give is the truth, the whole truth and nothing but the truth, so help you God?

Detective Wolf: I do.

Male 1: State your name for the record Detective Wolf.

Detective Wolf: Greg Wolf.

Male 1: Where are you currently employed, Detective Wolf?

Detective Wolf: I'm employed with the Department of Criminal Investigations of the Office of the Attorney General.

Male 1: And briefly, what kind of work do you do?

Detective Wolf: We do state-wide investigations, public corruption, cyber investigations and drug investigations throughout the State of Kentucky.

Male 1: Tell the ladies and gentlemen of the Jury, how long have you been in law enforcement?

Detective Wolf: I've been in law enforcement for 38 years - started in 1982.

Male 1: Has that all been in the Commonwealth of Kentucky?

Detective Wolf: Yes, sir.

Male 1: Alright. Now, you've been working with myself, Barbara, Rita and Alex over the last several weeks assisting us in this investigation on this case. Is that correct?

Detective Wolf: Yes, sir.

Male 1: We're going to be talking about some forensics, some of the autopsy findings, things of that sort.

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Detective Wolf: Yes, sir.

Male 1: Alright. Let's go first to the autopsy.

Detective Wolf: Yes, sir.

Male 1: You had an opportunity to review those files before preparing for your testimony this morning?

Detective Wolf: I have.

Male 1: Alright. Can you approach, if you could, for a moment? What do we have back here in this exhibit, for the records, 64? What is 64? Where did that come from?

Detective Wolf: It comes from the medical examiner's office. It's an outline of the injuries to the victim.

Male 1: Alright. And where does that come from?

Detective Wolf: From the office of the medical examiner.

Male 1: Alright. And is that a typical "wound chart" they call it, that is prepared by the medical examiner when they're examining a body to determine its cause of death?

Detective Wolf: Yes, sir, it is.

Male 1: Alright. And is this particular chart, does it relate to the injuries that were on or about the person of Breonna Taylor after the shooting?

Detective Wolf: Yes, sir.

Male 1: Alright. And let's go through them if we could, okay?

Detective Wolf: Yes, sir.

Male 1: Alright. And let me get my – here, and you are certainly welcome if you want to use that to help you some...

Detective Wolf: Alright.

Male 1: I think we have a beeper. Oh, here we – no. One of those – oh we got it. Alright. You got it?

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Detective Wolf: Here you want me to...

Male 1: Okay. Thank you. Let me put the date on the record as September the 23rd 2020. This is the Jefferson County Grand Jury continuation of the evidence presented here of death of Breonna Taylor. Thank you for reminding me of (inaudible).

Woman 1: (Inaudible)

Male 1: Alright. Have you got this little laser?

Detective Wolf: Do you want it?

Male 1: No, you go ahead and point. First of all, let's go to the top-right facing us.

Detective Wolf: Yes, sir.

Male 1: Can you do that? Alright. By that I mean if we can look through these first two and tell us what the medical examiner determined from that examination in Ms. Taylor.

Detective Wolf: The victim had a gunshot wound to her abdomen and her left upper breast.

Male 1: Alright...

Detective Wolf: These...

Male 1: Go ahead.

Detective Wolf: These gunshots did not exit the body.

Male 1: Alright. And let's go to the – there's one on her left forearm there. See that?

Detective Wolf: Yes, sir. It's a left entry into the forearm and it exited her upper arm. It went in this area and came out this area.

Male 1: Okay. Alright. And that one the bullet did exit from...

Detective Wolf: Yes.

Male 1: ...is that correct?

Detective Wolf: Yes.

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Male 1: Alright. The first two, that is the ones in the torso, those bullets remained and were found by the medical examiner and the detectives who were present at the autopsy.

Detective Wolf: Yes, sir.

Male 1: Why is that important that the medical examiner performed with law enforcement in autopsy recovered bullets from the body? Why is that important?

Detective Wolf: It helps establish the chain of command. They came directly from the victim to the medical examiner and then the detective recovers them directly from the victim.

Male 1: What kind of forensic work can be done on bullets? I remember you talking about some of that, but explain a little bit briefly...

Detective Wolf: Yes, sir.

Male 1: ...and why that's important.

Detective Wolf: Firearms examiners can examine the projectile and see if it came from a particular weapon.

Male 1: And how do they do that? Briefly, without getting too complicated.

Detective Wolf: To be in the most simple terms I can, I apologize if I'm a little remedial for some of you: If I was to fire a Glock 22 .40 caliber weapon here today, obviously the projectile would go out through the weapon. It would be marked with lands and grooves. The casing would be ejected. It would also be marked. The firearms examiner then does a comparison to those ballistics by doing test firing from like or similar ammunition and then compares the test fires to the actual rounds.

Male 1: So the lands and grooves that are found on an expended bullet and on a casing, are those marks for the most part unique?

Detective Wolf: Yes, sir.

Male 1: And is it because of their uniqueness that they can attribute those bullets and casings to an actual gun that was used to fire it.

Detective Wolf: That's correct.

Male 1: And we're going to be talking about some of that here.

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Detective Wolf: Yes.

Male 1: Alright. So let's go to the next wound that we have – can we – alright, thank you. I'm sorry. And let's talk about some of the wounds that are on the chart in the lower extremities on Ms. Taylor's body.

Detective Wolf: She had a wound to her left lower thigh that exited actually her left rear upper thigh, or side of her thigh. She also had what I call a through and through shot, a shot that went through her right foot and exited. And she also had a projectile that was found in the heel of her right foot.

Male 1: Okay. Alright. Did the medical examiner determine the cause of death for this young woman?

Detective Wolf: Yes, sir, he did.

Male 1: And what was that?

Detective Wolf: It was the wound here to the left upper breast.

Male 1: Alright. Did he indicate the trajectory or the manner in which it entered and left in the body? The direction.

Detective Wolf: Yes, sir. It entered the body in this area and took a downward direction from there.

Male 1: Alright. Did it cause injuries to her lungs, and did they ultimately cause her death?

Detective Wolf: Injury to her lungs, also ruptured an artery that caused some severe bleeding.

Male 1: Alright, thank you. Our next exhibit, who is Jon Mattingly? They've heard his name, but just a refresher - who is he on the technical level?

Detective Wolf: Jon Mattingly is the detective sergeant from the local police department that was also shot at this crime scene.

Male 1: Alright. And we've heard evidence. You're familiar with he was shot at the scene?

Detective Wolf: Yes, sir.

Male 1: Alright. And what is this we have here? At 65 for the record - hang on here. 65 for the record.

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Detective Wolf: Yes, sir.

Male 1: And what is 65? Orient us here for a minute. Is this a wound locator chart?

Detective Wolf: Yes, sir, this is a wound locator.

Male 1: And was this done by Dr. Smock?

Detective Wolf: Yes, sir. From...

Male 1: Are you familiar with Dr. Smock in your years of work?

Detective Wolf: Yes, sir. I've worked with Dr. Smock many times over the years.

Male 1: He's the preeminent forensic wound doctor in Louisville, is that correct?

Detective Wolf: Yes.

Male 1: Or really in the commonwealth.

Detective Wolf: Right.

Male 1: Alright. Now do we have wounds indicated here that Mr. Mattingly suffered based on the forensic work with Dr. Smock?

Detective Wolf: Yes, sir. Sergeant Mattingly had a wound that entered his left upper thigh to the front and exited the rear left upper thigh.

Male 1: Alright. And is there any other injuries or is that it?

Detective Wolf: That was the only injury that...

Male 1: Alright. No now you had talked about – we talked briefly and that's why I asked you questions on it. You said very briefly that casings can be used to determine through a forensic exam what gun they were fired from.

Detective Wolf: Yes, sir.

Male 1: Alright. Let's take a moment here and you help me and the jury talk a little bit about what a – you mentioned the term Glock. Is a Glock a 9mm?

Detective Wolf: In this particular case it was a .40 caliber.

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Male 1: Uh-huh (affirmative).

Detective Wolf: .40 caliber Glock 22 was the model.

Male 1: Alright. And are casings ejected from a firearm of that type?

Detective Wolf: Yes.

Male 1: Explain what you mean to the jury. Are you familiar with this kind of firearm?

Detective Wolf: Yes, sir. Typically if you're firing a firearm, it will eject to your right and they will pop out to the right. Depending on what's beside you, if it's grass, if it's concrete, how far they travel, and how far they go, but typically they'll eject to the right side of the weapon.

Male 1: And then would a new - a live round then rolls up into the chamber?

Detective Wolf: Right. Once the round is ejected, the next round comes into the chamber until the weapon is empty. And then it'll lock back at what point it's empty.

Male 1: Now do police officers commonly, and certainly in Louisville, will use a 9mm Glock as their service weapon?

Detective Wolf: Yes, sir. The Glock 40 is the weapon that in the Louisville Police Department all the officers will carry.

Male 1: Okay. And we've talked about Jon Mattingly. We've also heard about Brett Hankison at the scene...

Detective Wolf: Yes, sir.

Male 1: ...and a Myles Cosgrove. Were they all using Glock 9mm weapons on the night of Breonna's death?

Detective Wolf: They were using the Glock 40.

Male 1: The Glock 40. I stand corrected. I'm sorry. Alright. But that Glock ejects the casings?

Detective Wolf: Yes.

Male 1: Alright. And in preparation for your testimony, you and I went over the photos and...

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Detective Wolf: Yes.

Male 1: Is that correct?

Detective Wolf: Yes, sir.

Male 1: Because at the scene photo there's a number of casings.

Detective Wolf: Right.

Male 1: And were casings examined forensically to determine the source of the firing of those bullets?

Detective Wolf: Yes, sir. They were sent to the state police lab for analysis.

Male 1: Alright. In preparation, you and I have been looking with other prosecutors at the photos that will help the jury see where these casings were located, is that right?

Detective Wolf: Yes, sir.

Male 1: Alright. Let me go to my next series here. 66. Alright now let's get us oriented here for just a moment. Let's wait one moment here, I may have you do a little walking around here for a second.

Detective Wolf: Our trajectory report?

Male 1: One moment here. Alright. Detective Wolf, I need you to come over here.

Detective Wolf: Alright.

Male 1: You might be able to use one of these because, to kind of orient the jury. We're going to be looking at...

Detective Wolf: (Inaudible). This is the front of the apartment window the gunshots were in. These markings that you see here that were initially marked by the Louisville Police Department evidence production, it was determined these were already at the scene. They had no bearing on this, they were some old casings. But they were marked initially.

Male 1: Now we're going to be looking at some photos. In fact, Rita's already put one up. Kind of orient them on where these projectiles are with either photo that helps you.

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Detective Wolf: The projectiles are the casings you'll be seeing...

Male 1: (Inaudible).

Detective Wolf: The first casings are here. This is the parking lot. They're in the area of these cars.

Male 1: Alright. Let's go up here and look at what we've got. I'm going to make it simple.

Detective Wolf: If you look at this...

Male 1: Alright. Thank you.

Detective Wolf: ...this is the area here where the casings were.

Male 1: Alright. Now I'm going to make it simple. Were all the casings that you and I are going to be talking to the jury about this morning, were they all forensically examined?

Detective Wolf: Yes, sir.

Male 1: By the Kentucky State Police ballistics expert?

Detective Wolf: Yes, sir.

Male 1: Alright. And was the Kentucky State Police ballistics expert able to identify in each instance the casing and where the source of the firearm was?

Detective Wolf: Yes, sir.

Male 1: Alright. Now we're looking at some casings, you're telling the jury, out in the parking lot away from the apartment. Is that correct?

Detective Wolf: Yes, sir.

Male 1: Are these casings that were determined by the forensic ballistic exam to be Brett Hankison's?

Detective Wolf: Yes, sir.

Male 1: Alright.

Detective Wolf: And these here, these are the casing I mentioned earlier that they're not relevant to this scene. They were in the parking lot or in the mulch from an earlier incident. I

think somebody mentioned something about maybe New Year's Eve somebody shot off a gun.

Male 1: Alright. Those are irrelevant and have been determined to be unconnected...

Detective Wolf: Yes, sir...

Male 1: Alright.

Detective Wolf: These other casings where (inaudible)...

Male 1: Okay. That's 66?

Detective Wolf: Yes, sir.

Male 1: Can we look at 60 – which one's – there you've got one, two...

Detective Wolf: One, two, - one, three, four - here's five, six, seven, eight. I believe nine is behind the tire here. And if you look at these, here's the back of this pickup truck. The first group of casings are here. And then you come over here to the right, slide them and you're facing the apartment is where the second set of casings are at.

Male 1: Alright. 60.

Male: (Inaudible) nine. Is that where we determined there's been nine casings from Brett Hankison...

Detective Wolf: Ten casings were recovered, yes, sir.

Male 1: Thank you for the question. Raise your hand if at any time you have a question. Okay, let's go to 68 if we could. Alright?

Detective Wolf: This is the casings and this is the sliding glass door that you'll see that shots were fired through, and this is the window you'll see shots were fired through.

Male 1: All these casings we see around these vehicles you've pointed out to the jury are going to see?

Detective Wolf: Yes.

Male 1: (Inaudible).

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Detective Wolf: They go five, six, seven, eight, nine, you can just there and ten.

Male 1: Alright. They are all casings from a firearm that was determined to belong to Brett Hankison, is that correct?

Detective Wolf: Yes, sir.

Male 1: Alright. Now I want to go to – did I get 60 – let's go to 69 real quick. I think you've already counted these, but let's see. Yes, ma'am, you've already put it up?

Woman 1: (Inaudible).

Male 1: I didn't know. Okay, 68, I'm sorry. And then we'll go to 69.

Woman 1: Okay.

Male 1: Okay. Alright. Thank you for reminding me. These are all just other photographs of...

Detective Wolf: Yes, sir.

Male 1: ...of the casings located...

Detective Wolf: Just another picture of the casings.

Male 1: Now when there is a crime scene, is it common for detectives like yourself and other agents with law enforcement to work a scene?

Detective Wolf: Yes, sir.

Male 1: And to collect evidence?

Detective Wolf: Yes, sir.

Male 1: As part of that collection, is it common form to collect casings and bullets and any other paraphernalia that looks to them to be connected to the crime?

Detective Wolf: Yes, sir.

Male 1: Alright. Now, so we've got - all of these are Brett Hankison?

Detective Wolf: Yes, sir.

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Male 1: Alright.

Woman: Can I ask a question?

Male 1: Yes, please.

Woman: I'm assuming these vehicles weren't there at the time of the shots?

Detective Wolf: Yes.

Woman: They weren't moved, right?

Detective Wolf: No, these were the pictures actually at the crime scene by the Louisville police detectives.

Woman: Thank you.

Male 1: Thank you. Now you had pointed out – I think it a moment ago about the sliding door over here?

Detective Wolf: Yes, sir.

Male 1: Thank you, (sounds like Allie). Let's show them because we're going to show a couple photos of this window.

Detective Wolf: Here again, he's in this parking lot, and here's the sliding glass door that five shots were fired through, and then the window that five shots were fired through.

Male 1: Alright. Is that Breonna's sister's bedroom there?

Detective Wolf: Yes, sir.

Male 1: Alright.

Detective Wolf: From what I understand.

Male 1: And this goes into the...

Detective Wolf: The living room.

Male 1: ...living room. Okay. Now I ask you that because I want to show the jury Exhibit 70. Detective Wolf, what is that? Explain that to the jury about these marks there.

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Detective Wolf: This is the screen door that is on the outside – you can see the shattered sliding glass door, and this is marking the five holes in the screen where the projectile went through the screen door.

Male 1: And based on the trajectory, those are Hankison's shots?

Detective Wolf: Yes.

Male 1: As far as we know.

Detective Wolf: Yes, sir.

Male 1: Alright what about 71?

Detective Wolf: That's a close-up of the same thing. Screen door on the outside of the shattered – you can see the shattered sliding glass door.

Male: (Inaudible).

Detective Wolf: You know, that's a good question, I can't...

{Crosstalk}

Male: (Inaudible).

Male: No, I think it's the sliding door. (Inaudible).

Detective Wolf: It looks like just a typical screen door to me, but you...

Male: I mean just what's behind it...

Detective Wolf: That's just the room, you see...

Male: Alright.

Detective Wolf: There were some blinds that you'll see when you see some of the pictures.

Male 1: And curtains too.

Detective Wolf: Yeah.

Male 1: Yes?

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Male: (Inaudible).

Male 1: And what we have marked are the actual bullet holes...

Detective Wolf: Right.

Male 1: ...from the bullets flying through that part of the apartment.

Detective Wolf: Yes, sir.

Male 1: Alright.

Male: (Inaudible).

Male 1: Yes, sir?

Male: Those bullets, are those the ones that went into Apartment 3?

Male 1: We're going to show you some trajectories. Good question. If you'll hang on we're going to be able to show you. We're going to talk a little about the trajectory forensic work that's done, so hold that for a moment. You're right on target I think. Alright. Wait a minute.

Woman 1: (Inaudible).

Male 1: Yeah, go ahead.

{Inaudible Crosstalk}

Male: So who was shooting from behind? (Inaudible)...

Detective Wolf: You know, it's...

Male: (Inaudible).

Detective Wolf: There again...

{Crosstalk}

Detective Wolf: ...all the evidence of the shot casings were identified by (inaudible). Obviously there was a lot going on. There's a potential, I think you'll see that in some of these other pictures. The first thing that gets kicked and moved and picked up and moved were

the shell casings. They're easy hint, in general, to your point. You'll expect to see your casings right before you shoot.

Male 1: What are we looking at here, Detective Wolf?

Detective Wolf: This is the second window...

Male 1: What exhibit number is that?

Woman 1: (Inaudible).

Male 1: Huh?

Woman 1: (Inaudible).

Male 1: Okay. Got to introduce to Jeff Ogg.

Detective Wolf: You see through shots through the window that is - five shots.

Male 1: That's the window in Breonna's sister's bedroom?

Detective Wolf: Yes, sir.

Male 1: How many bullets went through there?

Detective Wolf: Five.

Male 1: Alright. Cosgrove is next.

Detective Wolf: That was Exhibit 22.

Male 1: Thank you. Let's go to Exhibit 72. Just about where are we on this scene here, Detective?

Detective Wolf: We're looking into where it goes into the apartments. The apartment here is Ms. Taylor's apartment, it's Apartment 3. This is where the officers were staging to enter the apartment and where Cosgrove and Mattingly's shell casings were located.

Male 1: Alright. And these markers here, what do they represent? I think you just said a moment ago, what are we going to see here?

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Detective Wolf: These are mostly shell casings. There's some other things in here, but I think the emphasis on this is this the shell casings from Detective Cosgrove and Detective Sergeant Mattingly.

Male 1: Alright.

Detective Wolf: And there's a couple of other things marked in there you'll be able to see when we get up close.

Male 1: Alright. Kind of touch on 19. Make a closer one here. Let's go to 73, see if that helps us out.

Detective Wolf: Mm-hmm.

Male 1: Alright. Is it the same foyer we're looking at, just a different portion of that breezeway?

Detective Wolf: Yes, and you can see here is the entry device, ram, whatever you can call it that they used to make entry to the door, and it's basically just a ram and then you see shell casings 22, 23, 29, 28.

Male 1: So let's point out for the jury some of the casings here that are numbered. Can you read them alright? For instance, mine says 10...

Detective Wolf: (Inaudible) 19 is Detective – has been identified as coming from him. These casings were sent to the Kentucky State Police lab for examination and comparison with the officer's guns. 19 came back as matching Detective Cosgrove's weapon.

Male 1: Alright.

Detective Wolf: 20, which is right here, again Detective Cosgrove. 23, Detective Cosgrove. 24, 25, 28 – I believe that's 28, 29, 30...

Male 1: There's 29.

Detective Wolf: There's 29, 28, 30 is a casing from Detective Cosgrove. 31, and looking for 32. 32, 33 is the phone, 34, 35...

Male: All these are Cosgrove?

Detective Wolf: Yes, sir.

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Male 1: How many shell casings from Cosgrove was there recovered from the scene by the police?

Detective Wolf: Sixteen.

Male 1: Alright. Now kind of orient them. That's in the breezeway, and...

Detective Wolf: Yes, sir.

Male 1: What apartments are those to?

Detective Wolf: I believe this is Apartment 3 right here, and the victim's apartment is right here. Yes?

Woman: Is that one or two (inaudible)?

Detective Wolf: I think there's one more casing when they were just inside the door, but I don't seem to have a picture of it.

Male 1: 27. (Inaudible). 27...

Detective Wolf: There's 27, shell casing 27...

Male 1: Uh-huh (affirmative).

Male: So the casings from Cosgrove? All of them?

Male 1: He's asking a question.

Detective Wolf: Sixteen.

Male: Sixteen?

Detective Wolf: Yeah. 38 and there's 39 just inside the door.

Male 1: Alright. How many bullets can be fired with a fully-loaded magazine and one in the chamber with the type of 9mm that Detective Myles Cosgrove would've had that evening?

Detective Wolf: A Glock 22 .40 caliber will fire 16 rounds until empty. After 16 rounds, it will lock back and you have to reload, put another magazine in it before you can fire. So he had 16 rounds.

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Male 1: Pretty much emptied what he had.

Detective Wolf: I'm sorry?

Male 1: He pretty much emptied what the...

Detective Wolf: Yes. So he basically, it appears, shot his fully-loaded firearm empty.

Male 1: Alright.

Woman: I have a question (inaudible). All of those that you just read out, they were all Cosgrove?

Detective Wolf: Yes, ma'am.

Woman: Okay. And will you get to the – just to be clear about the distance of them.

Detective Wolf: I'll try.

Woman: Okay.

Detective Wolf: I think we'll show you some trajectory charts that will kind of look at that.

Woman: Okay, so...

Detective Wolf: Make more sense.

Woman: Well it speak to, like – how far the casing can fly?

Detective Wolf: How far a casing can...

Woman: When shot?

Detective Wolf: I don't know if there's scientific evidence to how far a casing will fly. I spend a lot of time shooting on the range, I'd say that due to (inaudible) it depends on a lot of factors.

Woman: Okay. So do you feel that the distance these were fired out toward the sidewalk that that would be an appropriate distance for someone standing in front of the doorway? Does that question make sense?

Detective Wolf: It probably does, but you have to realize that...

{Laughter}

{Crosstalk}

Detective Wolf: Yeah, there's the possibility...

Woman: (Inaudible).

Detective Wolf: I understand that after this happened we had medical people and other officers and it was a chaotic situation. So to say that this is the final resting location - they could've been kicked, or knocked, or picked up...

Woman: Not necessarily where they fell.

Detective Wolf: Right, that's right.

Woman: Okay, thank you.

Woman 1: (Inaudible).

Male 1: Okay. For the record, are Exhibit 70 through 84 Cosgrove's bullets, casings, correct?

Male: An approximation. But it would appear that he fired them all at the same speed in a similar position?

Male: Who was...

Male: Cosgrove.

Male: Cosgrove? No since we're only speaking about these that we've found so far. Does it seem like he probably moved a lot, there's no way of telling exactly, I realize that, but it just seems like - was he moving much or did he just fire the whole magazine?

Detective Wolf: I believe what happened, again just based on things I heard and believe after Detective Mattingly gets hit, he's the first guy in and Cosgrove's behind him, so I think he kind of moved up to put cover on Mattingly. So I think when he moved inside, it's probably where you get to casing 39. But police officers are trained to try to get cover, try to get behind something when you're shooting. That's a natural instinct for a police officer. So you know you go through that door you don't have any cover. So as soon as Mattingly went down pretty much in that area, he's trying to cover his fallen officer.

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Male: It would seem this is all an approximation that 39 he would have to cross the threshold?

Detective Wolf: I believe that that's possible. Then again...

Male: Okay.

Detective Wolf: ...we're dealing with...

Male: And the second casing goes off to the right?

Detective Wolf: Right. There again there's factors involved, officers were coming in and out, medical people were coming in and out, but that – yes.

Woman: And that was Cosgrove's?

Detective Wolf: Yes, ma'am.

Male 1: I think I stepped on his question. His was Exhibit 73 through 84, those were the photos that Detective Wolf identified as 16 casings the forensic exam said they were fired from Cosgrove's 9mm. Is that right, Detective?

Detective Wolf: Yes, sir. .40 caliber

Male 1: We're going to go to Mattingly. Let's go to – wait a minute. (Inaudible). That's Cosgrove. What numbers are Mattingly?

Woman 1: (Inaudible).

Male 1: Yeah.

Woman 1: (Inaudible), and they start at 77 for Mattingly.

Male 1: Okay, we got 77. Okay. We got them all?

Woman 1: We got them all so far, just start at 77.

Male 1: Alright.

Woman 1: Here's the apartment.

Male 1: We have to do Mattingly, don't we?

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Woman 1: Yes.

Detective Wolf: Yes, ma'am?

Woman 1: (Inaudible) 77.

Male 1: We got him. Okay, we're good.

Woman 1: Now you haven't talked to him?

Male 1: I haven't talked to him but that's what we need, 77?

Woman 1: Yeah, we need it for our jurors.

Male 1: Well - here we are. I've got him. Okay.

Male: (Inaudible).

Detective Wolf: I'm sorry, (inaudible).

Male: No, just for the record. You said yesterday that there were two 9mm's? (Inaudible)

Woman: A 9mm Glock...

Male: Can you repeat the question?

Male: Yesterday Detective Mattingly said that the approved weapons for LMPD officers are Glock 9mm models 17, 19, 45, and 34. Their off-duty weapons are 26, 27, 19 (inaudible)...

Woman: (Inaudible).

Male: 30.

Male: 30?

Woman: (Inaudible).

Male: Is a 9mm the same as what you keep referring to as a Glock .40 caliber?

Detective Wolf: No, it's a different...

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Male: It is a different...

Detective Wolf: Yes, different kind.

Male: Alright.

Woman: Does that mean they're not using...

Detective Wolf: I think you may be confusing off-duty with...

Woman: (Inaudible)?

Male: Can I ask a question again? Yesterday Detective (inaudible) from the weapons training had stated that the approved weapons for LMPD officers are a Glock 9mm. This is all he mentioned, a Glock 9mm model 17, 19, 45, and 34. Their off-duty weapons they could've used other models. Actually one of them was the same. There's 26, 27, 19, and 30. But they were all 9mm. The approved weapons were all Glock 9mm.

Detective Wolf: I'm not sure how (inaudible).

Male: My question was what's the difference – the initial question was is a Glock 9 the same as a .40 caliber?

Detective Wolf: No.

Male: Are the 9mm and the .40 caliber the same thing? And it's not. It is a different sized bullet?

Detective Wolf: Yes, sir.

Woman: And then my follow up question is what do you think about an unauthorized gun?

Male 1: Was your question what is an authorized firearm for a police officer with the LMPD?

Male: Yes. We were told by the weapons trainer yesterday in the recorded segment that the approved weapons were 9mm handguns. And now we're hearing that the bullets fired were .40 caliber bullets. So that doesn't match up with what we heard yesterday for what's approved.

Male 1: We need to get an answer for you.

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- Male: So are these officers using unapproved weapons?
- Male 1: Unapproved – we'll get an answer for that. You don't know the answer to that.
- Detective Wolf: No.
- Male 1: They're asking whether they had approved or unapproved firearms on the night of the shooting. We'll find out rather than speculate.
- Woman: And he did say in from the forensics all the shell casings were from the .40 caliber?
- Detective Wolf: Yes.
- Woman: They're all from a .40 caliber gun?
- Male 1: Yes but there were three...
- Woman: Correct.
- Male 1: ...separate firearms that were fired that night. Let's go to Mattingly with 77.
- Detective Wolf: Looking at the casings from Detective Mattingly...
- Male 1: And which were his casings?
- Detective Wolf: 26, 27, 28, 30 and 31.
- Male 1: And this is out in the breezeway?
- Detective Wolf: Yes.
- Male 1: And where approximately if you can tell by looking at the photo was Breonna's apartment at that night? Approximately.
- Detective Wolf: I believe here is the door to her apartment.
- Male 1: Which is right over here right?
- Detective Wolf: Right.
- Male 1: Alright. Okay. Now where is Apartment 3?

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Detective Wolf: Right here in this location.

Male 1: Okay. And why is Apartment 3 a concern to this particular investigation?

Detective Wolf: That is where the projectiles went through the walls of Apartment 4 and into Apartment 3.

Male 1: There were people living in Apartment 3?

Detective Wolf: Yes.

Male 1: Did that include a mother, a father and a child?

Detective Wolf: Yes.

Male 1: Alright. And were they present in that apartment the night these shootings occurred?

Detective Wolf: Yes.

Male 1: Alright. And I want to put up 78 if I could. What is that photo of?

Detective Wolf: This is Apartment 3.

Male 1: Alright. And that's the apartment we're talking about?

Detective Wolf: Right.

Male 1: And that's the apartment - some bullets entered that apartment that night. Is that right?

Detective Wolf: Yes.

Male 1: Let's go to 79 inside. What's going on here, Detective?

Detective Wolf: This is the wall of Apartment 3 where you can see the projectiles came through the wall.

Male 1: Alright. Are two of those...

Detective Wolf: You can see one there, one there, and then you can barely see this one at the...

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Male 1: So there's three bullets at least on this photo that entered that apartment?

Detective Wolf: Right.

Male 1: Alright. And is this apartment, does it back into Breonna's apartment? Just pretty much the mirror image of it.

Detective Wolf: Yes. You look at this, this backs up to her dining room.

Male 1: Alright. 80, let's look at that. Is 80 the one that you were showing the jury a moment ago that was behind that chair?

Detective Wolf: Yes, that's what you can see behind the chair.

Male 1: Alright. Let's go to 81. What's that?

Detective Wolf: That is a projectile located on the kitchen table.

Male 1: Alright. Is this in Apartment 3?

Detective Wolf: Yes.

Male 1: Alright. Was that recovered?

Detective Wolf: Yes.

Male 1: Alright. And was there forensic work done on that bullet?

Detective Wolf: Yes, sir.

Male 1: And did that forensic work determine who shot that bullet that went through the wall and landed on the table?

Detective Wolf: Yes, it did.

Male 1: Who fired that bullet that night?

Detective Wolf: Detective Hankison.

Male 1: Alright. Can we go to 82? Whose sliding glass door is that?

Detective Wolf: That's the sliding glass door in Apartment 3.

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Male 1: Alright. These are the folks that live in the apartment right next to Breonna?

Detective Wolf: Yes, sir.

Male 1: Appears that got all shot up too that night?

Detective Wolf: Yes, sir.

Male 1: 83?

Detective Wolf: That's the projectile located on the floor in the glass from the door.

Male 1: Alright. Was that forensically examined by the Kentucky State Police ballistic experts?

Detective Wolf: Yes, it was.

Male 1: Were they able from that forensic exam of that bullet to determine who fired that bullet that went through Apartment 3 and landed on the floor?

Detective Wolf: Yes, sir.

Male 1: Who did that?

Detective Wolf: Detective Hankison.

Male 1: Okay, make sure I've got everything. One second here. Wait one – I just have one quick – let me check with Rita real quick. I don't have 84.

{Background Crosstalk Begins}

Woman 1: You've got to get – well you can get...

Male 1: (Inaudible).

Woman 1: (Inaudible).

Male 1: Yeah, I've got it.

Woman 1: (Inaudible).

Male 1: Uh-huh (affirmative).

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Woman 1: (Inaudible).

Male 1: Yeah, should be 85. Alright. Hold on. You're saying 84. That's right, okay.

Woman 1: (Inaudible).

{Background Crosstalk Ends}

Male 1: Now we've talked to, ladies and gentleman of the jury, about several bullets and bullet holes that were located inside Apartment 3. There were a number of bullets recovered in and around the scene of the shooting that night. Is that correct?

Detective Wolf: Yes, sir.

Male 1: And a number of them – all of them were forensically examined to see if they could determine who the origin of those firings, is that correct?

Detective Wolf: Yes, sir.

Male 1: Alright. And so you're going to be telling the jury who fired it – it's based on the reported forensic exam by ballistic experts. Is that right?

Detective Wolf: Yes, sir.

Male 1: Alright. And so let's go to number 85. Alright. And I think the jury's seen this before, but just for the record if you'll orient where are we in Breonna's apartment there.

Detective Wolf: This is the hallway of the apartment. You can see the victim...

Male 1: Alright. There's some markers there. Is that right?

Detective Wolf: Yes, sir.

Male 1: 42 is one of them, right?

Detective Wolf: Yes, sir.

Male 1: Alright. Kind of hard to see, but there's a casing, a bullet there. Is that correct?

Detective Wolf: Yes, sir, that's a bullet.

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Male 1: Alright. And was that bullet forensically examined?

Detective Wolf: Yes, sir.

Male 1: And whose bullet was that? Who fired that rather?

Detective Wolf: It came from Detective Cosgrove's gun.

Male 1: Alright. There's a marker 43 right next to Breonna's body lying down there. Do you recall what that is that...

Detective Wolf: That is a phone.

Male 1: Alright. That is her cellphone?

Detective Wolf: Yes, sir.

Male 1: Alright. And then 41, can you see that?

Detective Wolf: Yes.

Male 1: Shine that. What is that?

Detective Wolf: That is a casing.

Male 1: Alright. And were the ballistic examiners, were they able to determine the origin of that casing? What gun fired that that left that casing here on the floor?

Detective Wolf: It is a Glock 43X.

Male 1: Alright. And who was using that gun that night?

Detective Wolf: It's my understanding Kenneth Walker. That was Kenneth Walker's weapon.

Male 1: Alright. So that casing came from that firearm?

Detective Wolf: Yes, sir.

Male 1: Alright. And they recovered Mr. Walker's gun that Mr. Walker had used that night, is that correct?

Detective Wolf: Yes, sir.

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Male 1: And did forensic exam work on it just like we've been talking about?

Detective Wolf: Yes, sir.

Male 1: Alright. 86. Alright, where are we? We're still in Breonna's apartment here, are we not?

Detective Wolf: Yes.

Male 1: Okay. And are there bullets that were recovered by the police department examining this apartment that night?

Detective Wolf: Yes.

Male 1: Alright. And we actually have holes, bullet holes in these cabinets, aren't there?

Detective Wolf: Yes, sir.

Male 1: Alright. Were there bullets recovered from that?

Detective Wolf: Yes, sir.

Male 1: Alright. And just to orient the jury here, go back just one second. I apologize. Did you already shine these two entries there?

Detective Wolf: Yes.

Male 1: Okay, thank you. Alright let's go to 45 if we could next.

Woman 1: (Inaudible).

Male 1: That is 45, 40 – wait a minute. Yes, let's go to the next one, it'll be 47. Alright. Okay. It's – wait a minute that's the marker number. 87, can we go to 87? I'm sorry. And what is that I'm looking at?

Detective Wolf: That is marker 45.

Male 1: Alright and what is that?

Detective Wolf: That's a projectile.

Male 1: Alright. Did they attempt to match that?

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Detective Wolf: Yes.

Male 1: They have any success?

Detective Wolf: No, they didn't.

Male 1: Alright. Now that one, can we go back for just a moment. See that rod there? Can we go back to 86 for a moment? Thank you. And that pan, did it come from this particular cabinet here left and to the bottom there?

Detective Wolf: Yes.

Male 1: Where you see the rod? Thank you. Can we go to 88 for a moment? Thank you. Alright. Did they recover a bullet in that area of that stove in Breonna's kitchen?

Detective Wolf: Yes, sir.

Male 1: And whereabouts is that, can you show the jury? There you go.

Detective Wolf: There (inaudible).

Male 1: Alright. And 46, was that examined by the ballistics experts at the Kentucky State Police lab?

Detective Wolf: Yes.

Male 1: Were they able to make any determination of what gun that fired that bullet that landed there next to the stove?

Detective Wolf: No, sir, it was inconclusive.

Male 1: Alright. Yes, questions?

{Crosstalk}

Male: Could they at least tell caliber of the...

Male 1: Did you hear the question, detective? He's asking if we know the caliber – we're going to check.

Male: (Inaudible).

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Male 1: Yes, good question. May take a moment, there are quite a bit of items that are examined for ballistic exams. Just give us one second to answer your question.

Woman: I have a follow-up question when you're done with that.

Male 1: Okay. You can go ahead and ask your question.

Woman: Could you tell me what (inaudible)?

[Brief Pause]

Male 1: (Inaudible).

Woman: (Inaudible).

Male 1: Alex - Alec, could we flip the light on for a second so we (inaudible). I know it's in there.

Woman 1: (Inaudible).

Detective Wolf: They were all identified as .40 caliber. And when I say inconclusive, actually what they're saying is that it could've come from any of the officer's weapons. It might've come from Cosgrove or Hankison, yes.

Male 1: I apologize, I didn't bring that point up. When we say they didn't match it, didn't necessarily mean that there's some outlier that shot that in. They know it came from one of the three, either Myles Cosgrove, John Mattingly, or Brett Hankison, but there was insufficient detail on the bullet for them to conclude which of the three. And let me go back because they're looking at what striations and marks...

Detective Wolf: Yes.

Male 1: ...and there has to be a sufficient number of identical marks for them to say yes that came from Myles Cosgrove's gun. If they don't, then they call it inconclusive. And so I may be using some loose terms saying they weren't able to match that up. Well they weren't, but they know it came from one of those three firearms. The only one different was the one you saw in the hallway, the casing from Kenneth Walker. Alright. I think this young lady had a question.

Woman: I think you just answered it. I was going to see if that (inaudible) their weapons, but it doesn't sound like it was anybody else, just (inaudible).

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Male 1: We answered the question before you asked it. But if we haven't, please continue that because that's what you're all here for. Alright. Now when you were showing the jury the outside of this window you recalled that it belong to Breonna's sister's bedroom?

Detective Wolf: Yes, sir.

Male 1: We've looked at and even pointed out bullet holes in the screen adjacent to that window before it got blown out, is that right?

Detective Wolf: Yes, sir.

Male 1: Did we recover – and I'm looking at Exhibit 89. That's what I'm up to now? Yes, 89.

Detective Wolf: Yes, sir.

Male 1: Were there bullets located in the sister's bedroom?

Detective Wolf: Yes, sir.

Male 1: Alright. And that marker 47, is that where one of the bullets was located?

Detective Wolf: Yes, sir.

Male 1: Was it in her dresser drawer?

Detective Wolf: Yes, sir.

Male 1: Alright. We're going to go to number 90. Photograph number 90 – yes?

Woman 1: (Inaudible).

Male 1: Yes. Okay, yes. Thank you. Wait, I'm going to go back real quick to 47. Was that a projectile, or bullet I'm calling it...

Detective Wolf: Projectile, yes, sir.

Male 1: Yeah. Did they examine it and if they examined it, where they able to distinguish whether it was Cosgrove, Mattingly, or Hankison that fired that bullet?

Detective Wolf: They did examine it and they were not able to distinguish.

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Male 1: Okay. There was...

Detective Wolf: (Inaudible).

Male 1: I'm sorry, I stepped on your...

Detective Wolf: I'm sorry, I just said who fired that was (inaudible).

Male 1: Was there a second bullet found in the sister's bedroom?

Detective Wolf: Yes, sir.

Male 1: Was it in the closet of her bedroom?

Detective Wolf: Yes, sir.

Male 1: Alright. Is 48 a marker that was used to identify the location of that bullet when the police found it?

Detective Wolf: Yes, sir.

Male 1: Alright. And was that bullet taken down to the KSP lab and examined to determine the source, who shot that bullet into her bedroom.

Detective Wolf: No, sir, it was indistinguishable. They could not tell which officer had fired that.

Male 1: Same thing. We know it came from one of those three guns, but we couldn't tell which of the three.

Detective Wolf: Yes, sir.

Male 1: Alright. 91 is a shoebox.

Detective Wolf: Yes, sir.

Male 1: Is there a hole in that, what appears to be a bullet hole?

Detective Wolf: Yes, sir.

Male 1: Did they locate a projectile in there?

Detective Wolf: They did.

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Male 1: And that shoebox is – what does that appear from looking at the photo, where that is located?

Detective Wolf: It's in the victim's closet.

Male 1: Alright. When you're talking about the victim, we're talking about Breonna's.

Detective Wolf: Yes.

Male 1: Alright...

Detective Wolf: Oh, I'm sorry. She's ahead of me. Oh, right.

Male 1: And were they able to match that bullet with any of the three firearms used by the three detectives?

Detective Wolf: No, sir. There again, it could've come from any of their weapons but they were not able to distinguish which one.

Woman: (Inaudible).

Male 1: Yes, you have a question?

Woman: (Inaudible).

Detective Wolf: Was the shield...

Woman: (Inaudible).

Detective Wolf: It was located in the closet but I believe they took it out when they photographed it and put it on – if you see here, here's the closet and here's...

Male 1: Good question though. I appreciate it. It was originally in the closet.

Male: (Inaudible).

Male 1: Does that clear it up? Does that clear the question you originally had up?

Woman: (Inaudible).

Male 1: Thank you for your question. Let's go to 92. Could we do that for a moment, and then we might want to flip back and forth.

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Detective Wolf: Alright.

Male 1: Explain to the jury what we're looking at there.

Detective Wolf: That's in the closet where the shoebox was located.

Male 1: Is that a bullet hole they've marked?

Detective Wolf: Yes, sir.

Male 1: Is that where that shoebox was before...

Detective Wolf: Yes, sir.

Male 1: ...it was moved and examined by the police?

Detective Wolf: Yes, sir, that's my understanding.

Male 1: Alright, thank you.

Woman: I have a question.

Male 1: Yes, ma'am?

Woman: So...

Male 1: Please.

Woman: Where the shoebox is in the closet with the other shoes, the bullet would have to come through that wall from the front wall?

Male 1: Yeah.

Woman: Clear back to the closet where the shoeboxes were?

Male 1: Can we go back and look at that closet that Rita was showing a minute ago? So she can see what it shows.

Woman: There we go.

Male 1: Does that answer your question?

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Woman: So the shoebox then was turned but the bullet with the shoebox on the washing machine was turned facing down so the bullet came through that wall.

Male 1: Yes, ma'am.

Woman: Not from (inaudible).

Male 1: I'll tell you the answer but I'll let the detective – did you hear her question?

Detective Wolf: Yes. She's going to put the trajectory report up which I think is definitely kind of (inaudible).

Male 1: While Rita is getting that trajectory, tell them a little bit what is this?

Detective Wolf: This is...

Male 1: And who did this work for it? Yes, you have a question?

Woman: Before we get on that, can we go back to that picture?

Male 1: Yes. You're talking about the shoebox?

Woman: Yeah. Right there. So is the other – I see where the one bullet is, is that another bullet right next to it?

{Crosstalk}

Detective Wolf: If you look at the wall on the other side – where's the trajectory?

Male 1: Does that answer your question ma'am?

Detective Wolf: Here's the...

Woman: I (inaudible) wall.

Detective Wolf: Right.

Woman: Can we see the (inaudible) shot through the wall?

Male 1: Now this is a different exhibit, I think we may have seen some of it the other day with Barbara. Tell the ladies and gentlemen of the jury what is it that all these lines and marks and - what is this exhibit we're looking at now and how does it help us?

Detective Wolf: This was prepared by the FBI when they went in. It's a trajectory report and basically it just shows you they take the holes and the bullets and where they're able to match up things and get an idea of where they came from and then go back and show what direction these rounds came from. You can see these rounds here that we talked about earlier come in the direction of where Detective Hankison's casings were found as well as these that go through. And then these rounds here come in the direction of where Detective Cosgrove and Mattingly were at.

Male 1: Now not every fired shot could we get a trajectory on, is that correct?

Detective Wolf: Yes. Sometimes depending on what the hole or what it was they can't establish. It's not a clean enough hole or clean enough to do a trajectory. So they can't do every one but these were the ones. To me this kind of makes me shake my head, get an understanding of what was going on.

Male 1: Alright. For instance, if you don't have a hole or an exit from which a bullet can be located, can they do a trajectory?

Detective Wolf: It depends on if – no they can't. If they find a bullet that was laying on the floor, which happened a couple times in this, they can't. The good indications here where you have a screen door that had five shots in it or four shots – five shots and then you have a wall over here, it's easy to then come up with trajectories - the more points you have that you could use.

Male 1: What's on the other side of this wall here?

Detective Wolf: Again that's Apartment 3.

Male 1: Alright.

Detective Wolf: The pictures we showed you earlier of the other side.

Male 1: That helps you on seeing some of the trajectory; we had shown to you earlier and kind of show you where Hankison was firing shots outside of the apartment. And if you could show the one up in the bathroom we're getting ready to show that to them.

Detective Wolf: Yes, sir.

Male 1: And that appears to go through the sister's bedroom, doesn't it?

Detective Wolf: Yes.

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Male 1: Now that takes us right to 92 which is a bullet the police found that night.

Detective Wolf: Yes.

Male 1: And where is this bullet located at? We can kind of see it's the bathroom.

Detective Wolf: It's there in the front. The front bathroom – what I call the front bathroom there was two, one further back and if you went through and looked at the trajectory report and then came to rest.

Male 1: Alright, good.

Detective Wolf: This...

Male 1: I was just getting ready to ask her to do that. Show them what bathroom that is where that bullet came.

Detective Wolf: This one here.

Male 1: Alright. And this – let me – there's two bathrooms. The one on the right, is that the one off Breonna Taylor's...

Detective Wolf: That's what they call the master bedroom...

Male 1: The sister's bedroom, I call it. Alright. Now we've got a bullet in what looks like the soap tray of that bathroom, the sister's bathroom. Was that taken to the Kentucky State Police lab to determine if they could identify who fired that bullet that night that landed in that bathroom?

Detective Wolf: Yes, sir, that was determined to come from Detective Hankison's weapon.

Male 1: Alright. Thank you. Was there a furnace in the hallway of Breonna's apartment?

Detective Wolf: Yes, sir, right there.

Male 1: Alright. And was there a bullet recovered from that furnace by the police?

Detective Wolf: Yes, sir.

Male 1: Alright, that's 93. Thank you. And as I've asked you before, was that bullet marked in the photo as Exhibit 93...

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Detective Wolf: Yes, sir.

Male 1: Was that also examined by the forensic expert at the Kentucky State Police lab?

Detective Wolf: Yes, sir.

Male 1: Was he able to identify who fired that bullet that went into the furnace?

Detective Wolf: Yes, sir, Detective Hankison.

Male 1: Alright.

[Brief Pause]

Male 1: I'm going to hold off on that for just a moment, alright? We'll come back to that. Now you had mentioned that the FBI did some of their own forensic exam inside the apartment.

Detective Wolf: Yes, sir.

Male 1: Was that in approximately June of this year?

Detective Wolf: Yes, sir. They came back and conducted another search warrant and collected some additional projectiles.

Male 1: Did they dig into the walls and pull out some bullets that had not heretofore been recovered by the police?

Detective Wolf: Yes, sir.

Male 1: Alright. So I'm going to go through a few of these and two of them are fairly important aren't they?

Detective Wolf: Yes, sir.

Male 1: Alright. These are bullets that were found...

[Brief Pause]

Male 1: Just a moment.

Male: Did you all (inaudible) turned out the lights?

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Woman: Do they have to do that to fill that out because it's kind of hard on our eyes...

Male: Okay, I'm sorry (inaudible)...

Male 1: Alright. We're going to go through some – you have your FBI results?

Woman 1: (Inaudible).

Detective Wolf: Yes, sir.

Male 1: Now these were bullets that were recovered by the FBI and the bullets that they recovered, did they examine those bullets forensically?

Detective Wolf: Yes, sir.

Male 1: Alright. Reviewing the FBI report, were you, Detective, able to specifically determine exactly in the wall where a bullet may have been recovered or just the general rooms?

Detective Wolf: Just the general room. I was not there for that particular search.

Male 1: Okay. In one instance, we do have the bullet holes. We're going to talk to the jury about that in a minute. Alright. For instance, we have A in dining room, that's room A.

Detective Wolf: Yes, sir.

Male 1: And was the bullet recovered in the wall of that dining room?

Detective Wolf: Yes, sir.

Male 1: Alright. And was that examined forensically to see if they could determine the origin, who shot it?

Detective Wolf: Yes, sir. The FBI forensic examiner was able to determine that came from Detective Hankison's.

Male 1: Alright. And then they also recovered one from Breonna's room? That's H.

Detective Wolf: Yes, sir.

Male 1: Alright. In the wall? Right in there?

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Detective Wolf: Yes, sir.

Male 1: Alright. And were they able to determine in that instance the source of that bullet that was embedded in her wall?

Detective Wolf: Yes, sir.

Male 1: Who was that?

Detective Wolf: Detective Hankison.

Male 1: Alright. And another one. Was there not a second one also embedded in that wall?

Detective Wolf: Yes, sir.

Male 1: Of her bedroom?

Detective Wolf: Yes, sir.

Male 1: And what did the forensics say the origins of that bullet?

Detective Wolf: Detective Hankison's weapon.

Male 1: Alright. There was also a bullet recovered from the living room, from the wall in the living room.

Detective Wolf: Yes.

Male 1: In that general area?

Detective Wolf: Yes, sir.

Male 1: Alright. And who was the source of that bullet that was embedded in the wall of the living room?

Detective Wolf: Detective Mattingly.

Male 1: Alright. Also they found one that was in the hallway, is that right?

Detective Wolf: Yes, sir.

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Male 1: Alright. 94, can I put that up? Okay 94 is up there. Under 94, does that contain a bullet that is in the hallway?

Detective Wolf: Yes, sir.

Male 1: Alright. There's three of them?

Detective Wolf: Yes, sir.

Male 1: And was the FBI able to recover two of those three from the holes?

Detective Wolf: Yes, sir.

Male 1: Alright. And were they able to determine who the source was?

Detective Wolf: Yes, sir. One was from Detective Mattingly.

Male 1: Alright. And was there any other material on that bullet that was forensically examined?

Detective Wolf: They were able to recover DNA off of that projectile that they could say was a female DNA.

Male 1: Did it have blood or some other biological substance on the bullet?

Detective Wolf: Yes, sir, I assume so.

Male 1: Alright. And while we're here on that, was there a second bullet recovered by the FBI from the wall that we're looking at?

Detective Wolf: Yes, sir, a second projectile was recovered from that area that also had female DNA on it.

Male 1: Alright. And who was the source of that gun?

Detective Wolf: Detective Cosgrove.

Male 1: Alright.

Woman: Question.

Male 1: Yes?

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Woman: This wall has the bullet?

Detective Wolf: No, ma'am, this wall is right here behind where the victim was laying.

Woman: Right, that would make it (inaudible).

Detective Wolf: Yes. I'm sorry, you're right.

Woman: So neither of those shots is the shot that went through the wall into the shoebox, right?

Male 1: No, it was - the bullet was recovered. I'm sorry, I shouldn't be testifying. She's asking if the...

Detective Wolf: No, these two projectiles were recovered from that wall.

Woman: Okay, thank you.

Male 1: I apologize for stepping on your answer. Your question rather.

Woman: (Inaudible).

Detective Wolf: Okay. The DNA on both of those projectiles was the same DNA. They could say it was the same female DNA.

Male: One was from Cosgrove and one was from Mattingly?

Detective Wolf: Yes, sir.

Male 1: One was - Explain to him each one because I think I kind of stepped on his answer here.

Detective Wolf: One was from Detective Cosgrove's weapon and one was from Detective Mattingly's weapon.

Male 1: That answer your question?

Male 2: (Inaudible).

Male 1: I also have it on hallway D they recovered another bullet down there, not one of the two we just talked about.

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Detective Wolf: Yes, sir.

Male 1: And were they able to determine the source of that one?

Detective Wolf: That was Detective Cosgrove.

Male 1: Alright and another in the hallway got dug out of the wall, is that correct?

Detective Wolf: Yes, for Detective Cosgrove.

Male 1: Alright. Okay. Two more.

Woman 1: You have one more (inaudible).

Male 1: Okay.

Woman 1: Three total Hankison, two total Mattingly and four Cosgrove (inaudible).

Male 1: I've got everything but the living room?

Woman 1: Yeah.

Male 1: Okay. And was there another one from the living room wall that a bullet was embedded in there?

Detective Wolf: Yes, sir.

Male 1: Alright.

Detective Wolf: And that was Detective Cosgrove's.

Male 1: Okay. Alright.

Woman 1: (Inaudible).

Male 1: I think I'll get to the two bullets that were recovered from the body.

Woman 1: (Inaudible). We haven't gone over that.

Male 1: No. I haven't yet.

Woman 1: Okay.

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Male 1: We talked about the bullets being recovered from her...

Woman 1: (Inaudible).

Male 1: ...but we haven't talked about what they did. I want to go back some if I could, okay?

Detective Wolf: Yes, sir.

Male 1: When we first started this morning with the jurors, you talked about the autopsy.

Detective Wolf: Yes, sir.

Male 1: You remember that?

Detective Wolf: Yes, sir.

Male 1: And you talked about the fact that there were bullets that were recovered from Breonna's body during the autopsy.

Detective Wolf: Yes, sir.

Male 1: Alright. And there were three of them, is that right?

Detective Wolf: Yes, sir.

Male 1: Was one of them embedded in the heel of her, I think, right foot?

Detective Wolf: Yes, sir.

Male 1: Alright. And that was recovered, right?

Detective Wolf: Yes, sir.

Male 1: But that was never identified?

Detective Wolf: No, it was not identified specifically as one of the officers' weapons.

Male 1: Alright. Now there were two other bullets recovered.

Detective Wolf: Yes, sir.

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Male 1: Alright. And one of those two bullets caused her death. That was the one in the upper right.

Detective Wolf: Yes.

Male 1: Through her lung and you said part of her artery, is that right?

Detective Wolf: Yes, sir.

Male 1: Alright. And they were recovered, were they examined by the Kentucky State Police?

Detective Wolf: They were.

Male 1: And when the Kentucky State Police did that exam, was the purpose of that exam to determine if they could who the source of those two bullets enter her torso.

Detective Wolf: Yes, sir.

Male 1: Alright. And do they do that through an examination of striations made from the bullets they recovered from her body along with test sample bullets that they took at the lab?

Detective Wolf: Yes, sir.

Male 1: From each of the three firearms used by the policemen?

Detective Wolf: Yes, sir.

Male 1: And in doing so, are they attempting to match up, for lack of a better term, striations and other unique marks on the bullets that were recovered from Breonna to the same kinds of markings that may be present on the test bullets from the three policemen?

Detective Wolf: Yes, sir.

Male 1: Alright, and that is common technique in forensic work that's been around for a hundred years.

Detective Wolf: Yes, sir.

Male 1: They do that with equipment like high-intensity magnifying equipment...

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Detective Wolf: Yes, sir.

Male 1: ...that expands considerably the ability for them to examine these small and unique marks on bullets.

Detective Wolf: Yes, sir.

Male 1: Those unique marks are made by various manufacturing paraphernalia inside the barrel.

Detective Wolf: Yes, sir.

Male 1: And over time other marks will come from the use of the gun.

Detective Wolf: Yes, sir.

Male 1: All of which are considered by forensic scientists to be unique.

Detective Wolf: Yes, sir.

Male 1: And capable if used with a qualified expert to match bullets with guns.

Detective Wolf: Yes, sir.

Male 1: Alright. Did KSP seem to use the forensic expert at our lab here in Frankfurt - did he examine those two bullets in an attempt to see which of these three policemen may have fired those two bullets into Breonna that caused her death?

Detective Wolf: Yes, sir. He did.

Male 1: And what was his determination?

Detective Wolf: He could not distinguish, between the three officers' weapons, which one had fired those projectiles.

Male 1: And I've used the term forensic because they are important forensic exams. Believe me.

Detective Wolf: Yes, sir.

Male 1: Is there a fair amount of subjectivity that necessarily is present in such an exam?

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Detective Wolf: Yes, sir.

Male 1: It's not like DNA.

Detective Wolf: No, sir.

Male 1: No. Alright. It's important though, isn't it?

Detective Wolf: Yes, sir.

Male 1: But it doesn't have the same scientific certainty that DNA does.

Detective Wolf: That is correct.

Male 1: Alright. Now later on, you've even talked about the FBI. They came out and worked on the scene as well.

Detective Wolf: Yes, sir.

Male 1: Cooperated in other aspects of the investigation with you guys.

Detective Wolf: Yes, sir.

Male 1: Alright, and did they decide to take a look at these two bullets?

Detective Wolf: Yes, sir, they did.

Male 1: Three altogether but let's concentrate on the two.

Detective Wolf: Yes, sir, they did.

Male 1: And the two bullets I'm talking about are the ones that caused her death in the upper left hand, left side of her chest went down to her lung, and the one right here in her abdomen that you talked to the jury about...

Detective Wolf: Yes, sir.

Male 1: ...a little while ago. Alright. Did they have the same kinds of tools that I talked about generally?

Detective Wolf: Yes, sir. I believe they have the exact same type of microscope.

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Male 1: Alright. Is the examiner equally qualified the same as our Stephen Hughes?

Detective Wolf: Yes, sir, FBI examiner.

Male 1: Alright. We've talked about the examiner at the FBI and the examiners at KSP...

Detective Wolf: Yes, sir.

Male 1: ...(inaudible). The FBI had a different result. Tell the jury what was their findings.

Detective Wolf: The FBI examiner, he was able to say Detective Cosgrove fired the two rounds that were in Breonna's dead body.

Male 1: Including the one that the medical examiner said caused her death.

Detective Wolf: That is correct.

Male 1: In doing so he looked and found, in his opinion, sufficient detail in the bullets recovered from her body to the test bullets he used for comparison purposes from the three policemen's guns right?

Detective Wolf: Yes, sir.

Male 1: In examining those, it was his judgement that they were fired by Cosgrove, two bullets in the torso of Ms. Breonna Taylor.

Detective Wolf: Yes, sir, that is correct.

Male 1: Well to sum up we have, we don't necessarily have a conflict, we have the Kentucky State Police forensic examiner who's qualified, right?

Detective Wolf: Yes, sir.

Male 1: You've worked with him. All of us have at one time or another.

Detective Wolf: I'm not sure I've worked with him, but he's...

Male 1: Oh, okay. But essentially he found there was inconclusive amount of similarity for him to make a call there's a match.

Detective Wolf: That is correct.

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Male 1: That's his subjective judgement, or assumption of subjectivity enters into it.

Detective Wolf: Yes.

Male 1: Some examiners, at times, are more aggressive than others in their attempts to match up bullets and guns and using the same or similar equipment, to get the FBI person, their examiner found there was sufficient detail, in his opinion, to say Miles Cosgrove fired the two bullets, one of which killed Breonna.

Detective Wolf: Yes, sir, that is correct.

Male 1: Alright. I am going to check with my colleagues here to make sure I haven't left anything out. As I get. Oh okay. We are going to - these are our trajectories that we used several times and they are marked 95 and 6. They are for your own examination and any questions you might have while we still have it. Let me check with my boss here. Okay, that is all I have, we are here for any questions you might have of Detective Wolf.

Male: I have a question. There was - we heard that from somebody that there was a bullet that went through the ceiling of the Apartment 4, through the Apartment 3, I believe, above. Was that bullet recovered?

Detective Wolf: No it was not. (Inaudible).

Male: Oh that's right (inaudible).

Male: My question is on the (inaudible) trajectories they have shown. It's like somebody or a lot to people cross the threshold in that doorway (inaudible).

Detective Wolf: I think it's just the way they marked the trajectory points to identify the path. I don't think there is any significance to the marker, they just put those around to try to mark whatever trajectories they were pointing at. I think you see this area here the beginning of pretty much all of the trajectories which is pretty much right (inaudible). Does that make sense?

Male: (Inaudible) cupboard, it looked like the trajectory marker was pointed up. Like from the floor up. That's the bottom of the cupboard and the trajectory marker (inaudible)...

Detective Wolf: That's a good point. I don't know...

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Male: Where is that cupboard located in the—go back to that trajectory (inaudible)?

Detective Wolf: It's in a...

{Crosstalk}

Detective Wolf: I'm sorry, this is the FBI trajectory. That mark you saw – the Louisville PD did their own that is some of their trajectory analysis (inaudible), but I think that's a different one.

{Crosstalk}

Detective Wolf: If I am looking at number 86, it looks to me like...

{Crosstalk}

Male: The trajectory shows it's on the right, but the picture shows...

Detective Wolf: ...and there again, there's – the Louisville PD had done some trajectory stuff, and the FBI (inaudible), but yeah, there it is.

Female: So the FBI trajectory for those two shots is wrong?

Detective Wolf: No. It looks like there's some (inaudible)...

Female 1: Right...

{Crosstalk}

Detective Wolf: If you look at these...

Female: Right.

Detective Wolf: This one end up here in the back...

{Crosstalk}

Male: Yeah. Okay, so this trajectory here is the only one...

Detective Wolf: Right.

Male: ...that they could identify it.

Male: So like the one that says – the one (inaudible) Cosgrove (inaudible) may not have been able to determine where that was coming from.

Detective Wolf: If you look at that, its only speculation on my part. When you look at the close up on it, you can see it's pretty rough (inaudible). That's just my speculation.

Female: Am I correct in seeing that the projectiles from the front door are the majority that were in the sister's bedroom - one, two, three, four projectiles that are on that trajectory (inaudible)...

Detective Wolf: You see here, keep going...

Female: Just outside – keep going the sister's bedroom. No, the sister's bedroom. See the four...

Detective Wolf: Are these one's here what you're talking about?

Female: No, the ones right in the hall.

Detective Wolf: Right there?

Female: Yeah. So that's the majority of where the bullets were found.

Detective Wolf: Right.

Female: But there are only two against the wall that went all the way down.

Detective Wolf: Right.

Female: What are those little short trajectories there? The one that goes into the wall, that one, comes out both the right and the left of the wall.

Detective Wolf: Yes. And I'll be honest with you, I'm not sure – but these here, if you remember, Walker's casings were found...

{Crosstalk}

Female: Before they were grouped together.

Detective Wolf: Yeah. It's possible.

Female: It could have been one little extra (inaudible)...

{Crosstalk}

Detective Wolf: You made a good point. Some of those where they're marking things like in this hall is where they believe the bullet hit something and then continued on. Yes, sir.

Male: The bullet that was used by Detective Mattingly in the (inaudible)...

Detective Wolf: Yes, sir.

Male: Was that recovered?

Detective Wolf: Yes, sir.

Male: It was?

Detective Wolf: Yes, sir, well it was out in the hall – I probably should've...

{Crosstalk}

Detective Wolf: They were unable to determine who's (inaudible). 37. (Inaudible). It had blood on it that they were sending to, I believe, get a comparison done on.

Male: Was it a straight shot or was it down shot (inaudible)...

Detective Wolf: If you look at the injury to his leg right here, it was pretty much a straight shot through...

Male: Okay.

Detective Wolf: Yes, ma'am?

Female: Casing marker 42 would be with the hall markers (inaudible) to the stairs came from Cosgrove's gun?

Detective Wolf: There was one, a bullet that came from Cosgrove's gun.

Female: Yeah. Down toward the end of the hall, there was a bullet casing number, or a marker number 42.

Detective Wolf: Yes, ma'am.

Female: Do you think that's where he was actually standing?

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Detective Wolf: No, that's the projectile. The casings were all out....

Female #3: All the casings. There were projectile.

Detective Wolf: Projectile.

{Crosstalk}

Detective Wolf: Yes, ma'am.

Female: He said it was the casings, that's why I was...

Detective Wolf: No, ma'am.

Female: Walker's casings were there.

Detective Wolf: Walker's casings, yes. That's correct.

{Crosstalk}

Female: Question.

Male 1: Yes?

Female: For the back hallway on that wall that, on the (inaudible) side of the closet, just to make sure I have it right. One of those was from Mattingly and two of those three were from Cosgrove?

Male 1: No.

Detective Wolf: No, ma'am. One from each. This one.

Female: So there were three shots, (inaudible)?

{Crosstalk}

Detective Wolf: Also I got an answer for you on your .40 caliber / .9 caliber. In March of 2020, we bought .40 caliber units for the police department. It's just a little bit bigger, and it's pretty popular.

{Crosstalk}

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Detective Wolf: There was a time period, about that time, everybody went from the .40 to the .9, so we did the same thing.

Female: You confirmed five shots from Mattingly?

Detective Wolf: Six. We confirmed six. There were six casings.

Female: The five in the breezeway and then the one in the wall?

{Crosstalk}

Detective Wolf: Casings.

Male: The one was in the hallway...

Detective Wolf: One casing was inside the hallway was just inside the doorway. Yes, sir.

{Crosstalk}

Detective Wolf: Six casings and two projectiles Mattingly used. Yes, ma'am?

Female: What kind of gun did Mr. Walker use?

Detective Wolf: He had a Glock .43X which is about (inaudible).

Female: .43X?

Detective Wolf: Yes. It's a good gun, I've got one.

Male: (Sounds like: That's the bullet they found in the hallway)...

Female: I'm sorry, could you say that one more time?

Detective Wolf: Glock .43X...

Female: No, Mattingly had...

Detective Wolf: Mattingly had six casings and two projectiles.

Female: Thank you.

Male 1: Any other questions?

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Detective Wolf: Anything else?

Female: I'm looking...

Male 1: Yes. We've got a question.

Female: (Inaudible), front door. Wasn't that where the...

Male 1: You want to see the front door?

Female: The front door, the door through which Mattingly was hit when Walker shot, or was the door open enough to have a clear shot?

Detective Wolf: He had breached the door. The door was open.

Female: The door was already open. I got the feeling that the door kind of opened before it slowed back shut a little bit.

Detective Wolf: I'm not sure, but this is the pictures, but they reached the door in which they breached and (inaudible)...

{Crosstalk}

Detective Wolf: Whoever is the first guy who comes to the door is obviously going to be the guy who's in the most danger.

Male: These photos may not represent exactly what...

Detective Wolf: Right.

Male: ...happened at that moment. Like the positioning...

Detective Wolf: That's a good point.

Male 1: Any other questions from the jury?

Barbara Whaley: We are going off the record.

[Audio Recording Ends]